Regulation (EU) No 537/2014 of the European Parliament and of the Council of 16 April 2014 on specific requirements regarding statutory audit of public-interest entities and repealing Commission Decision 2005/909/EC (Text with EEA relevance)

## TITLE I

## SUBJECT MATTER, SCOPE AND DEFINITIONS

Article 1	Subject matter	
Article 2	Scope	
Article 3	Definitions	

## TITLE II

# CONDITIONS FOR CARRYING OUT STATUTORY AUDIT OF PUBLIC INTEREST ENTITIES

Article 4	Audit fees
Article 5	Prohibition of the provision of non-audit services
Article 6	Preparation for the statutory audit and assessment of threats to
	independence
Article 7	Irregularities
Article 8	Engagement quality control review
Article 9	International auditing standards
Article 10	Audit report
Article 11	Additional report to the audit committee
Article 12	Report to supervisors of public-interest entities
Article 13	Transparency report
Article 14	Information for competent authorities
Article 15	Record keeping

## TITLE III

# THE APPOINTMENT OF STATUTORY AUDITORS OR AUDIT FIRMS BY PUBLIC-INTEREST ENTITIES

Article 16	Appointment of statutory auditors or audit firms
Article 17	Duration of the audit engagement
Article 18	Hand-over file
Article 19	Dismissal and resignation of the statutory auditors or the audit
	firms

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 537/2014 of the European Parliament and of the Council. (See end of Document for details)

## TITLE IV

# SURVEILLANCE OF THE ACTIVITIES OF STATUTORY AUDITORS AND AUDIT FIRMS CARRYING OUT STATUTORY AUDIT OF PUBLIC-INTEREST ENTITIES

## CHAPTER I

## Competent authorities

Article 20	Designation of competent authorities
Article 21	Conditions of independence
Article 22	Professional secrecy in relation to competent authorities
Article 23	Powers of competent authorities
Article 24	Delegation of tasks
Article 25	Cooperation with other competent authorities at national level

## CHAPTER II

Quality assurance, market monitoring, and transparency of competent authorities

Article 26	Quality assurance
Article 27	Monitoring market quality and competition
Article 28	Transparency of competent authority

## CHAPTER III

Cooperation between competent authorities and relations with the european supervisory authorities

Article 29	Obligation to cooperate
Article 30	Establishment of the CEAOB
Article 31	Cooperation with regard to quality assurance reviews,
	investigations and on-site inspections
Article 32	Colleges of competent authorities
Article 33	Delegation of tasks
Article 34	Confidentiality and professional secrecy in relation to
	cooperation among competent authorities
Article 35	Protection of personal data

## CHAPTER IV

Cooperation with third-country authorities and with international organisations and bodies

Article 36	Agreement on exchange of information
Article 37	Disclosure of information received from third countries
Article 38	Disclosure of information transferred to third countries
Article 39	Exercise of the delegation
Article 40	Review and reports
Article 41	Transitional provisions
Article 42	National provisions
Article 43	Repeal of Commission Decision 2005/909/EC
Article 44	Entry into force
	Signature

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 537/2014 of the European Parliament and of the Council. (See end of Document for details)

- (1) OJ C 191, 29.6.2012, p. 61.
- (2) Position of the European Parliament of 3 April 2014 (not yet published in the Official Journal) and decision of the Council of 14 April 2014.
- (3) Council Directive 86/635/EEC of 8 December 1986 on the annual accounts and consolidated accounts of banks and other financial institutions (OJ L 372, 31.12.1986, p. 1).
- (4) Council Directive 91/674/EEC of 19 December 1991 on the annual accounts and consolidated accounts of insurance undertakings (OJ L 374, 31.12.1991, p. 7).
- (5) Directive 2004/109/EC of the European Parliament and of the Council of 15 December 2004 on the harmonisation of transparency requirements in relation to information about issuers whose securities are admitted to trading on a regulated market and amending Directive 2001/34/EC (OJ L 390, 31.12.2004, p. 38).
- (6) Directive 2007/64/EC of the European Parliament and of the Council of 13 November 2007 on payment services in the internal market amending Directives 97/7/EC, 2002/65/EC, 2005/60/EC and 2006/48/EC and repealing Directive 97/5/EC (OJ L 319, 5.12.2007, p. 1).
- (7) Directive 2009/65/EC of the European Parliament and of the Council of 13 July 2009 on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) (OJ L 302, 17.11.2009, p. 32).
- (8) Directive 2009/110/EC of the European Parliament and of the Council of 16 September 2009 on the taking up, pursuit and prudential supervision of the business of electronic money institutions amending Directives 2005/60/EC and 2006/48/EC and repealing Directive 2000/46/EC (OJ L 267, 10.10.2009, p. 7).
- (9) Directive 2011/61/EU of the European Parliament and of the Council of 8 June 2011 on Alternative Investment Fund Managers and amending Directives 2003/41/EC and 2009/65/EC and Regulations (EC) No 1060/2009 and (EU) No 1095/2010 (OJ L 174, 1.7.2011, p. 1).
- (10) Directive 2004/39/EC of the European Parliament and of the Council of 21 April 2004 on markets in financial instruments amending Council Directives 85/611/EEC and 93/6/EEC and Directive 2000/12/EC of the European Parliament and of the Council and repealing Council Directive 93/22/EEC (OJ L 145, 30.4.2004, p. 1).
- (11) Directive 2013/34/EU of the European Parliament and of the Council of 26 June 2013 on the annual financial statements, consolidated financial statements and related reports of certain types of undertakings, amending Directive 2006/43/EC of the European Parliament and of the Council and repealing Council Directives 78/660/EEC and 83/349/EEC (OJ L 182, 29.6.2013, p. 19).
- (12) Directive 2006/43/EC of the European Parliament and of the Council of 17 May 2006 on statutory audits of annual accounts and consolidated accounts, amending Council Directives 78/660/EEC and 83/349/EEC and repealing Council Directive 84/253/EEC (OJ L 157, 9.6.2006, p. 87).
- (13) Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data (OJ L 281, 23.11.1995, p. 31.)
- (14) Regulation (EU) No 1092/2010 of the European Parliament and of the Council of 24 November 2010 on European Union macro-prudential oversight of the financial system and establishing a European Systemic Risk Board (OJ L 331, 15.12.2010, p. 1.)
- (15) Directive 2005/60/EC of the European Parliament and of the Council of 26 October 2005 on the prevention of the use of the financial system for the purpose of money laundering and terrorist financing (OJ L 309, 25.11.2005, p. 15.)
- (16) OJ L 120, 7.5.2008, p. 20.
- (17) European Supervisory Authority established by Regulation (EU) No 1095/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Securities and Markets Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/77/EC (OJ L 331, 15.12.2010, p. 84).
- (18) European Supervisory Authority established by Regulation (EU) No 1093/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Banking Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/78/EC (OJ L 331, 15.12.2010, p. 12).

Changes to legislation: There are currently no known outstanding effects for the Regulation (EU) No 537/2014 of the European Parliament and of the Council. (See end of Document for details)

- (19) European Supervisory Authority established by Regulation (EU) No 1094/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Insurance and Occupational Pensions Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/79/EC (OJ L 331, 15.12.2010, p. 48).
- (20) Directive 2014/56/EU of the European Parliament and the Council of 16 April 2014 amending Directive 2006/43/EC on statutory audits of annual accounts and consolidated accounts (see page 196 of this Official Journal).
- (21) OJ C 336, 6.11.2012, p. 4.
- (22) Commission Decision 2005/909/EC of 14 December 2005 setting up a group of experts to advise the Commission and to facilitate cooperation between public oversight systems for statutory auditors and audit firms (OJ L 329, 16.12.2005, p. 38.)

# **Changes to legislation:**

There are currently no known outstanding effects for the Regulation (EU) No 537/2014 of the European Parliament and of the Council.