

Question ID

2024_7050

Legal act

Regulation (EU) No 2022/2554 (DORA)

Topic

ICT-related incidents (management / classification / reporting)

Article

19

COM Delegated or Implementing Acts/RTS/ITS/GLs/Recommendations

Not applicable

Article/Paragraph

N/A

Name of institution / submitter

AFME

Country of incorporation / residence

Belgium

Type of submitter

Industry association

Subject matter

Duplicate ICT Incident Reporting

Question

Is duplicate incident reporting via the ECB SSM Cyber Incident Reporting Framework required, alongside DORA incident reporting under Article 19?

Background on the question

Significant credit institutions are required to notify the ECB of significant cyber incidents via their own SSM portal. These reports will duplicate reporting due under DORA, where the ECB is the competent authority.

Submission date

03/04/2024

Final publishing date

11/12/2024

Final answer

Recital 51 of Regulation (EU) 2022/2554 clarifies that *ICT-related incident reporting should be harmonised through the introduction of a requirement for all financial entities to report directly to their relevant competent authorities. Where a financial entity is subject to supervision by more than one national competent authority, Member States should designate a single competent authority as the addressee of such reporting. Credit institutions classified as significant in accordance with Article 6(4) of Council Regulation (EU) No 1024/2013 (19) should submit such reporting to the national competent authorities, which should subsequently transmit the report to the European Central Bank (ECB).*

Accordingly, ICT-related major incidents, including cyberincidents, affecting significant institutions in accordance with Article 6(4) of Council Regulation (EU) No 1024/2013 (19) should be classified and reported only under regulation (EU)2022/2554 and the related Technical Standards.

Status

Final Q&A

Answer prepared by

Answer prepared by the Joint ESAs Q&A