

**Question for written answer P-001486/2019/rev.1
to the Commission**

Rule 130

Salvatore Cicu (PPE), Lorenzo Cesa (PPE), Lara Comi (PPE), Aldo Patriciello (PPE), Alberto Cirio (PPE), Massimiliano Salini (PPE), Barbara Matera (PPE) and Giovanni La Via (PPE)

Subject: Judgment of the Court of Justice of the European Union in the Tercas case. Joint Judgment T- 98/16, T-196/16, T-198/16

It would be good to know the process by which the Commission arrived at its Communication on the application, from 1 August 2013, of State aid rules to support measures in favour of banks in the context of the financial crisis (2013/C 216/01), Official Journal of the European Union of 30 July 2013.

Clearly, this communication would have had a major impact on the ability to manage bank crises, including small ones, and thus potentially significant implications as regards the stability of the banking market, in terms of the protection of savers, the general trust of economic operators in the stability of the banking and financial market, public finances and the stock exchange values of listed banks. This decision, indeed, removed the option of using deposit guarantee schemes (DGS) in the event of a banking crisis.

In view of the potential implications of this decision for various aspects of the economy referred to above, can the Commission say how it worked together in particular with:

- 1) the banking authorities forming part of the Single Supervisory Mechanism (SSM), intended to ensure the stability of the banking sector;
- 2) ESMA and the financial market supervisory authorities?
- 3) Can the Commission also say what analyses and assessments it carried out before adopting the contested decision?