Article 97: Authentication and monitoring technical standards

Council first-reading position 8543/1/26 REV 1, 4 November 2026. Verified 19 November 2026. Final wording and numbering may change.

Application
The Council position provides for general application 21 months after eventual entry into force under Article 124. Final Official Journal text and calendar dates remain to be checked.

Provision
Article 97(1)-(3); recital 195

Requirement
EBA drafts technical standards for authentication, exemptions, credential protection, relevant outsourcing, secure communication and Article 87 monitoring. The transaction-risk-analysis exemption standards address low-risk conditions, models, fraud-rate methodology and reporting and audit. The Commission adopts the standards through the delegated technical-standard procedure. EBA periodically reviews and may draft updates for innovation, DORA and digital identity wallet developments.

Responsible
EBA develops and submits drafts; the Commission adopts. Bank legal, security, payments and fraud owners track dependencies and implementation.

Timing
EBA submits the paragraph 1 drafts within 12 months after eventual entry into force. Submission, Commission adoption, Official Journal publication and each instrument’s entry and application dates are distinct milestones.

Conditions and exceptions
An EBA draft is not the final Commission instrument. Read Article 124 and each adopted standard to establish the operational timetable; a draft deadline does not replace the bank’s control obligations.

PSD2 comparison
PSD2 Article 98 is the principal predecessor. Article 98(4) correlates to the second and third subparagraphs of Council Article 97(2); Article 97(1)(g) has no direct Annex row.

Source: Council of the European Union, 8543/1/26 REV 1. Updated article card.

What it means for the fraud function

- Track each technical-standard topic to its legal and implementation owner.

- Maintain separate milestones for consultation, draft submission, adoption, publication and application.

- Reconcile vendor specifications and monitoring models against the adopted text when available.

Common misreadings

- Twelve months is the draft-submission deadline, not automatic application of adopted standards.

- The Commission, not EBA alone, adopts the binding RTS.

Episodes: Season 1 episode 1, Season 1 episode 3. Links on the updated HTML card.