

## **Joint Guidelines on templates for explanations and opinions, and the standardised test for crypto-assets, under Article 97(1) of Regulation (EU) 2023/1114 (JC 2024 28)**

Pursuant to Article 8, paragraph (5) of the Act Implementing Regulation (EU) 2023/1114 on Markets in Crypto Assets, the Croatian National Bank is providing a link to the text of the Joint Guidelines (EBA; EIOPA; ESMA) on templates for explanations and opinions, and the standardised test for crypto-assets, under Article 97(1) of Regulation (EU) 2023/1114 (JC 2024 28, hereinafter: 'Guidelines').

**Subject matter of the Guidelines:** The Guidelines specify: the content and form of the explanation and legal opinion referred to in Article 8(4) and Article 17(1), point (b)(ii), and Article 18(2), point (e), respectively, of Regulation (EU) 2023/1114 and a common approach for the regulatory classification of crypto-assets under that Regulation.

**Entities subject to the application:** The Guidelines apply to: (a) offerors, persons seeking admission to trading, or operators of trading platforms for a crypto-asset other than an asset-referenced token (ART) or an electronic money token (EMT) (in the Republic of Croatia they include entities falling within the jurisdiction of the Croatian Financial Services Supervisory Agency (HANFA)); (b) credit institutions intending to offer to the public or seek admission to trading of an ART who are required to provide to the competent authority a legal opinion on the qualification of the crypto-asset pursuant to Article 17(1), point (b)(ii), of Regulation (EU) 2023/1114 (in the Republic of Croatia they include entities falling within the jurisdiction of the Croatian National Bank); and (c) legal persons or other undertakings that are not credit institutions intending to offer to the public or seek admission to trading of an ART who are required to provide to the competent authority a legal opinion on the qualification of the crypto-asset pursuant to Article 18(2), point (e), of Regulation (EU) 2023/1114 (in the Republic of Croatia they include entities falling within the jurisdiction of the Croatian National Bank). These Guidelines also apply to persons intending to carry out, or carrying out, crypto-asset services when assessing whether activities within their existing or intended remit involve a crypto-asset within the scope of that Regulation (in the Republic of Croatia they include entities falling within the jurisdiction of HANFA).

**Date of the beginning of application:** The Guidelines apply from 12 May 2025 and the Croatian National Bank expects the entities subject to their application to apply them in their entirety. The Guidelines are available at the following [link](#).