Statement welcoming the launch by ISDA of its 2020 IBOR Fallbacks Protocol and IBOR Fallbacks Supplement

The working group on euro risk-free rates (Working Group), the European Central Bank (ECB), the European Securities and Markets Authority (ESMA), the European Commission (EC) and the Financial Services and Markets Authority (FSMA) welcome the launch by the International Swaps and Derivatives Association (ISDA) of its IBOR Fallbacks Supplement¹ and 2020 IBOR Fallbacks Protocol.²

These documents will provide robust fallbacks for derivative contracts under ISDA documentation to ensure their contractual robustness in case of a cessation of IBOR benchmarks. The Working Group and the public institutions encourage market participants (financial and non-financial firms) to consider the adherence to the Protocol in the planning of their IBOR transition projects and, where relevant, compliance with the European Benchmark Regulation.³

¹ IBOR Fallbacks Supplement, 23 October 2020.

² IBOR Fallbacks Protocol, 23 October 2020.

³ Subject to individual firms' internal assessment, usual governance procedures and negotiations with counterparties as necessary. Where the Protocol is not used, other appropriate arrangements will need to be considered to mitigate risks.

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