

# DRAWING UP INTERNATIONAL MEMORANDA OF UNDERSTANDING

International Cooperation Unit

31 March 2023 (updated 12th February, 2024)





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- International Memoranda of Understanding (MoUs) are international agreements entered into with <u>public law entities</u> with the necessary capacity that do not amount to treaties. They contain <u>statements of intentions and do not give rise to obligations that are legally binding under international law</u> (Article 2 Treaties Law).
- They are negotiated (i) at the express request of a third party or (ii) at the initiative of the Banco de España (BE) itself.
- The suitability of an MoU is assessed on the basis of:
  - Institutional strategies and interests in priority areas
  - The existence of sufficient activity
  - Strategic or policy aims

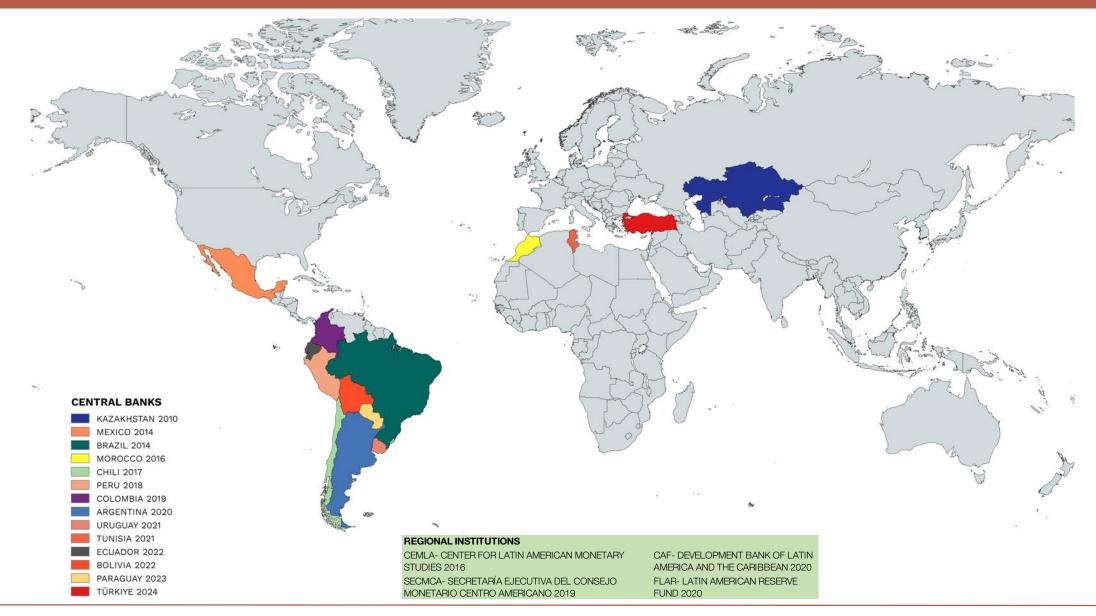
CONCEPT, ORIGIN AND SUITABILITY



- Ibero-America
- Mediterranean countries
- EU candidate countries

MoUs serve as a basis for **cross-departmental cooperation activity** in the BE, involving more than one area or Directorate General over time.

## MAP OF MoUs IN FORCE WITH CENTRAL BANKS AND OTHER INSTITUTIONS



# PROCEDURE FOR INTERNATIONAL MEMORANDA OF UNDERSTANDING MAP OF MoUs IN FORCE WITH CENTRAL BANKS AND OTHER INSTITUTIONS

# VOLUME OF ACTIVITY OVER THE LAST 4 YEARS (2020-2023) UNDER THE MOU'S IN FORCE

Institution	2020	2021	2022	2023
Banco Nacional de Kazajistán (2010)	0	0	0	2
Banco Central do Brasil (2014)	6	10	5	5
Banco de México (2014)	12	9	6	10
CEMLA (2016)	9	32	22	33
Bank Al Maghrib (2016)	5	4	3	5
Banco Central de Chile(2017)	30	11	17	18
Banco Central de Reserva del Perú (2018)	4	2	4	4
Banco de la República (2019)	6	13	13	6
SECMCA (2019)	4	5	5	1
Banco Central de la República Argentina (2020)	4	6	7	4
CAF (2020)	5	3	6	0
FLAR (2020)	2	10	2	2
Banco Central del Uruguay (2021)	7	15	18	8
Banco Central de Túnez (2021)	0	2	3	3
Banco Central del Ecuador (2022)	3	3	3	0
Banco Central de Bolivia (2022)	1	1	0	1
Banco Central del Paraguay (2023)	0	0	1	0
0 1				

Source: International Cooperation Database

# PROCEDURE FOR INTERNATIONAL MEMORANDA OF UNDERSTANDING MAP OF Mous IN FORCE WITH CENTRAL BANKS AND OTHER INSTITUTIONS

# The Banco de España has MoUs in force with the following central banks:

- National Bank of Kazakhstan
- Banco de México
- Banco Central do Brasil
- Bank al Maghrib
- Banco Central de Chile
- Banco Central de Reserva del Perú
- Banco de la República (Colombia)
- Banco Central República Argentina
- Banco Central del Uruguay
- Central Bank of Tunisia
- Banco Central del Ecuador
- Banco Central de Bolivia
- Banco Central del Paraguay
- Central Bank of the Republic of Türkiye

# PROCEDURE FOR INTERNATIONAL MEMORANDA OF UNDERSTANDING MAP OF MoUs IN FORCE WITH CENTRAL BANKS AND OTHER INSTITUTIONS

The Banco de España has Cooperation Memoranda of Understanding in force with the following **other institutions**:

- Centre for Latin American Studies CEMLA
- Executive Secretariat of the Central American
   Monetary Council <u>SECMCA</u>
- CAF (Development Bank of Latin America)
- FLAR (Latin American Reserve Fund)

REGULATION



Circular Order 9/2018 of the Ministry of Foreign Affairs and Cooperation, which refers to MoUs

Law 25/2014 of 27 November 2014 on Treaties and other International Agreements

**Treaties Law** 

Law 13/1994 of 1 June 1994 of Autonomy of the Banco de España

BE Autonomy Law

Executive Commission Resolution, of 8 May 2015, on the procedure for drawing up and approving MoUs to be entered into by the Banco de España

### **REGULATION: SUMMARY**



- Law 13/1994 of 1 June 1994 of Autonomy of the Banco de España BE Autonomy Law
  - Powers of the Governor and the Executive Commission
- Law 25/2014 of 27 November 2014 on Treaties and other International Agreements Treaties Law
  - Definition and nature
  - Legal report by the Legal Department
  - Copy sent to the Ministry of Foreign Affairs (MAEC)
- Circular Order 9/2018 of the Ministry of Foreign Affairs, which refers to MoUs
  - Content and drafting
- Executive Commission Resolution, of 8 May 2015, on the procedure for drawing up and approving MoUs to be entered into by the Banco de España
  - Powers of the Executive Commission
  - Report of the Directorate General on advisability and objectives
  - Consultation of Legal Department
  - Notification of Ministry of Foreign Affairs notified, which enters the MoU in its Register
  - Custody and filing by the Deputy General Secretariat

STAGES

# 1. Preliminary negotiation

### **Cooperation Unit**

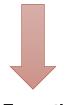
- •Template sent to other party and negotiation
- •Sent to International Cooperation Committee
- Draft and necessity report sent to Legal Department



# 2. Request for Legal Report

### **Legal Department**

- •The Directorate General requests a legal report from the Legal Dept. by Internal Communication. Provides necessity report
- Assessment of draft by Control, Budget & Accounting Dept. or others
- •Cooperation Unit receives legal report by Internal Communication



# 3. Executive Commission approval

# Executive Commission (EC)

- Complete file sent to the Directorate General Economics, Statistics and Research
- Directorate Committee meeting on matters to submit to the Executive Commission
- Executive Commission meeting approves the draft MoU and delegates powers
- Deputy General Secretariat sends MoU to International Cooperation Unit

### 4. Signing

### Governor

•Signs MoU: hand-written or electronic signature

## 5. Custody and Registration

#### Deputy General Secretariat

- Original sent to Governance
- Acknowledgement of receipt
- Custody of MoU in the Banco de España's Register of Agreements
- Deputy General Secretariat sends copy of MoU to Ministry of Foreign Affairs for registration

## Press release

DISSEMINATION

BANCO DE ESPAÑA

Euroslatema

Departemento de Comunicación

NOTA DE PRENSA Madrid, 13 de octubre de 2022



#### El Banco de España y el Banco Central de Bolívia acuerdan cooperación y asistencia técnica

El Banco de España y el Banco Central de Bolivia han firmado un acuerdo de cooperación internacional. El memorando de colaboración fue rubricado por parte del Banco de España por su gobernador, Pablo Hemández de Cos, mientras que en nombre del Banco Central de Bolivia lo hizo su presidente, Roger Edwin Rojas Ulo.

El objetivo de este memorando es reforzar la colaboración entre ambas instituciones en los distintos ámbitos de actuación de la banca central que puedan resultar mutuamente beneficiosos, así como proporcionar un marco estable para el diseño y ejecución de proyectos e iniciativas de mutuo interés.

Estas inciativas podrán desarrollarse a través de distintas modalidades de cooperación y asistencia técnica, en particular, a través de programas de estudio e investigación, proyectos de asistencia técnica especializada o distintas actividades de intercambio de conocimientos y experiencias en materia de banca central, como las misiones, pasantías, foros y reuniones de expertos. Estas posibilidades se ajustarán con flexibilidad a las necesidades y formatos acordados por las partes y que sean más adecuados en cada momento.

#### **Twitter**

← Tweet

BE Banco de España ❖
⊕BancoDeEspaña

Hemos firmado un acuerdo con el Banco Central de Bolivia @BancoCentralBO que refuerza la colaboración entre ambas instituciones y establece un marco estable para el diseño y ejecución de proyectos e iniciativas conjuntas — bde.es/f/webbde/GAP/S...
#CooperaciónInternacional



3:47 p. m. - 13 oct. 2022 - Sendible

### **Cooperation Magazine**

#### MEMORANDOS DE ENTENDIMIENTO FIRMADOS EN 2021

os acuerdos internacionales no normativos de cooperación o memorandos de colaboración firmados por el Banco de España con otros bancos centrales o instituciones financieras internacionales son un instrumento clave para el impulso de nuestra acción exterior. Estos acuerdos, que se formalizan normalmente con instituciones con las que ya se mantienen colaboraciones fructifieras desde hace tempo, contribuyen a dotar de mayor estabilidad las relaciones y a promover el desarrollo de iniciativas y de proyectos de relevancia para las partes.

Actualmente, el Banco de España sene suscritos 14 acuerdos internacionales de cooperación, en su mayor parte con bancos centrales o con instituciones financieras bercamericanas. El Plan Estratégico 2002-2024 constituye, desde su aprobación, una referencia básica a la hora de seleccionar las instituciones con las que se formalizan estos acuerdos y de definir las lineas de actuación para su desamolo.



Diego Labar demandali, presidente del Banco Central del Usuguay, y Jargo Christi, secretario general.

central) y la atención, por parte de las direcciones generales de Servicios y de Efectivo y Sucursales, de rumerosas consultas. Este acuerdo viene a sumarse a los ya vigentes con los bancos centrales de México, Brasil, Chile, Perú, Colombia y Argentina, y con otras instituciones de liberoamérica, como el Centro de Estudios Monetarios Latinoamericanos (CEMLA), la Secretaria Ejecutiva del Consejo Monetario Centroamericano (CMCA), CAF-Banco de Desarrollo de América Latina y el Fondo Latinoamericano de Reterevas (FLAR).

### Flash News



 The International Cooperation Unit disseminates the news through the International Cooperation Magazine and Flash News (internal newsletter).

### Press release

Twitter and LinkedIn.



## Purpose of dissemination



## Strategic Plan 2020-2024 values

## 2. Values

Values are one of the key components of institutional culture. They guide the institution's behaviour, bring about its internal cohesion and forge a solid reputation with the outside world. The figure presents the five core values for the Banco de España in performing its functions.

Three related concepts are included within each value so as to define their meaning and encapsulate how to put them into practice in our day-to-day work:



Strategic Plan 2024

STAGES: SUMMARY

