# **Fuster & Associates** PRIME LAW

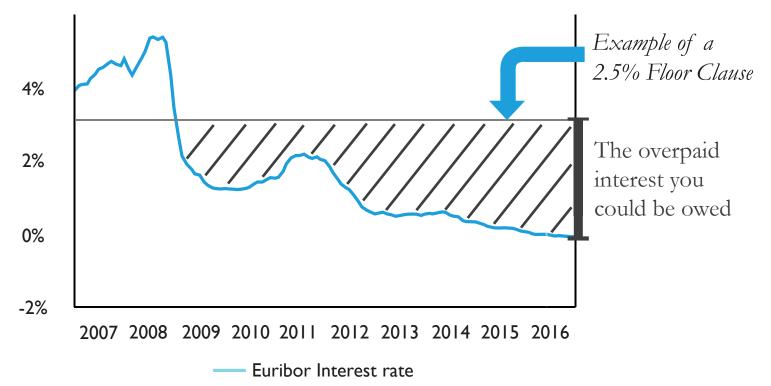
### **2017** GUIDE TO FLOOR CLAUSES (CLÁUSULA SUELO) - RECLAIMING OVERPAID INTEREST CHARGES ON YOUR SPANISH MORTGAGE

If you have taken out a Spanish mortgage with a minimum interest rate clause you may be entitled to a full refund for any overpaid interest, based on new rulings from the European Court of Justice.

## WHAT IS THE CLÁUSULA SUELO (FLOOR CLAUSE)?

The *cláusula suelo* is a minimum floor limit on your interest rate that may have been mis-sold to you on your Spanish mortgage. Typically, your mortgage interest rate should align with that of the Euribor, however, if you have a floor clause in your mortgage agreement then your interest rate will have been capped.

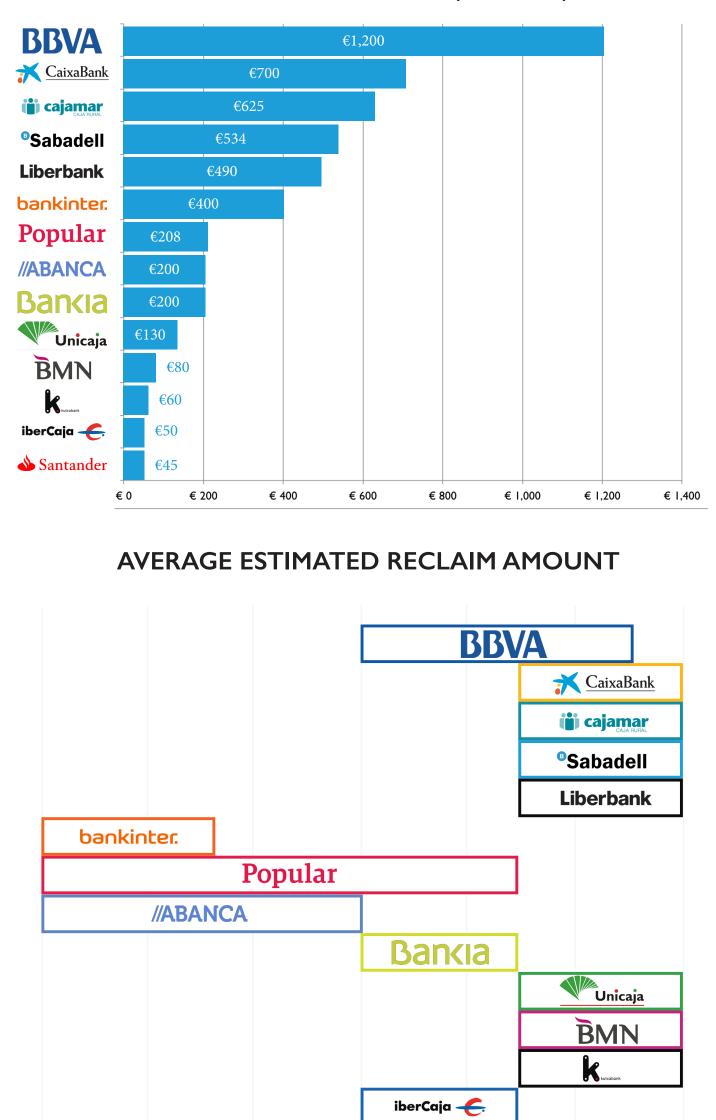
#### EURIBOR RATE (2006 - 2016)



The EU Court ruled on 21st December 2016 that Spain's banks are liable to refund 100% overpaid interest in mortgages with a minimum interest rate clause.

### LIABLE BANK GROUPS

Across all Spanish banks, over €4,000 million is owed to mortgage owners. Below shows how much each bank group is estimated to refund in overpaid interest and the reclaim amount.



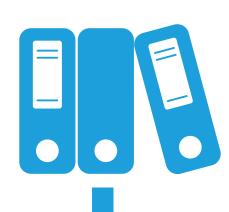
#### ESTIMATED REFUND AMOUNT FROM SPANISH BANK GROUPS (€000,000)

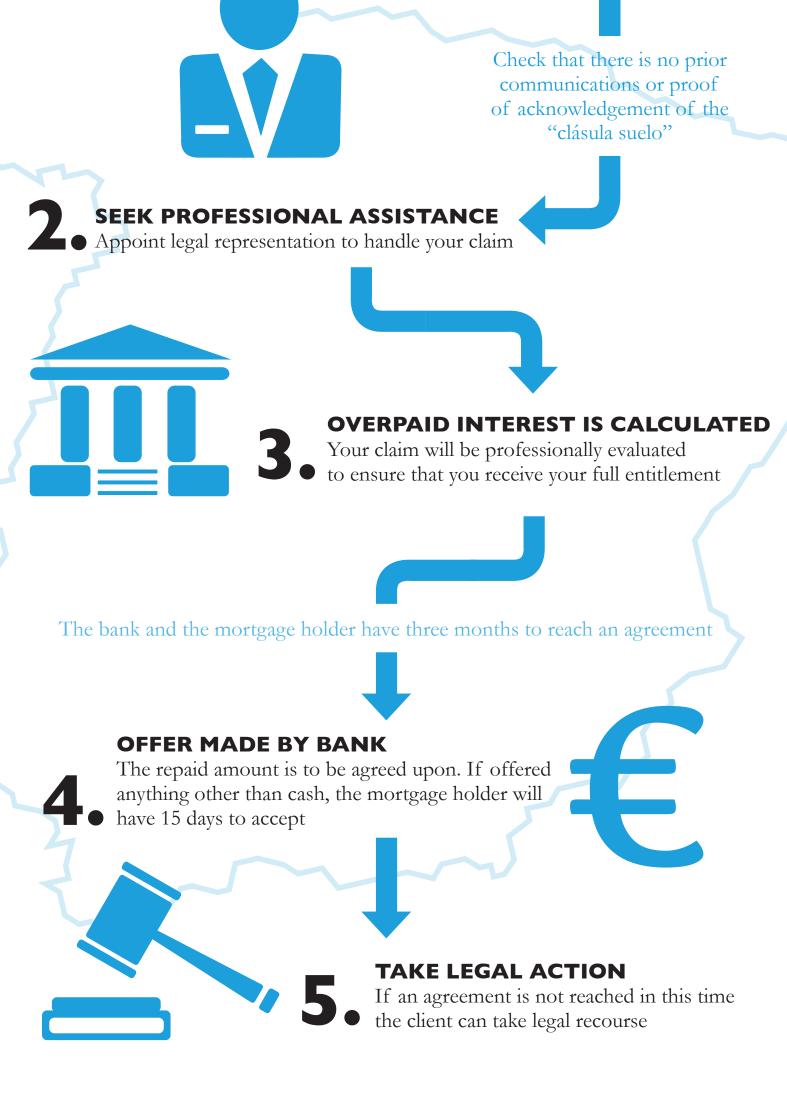




#### **CHECK MORGAGE DOCUMENTS**

Check for any limit on interest rates (i.e. *"limites a la aplicación del interés variable"*)





For more information visit: www.fuster-associates.com/floor-clause