

SUBSIDIARY LEGISLATION 204.06

**CENTRAL BANK OF MALTA ACT (APPOINTMENT
OF DESIGNATE AUTHORITY TO IMPLEMENT
MACRO-PRUDENTIAL INSTRUMENTS)
REGULATIONS**

31st December, 2013*

LEGAL NOTICE 29 of 2014.

1. (1) The title of these regulations is the Central Bank of Malta (Appointment of Designate Authority to implement Macro-Prudential Instruments) Regulations. Citation and scope.

(2) The scope of these regulations is to implement the provisions of Directive 2013/36/EU of the European Parliament and of the Council of 26 June 2013 on access to the activity of credit institutions and the prudential supervision of credit institutions and investment firms, amending Directive 2002/87/EC and repealing Directives 2006/48/EC and 2006/49/EC, hereinafter referred to as "the Directive" and the provisions of Regulation (EU) No 575/2013 of the European Parliament and of the Council of 26 June 2013 on prudential requirements for credit institutions and investment firms and amending Regulation (EU) No 648/2012, hereinafter referred to as "the Regulation".

2. (1) The Minister for Finance hereby appoints the Central Bank of Malta as the Designate Authority for the purposes of Article 133(2) of the Directive to set the systemic risk buffer and identify the sets of institutions to which it applies and for the purposes of Article 136(1) of the Directive to set the counter-cyclical buffer rate for Malta. Appointment of designate authority.

(2) The Minister for Finance hereby appoints the Central Bank of Malta, which shall act jointly with the competent authority, as the Designate Authority for the purposes of Article 131(1) of the Directive to identify, on a consolidated basis, global systemically important institutions (G-SIIs), and, on an individual, sub-consolidated or consolidated basis, as applicable, other systemically important institutions (O-SIIs), which have been authorised within Malta.

(3) The Minister for Finance hereby appoints the Central Bank of Malta as the Designate Authority for the purposes of Article 458(1) of the Regulation to identify changes in the intensity of macro-prudential or systemic risk in the financial system with the potential to have serious negative consequences to the financial system and the real economy in Malta and which that authority considers would better be addressed by means of stricter national measures, to draft national measures for domestically authorised

*see regulation 1(3) of these Regulations as originally promulgated.

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institutions, or a subset of those institutions, intended to mitigate the changes in the intensity of risk and concerning the level of own funds laid down in Article 92 of the Regulation, the requirements for large exposures laid down in Article 392 and Articles 395 to 403 of the Regulation, the public disclosure requirements laid down in Articles 431 to 455 of the Regulation, the level of the capital conservation buffer laid down in Article 129 of the Directive, liquidity requirements laid down in Part Six of the Regulation, risk weights for targeting asset bubbles in the residential and commercial property sector, or intra financial sector exposures, and to be in charge of the application of Article 458 of the Regulation.
