

L.N. 159 of 2012

**BANKING ACT
(CAP. 371)**

Depositor Compensation Scheme (Amendment) Regulations, 2012

IN exercise of the powers conferred by articles 3 and 28A of the Banking Act, the Minister of Finance, the Economy and Investment, acting on the advice of the Malta Financial Services Authority, has made the following regulations:

1. (1) The title of these regulations is the Depositor Compensation Scheme (Amendment) Regulations, 2012 and these regulations shall be read and construed as one with the Depositor Compensation Scheme Regulations, hereinafter referred to as "the principal regulations".

Citation and
scope.
S.L. 371.09

(2) The objective of these regulations is to enhance the coverage level of the Depositor Compensation Scheme.

(3) The new percentage rates as set out in regulation 3 shall apply as from year of assessment 2012.

2. Immediately after sub-regulation (2) of regulation 37 of the principal regulations, there shall be added the following new sub-regulation:

Amends
regulation 37 of
the principal
regulations.

"(3) For the year of assessment 2012, the adjustment in the Reserve and any supplementary contributions due by participants shall apply as from 1st January 2012. Participants shall pay any additional supplementary contribution due to the Scheme in 2012 by the 1st June 2012. Furthermore, any adjustment in the Reserve for 2012 shall be effected by participants by the same date."

3. The Second Schedule to the principal regulations shall be amended as follows:

Amends the
Second
Schedule to the
principal
regulations.

(a) in paragraph 3(b) thereof, for the words "with the percentage rate of 0.1%", there shall be substituted the words:

"with the percentage rate that is applicable to the year of assessment in accordance with the following sequence:

Year of Assessment	Percentage Rate
2012	0.133%

2013	0.166%
2014	0.2%.";

(b) in paragraph 5(b) thereof, for the words "with the percentage rate of 0.67%.", there shall be substituted the words;

"with the percentage rate that is applicable to the year of assessment in accordance with the following sequence:

Year of Assessment	Percentage Rate
2012	0.713%
2013	0.757%
2014	0.8%."; and

(c) in paragraph 5(d)(iv) thereof, for the words "then at least 60% of the admissible assets shall consist of debt securities issued by national or international institutions, governments or central bank authorities that are established in the EEA, and which have a long term credit rating of not less than A; and", there shall be substituted the words:

"then at least 60% of the admissible assets shall consist of any one or more of the following:

- (a) deposits held with the Central Bank of Malta;
- (b) debt securities issued by national or international institutions, governments or central bank authorities that are established in the EEA, and which have a long term credit rating of not less than A; and".

