VERŻJONI ELETTRONIKA

Suppliment tal-Gazzetta tal-Gvern ta' Malta Nru. 18,934, 22 ta' Ġunju, 2012
Taqsima B

L.N. 214 of 2012

COMPANIES ACT
(CAP. 386)

Companies Act (Investment Companies with Variable Share Capital) (Amendment) Regulations, 2012

IN exercise of the powers conferred by article 84(10) of the Companies Act, the Minister of Finance, the Economy and Investment, acting on the advice of the Malta Financial Services Authority, has made the following regulations:

Citation.

1. The title of these regulations is the Companies Act (Investment Companies with Variable Share Capital) (Amendment) Regulations, 2012, and these regulations shall be read and construed as one with the Companies Act (Investment Companies with Variable Share Capital) Regulations, hereinafter referred to as "the principal regulations". S.L. 386. 02

Amends regulation 2 of the principal regulations.

2. Regulation 2 of the principal regulations shall be amended as follows:

(a) in the definition "SICAV", for the words "of the Investment Services Act.", there shall be substituted the words "of the Investment Services Act;"; and

(b) immediately after the definition "SICAV" there shall be added the following new definition:

" "UCITS Directive" means Directive 2009/65/EC of the European Parliament and of the Council of 13 July 2009 on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) (recast), as amended from time to time, and includes any implementing measures that have been or may be issued thereunder.".

Amends regulation 10 of the principal regulations.

3. Regulation 10 of the principal regulations shall be amended as follows:

(a) in subregulation (1) thereof, for the words "other than SICAVs licensed by the competent authority as Professional Investor Funds", there shall be substituted the words "other than SICAVs licensed by the competent authority

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either as Professional Investor Funds or as UCITS within the meaning of the UCITS Directive"; and

(b) in subregulation (2) thereof:

(i) for the words "SICAVs licensed by the competent authority as Professional Investor Funds" there shall be substituted the words "SICAVs licensed by the competent authority either as Professional Investor Funds or as UCITS within the meaning of the UCITS Directive";

(ii) in paragraph (b) thereof, for the words "Guidelines", and wherever they appear in the principal regulations, there shall be substituted the words "Investment Services Rules"; and

(iii) in paragraph (c) thereof, for the words "guidelines", and wherever they appear in the principal regulations, there shall be substituted the words "Investment Services Rules".

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