

L.N. 299 of 2025

**ACCOUNTANCY PROFESSION ACT
(CAP. 281)**

**Accountancy Profession (General Accounting Principles in respect
of certain Eligible Entities related to the business of Insurance)
(Amendment), Regulations, 2025**

IN EXERCISE of the powers conferred by article 8(1)(a) of the Accountancy Profession Act, the Minister responsible for Finance, on the recommendation of the Accountancy Board has made the following regulations:

1. (1) The title of these regulations is the Accountancy Profession (General Accounting Principles in respect of certain Eligible Entities related to the business of Insurance) (Amendment) Regulations, 2025 and these regulations shall be read and construed as one with the Accountancy Profession (General Accounting Principles in respect of certain Eligible Entities related to the business of Insurance) Regulations, hereinafter referred to as the "principal regulations".

Citation and commencement.

S.L. 281.07.

(2) These regulations shall apply to financial reporting periods commencing on or after 1st January 2025.

2. In regulation 2 of the principal regulations the words "regulation 6" shall be substituted by the words "regulation 5".

Amends regulation 2 of the principal regulations.

3. Regulation 3(1) of the principal regulations shall be amended as follows:

Amends regulation 3 of the principal regulations.

(a) the definition of "eligible entity/ie" or "eligible entities" shall be substituted by the following new definition:

" "eligible entity or eligible entities" means the entities referred to in paragraphs (a) to (l) of sub-regulation 1 of regulation 5;"

(b) in paragraph (a) of the proviso to the definition of "insurance and, or reinsurance parent undertaking" the words "regulation 6" shall be substituted by the words "regulation 5";

(c) immediately after the definition insurance undertakings" there shall be added the following new definitions:

B 2802

" "licensed special purpose vehicle" means an undertaking authorised to securitise a transaction within the scope of section 25 of the Schedule;

"MiFID II Directive" means Directive 2014/65/EU of the European Parliament and of the Council of 15 May 2014 on markets in financial instruments and amending Directive 2002/92/EC and Directive 2011/61/EU (recast), as amended from time to time and includes any implementing measures that have been or may be issued thereunder;;

(d) immediately after the definition "regulated market" there shall be added the following new definitions:

S.L. 403.19. " "reinsurance special purpose vehicle" means a reinsurance special purpose vehicle as defined under the Reinsurance Special Purpose Vehicles Regulations, whether established under the said Regulation or constituted as a securitisation cell company carrying on business as reinsurance special purpose vehicles under the Securitisation Cell Companies Regulations";

S.L. 386.16.

"risk transferee vehicle" means a reinsurance special purpose vehicle or a securitisation vehicle or a licensed special purpose vehicle;

"risk transferee vehicle parent undertaking" means a parent undertaking of a risk transferee vehicle";

(e) immediately after the definition "the Schedule" there shall be added the following new definition:

Cap. 484. " "securitisation vehicle" means a securitisation vehicle established under the Securitisation Act or as a securitisation cell company under the Securitisation Cell Companies Regulations, which is not a reinsurance special purpose vehicle and which satisfies all of the following conditions:

S.L. 386.16.

(a) it enters into a transaction within the scope of Section 25 of the Schedule;

(b) it is fully funded by always having assets the value of which is equal to or exceeds the aggregate maximum risk exposure and being able to pay the amounts it is liable for as they fall due; and

(c) the providers of any debt or financing are professional clients as defined in Annex II of the MiFID II Directive:

Provided that in the case of a securitisation cell company, every cell of the said cell company and the core, to the extent that such cells and, or the core have entered into a transaction within the scope of Section 25 of the Schedule, shall satisfy the conditions above for the securitisation cell company to be an eligible entity."

4. In regulation 4 of the principal regulations the words "regulation 6" shall be substituted by the words "regulation 5".

Amends regulation 4 of the principal regulations.

5. Sub-regulation (1) of regulation 5 of the principal regulations shall be amended as follows:

Amends regulation 5 of the principal regulations.

(a) in paragraph (h) thereof immediately after the words "a cessation undertaking;" there shall be added the word "or";

(b) in paragraph (j) thereof the words "insurance and, or reinsurance parent undertaking;" shall be substituted by the words "risk transferee vehicle; or";

(c) immediately after paragraph (j) thereof, as substituted, the following new paragraphs shall be added:

"(k) insurance and, or reinsurance parent undertaking; or

(l) risk transferee vehicle parent undertaking."

(d) In the proviso of sub-regulation (1) thereof the words "regulation 6" shall be substituted by the words "regulation 5".

6. In item 4.3 of the Schedule to the principal regulations the words "regulation 6" shall be substituted by the words "regulation 5".

