

**Securitisation Notice**

Notice to the MFSA for the commencement of business of a Cell in terms of Regulation 22 of the Securitisation Cell Company Regulations LN 411, 2014

Notice must reach the MFSA, before the Securitisation Cell company (‘scc’) intends to enter into one or more securitisation transactions in respect of that cell

General Information



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| Name of the Securitisation Cell Company (‘SCC’) | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
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| Registration number of the SCC | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |  |
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| Name of the Cell being notified | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |  |
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| Parties Involved (please fill as applicable) |
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| Management Company | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
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| Corporate Service Provider | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
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| Originator(s) | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
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| Listing Agent | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
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| Auditors | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
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| Other Main Parties (Specify) | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
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Details of the Securitisation Transaction



Describe the details of the securitisation transaction/s, including the type of securitisation transaction to be undertaken by the Cell (the ‘Company’)\*.

*(Example: Residential Mortgage-Backed Securities - RMBS, Commercial Mortgage-Backed Securities - CMBS, Consumer/Corporate Asset Backed Securities - ABS, Cash/Synthetic Collateralised Debt Obligations - CDO)*

Click here to enter text.

\* Transaction details should include details of:

1. Financial instruments to be issued by the Company to finance its securitisation transactions, the intended target market/s (i.e., jurisdiction/s where the financial instruments are to be offered/placed) and any intention to list the financial instruments on any regulated market or otherwise;
2. the securitisation assets/risks/secured loan to be acquired/assumed/granted by the Company from/to the originator;
3. the manner in which the securitisation assets shall be transferred from the Originator to the Company;
4. the flow of funds of the securitisation transaction/s; and
5. The estimated number of securitisation transactions the Company intends to enter into on an annual basis; and
6. The estimated total value of the securitisation transactions or financial instruments intended to be issued by the Company.

**We declare that the above stated Cell:**

1. **shall not issue financial instruments to the public on a continuous basis and therefore does not fall within the definition of a ‘public securitisation vehicle’ as defined in Article 19 of the Securitisation Act;**
2. **shall not issue financial instruments to retail clients as defined in point 11 of Article 4(1) of Directive 2014/65/EU unless the issuer of the financial instruments or an investment firm has performed a suitability test in accordance with Article 25(2) of Directive 2014/65/EU and is satisfied that the financial instruments are suitable for each retail client to which the financial instruments are issued;**
3. **has taken all the necessary steps to be aware of the relevant legal and fiscal requirements applicable to it (in any relevant jurisdiction); and**
4. **that the securitisation transaction/s to be entered into by the Company will not involve any form of repackaging (of the financial instruments issued) that is structured by the issuer, arranger, or sponsor of the securitisation transaction/s for the purpose of circumventing the selling restrictions relating to retail clients set out above.**

This Notification Form should be accompanied by the following Documents:

1. a copy of the constitutive documents / Memorandum and Articles of Association;
2. offering documents;
3. transaction structure diagram showing the flow of funds / parties to the transaction (if necessary, depending on complexity of the structure); and
4. A corporate structure chart which clearly identifies all the parties, as well as third-party service providers.

Signature \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Designation\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Contact Us

**IMPORTANT NOTE:** SCCs which qualify as financial vehicle corporations engaged in securitisation transactions under Regulation (EU) No 1075/2013 of the European Central Bank of 18 October 2013 (the ECB Regulation) concerning statistics on the assets and liabilities of financial vehicle corporations engaged in securitisation transactions must, unless exempted, comply with the reporting obligations laid down in the ECB Regulation. Each such SCC shall inform the Central Bank of Malta in writing of its existence within one week from the date on which it commences business irrespective of any derogation from the reporting requirements under the Regulation.

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| Reporting Agent on behalf of Cell | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
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| Contact details of Reporting Agent | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |



This Notification Form should reach the Securities and Market Supervision Unit within MFSA by mail and email to the following recipients:

*Market Infrastructures*

*Capital Markets Supervision*

*Malta Financial Services Authority,*

*Triq l-Imdina, Zone 1,*

*Central Business District,*

*Birkirkara, CBD 1010*

*Malta*

*Email:* securitisation@mfsa.mt

*Any queries in relation to the Notice should be sent directly to:*

*Ms Tetiana Gavrylenko,*

*Analyst, Capital Markets Supervision*

*Tel: +356 2548 5345*

*tetiana.gavrylenko@mfsa.mt*