

23 December 2021

Publication of the Taxonomy Regulation Article 8 Disclosures Delegated Act

1.0 Background

Reference is made to the [Disclosures Delegated Act](#)¹ (the “Delegated Act”), supplementing Article 8 of the [Taxonomy Regulation](#).² The Delegated Act specifies the content, methodology and presentation of the information to be disclosed by large financial and non-financial companies subject to Articles 19a and 29a of the [Accounting Directive](#)³, as amended by the [Non-Financial Reporting Directive](#).⁴

On 06 July 2021, the European Commission adopted the Delegated Act. In this regard, the Authority would like to draw your attention to the publication of the Delegated Act in the Official Journal of the European Union, on 10 December 2021.

2.0 Objective of the Delegated Act

The overarching aim of the Delegated Act is to increase transparency in the market. Article 8 of the Taxonomy Regulation requires those undertakings subject to publish non-financial information in their non-financial statement, to disclose specific Key Performance Indicators.

The Delegated Act specifies the disclosure obligations under Article 8 of the Taxonomy Regulation, whereby the Delegated Act sets out specific disclosure requirements relating to environmentally sustainable economic activities, for both financial and non-financial companies.

¹ Commission Delegated Regulation (EU) 2021/2178 of 6 July 2021 supplementing Regulation (EU) 2020/852 of the European Parliament and of the Council by specifying the content and presentation of information to be disclosed by undertakings subject to Articles 19a or 29a of Directive 2013/34/EU concerning environmentally sustainable economic activities, and specifying the methodology to comply with that disclosure obligation.

² Regulation (EU) 2020/852 of the European Parliament and of the Council of 18 June 2020 on the establishment of a framework to facilitate sustainable investment, and amending Regulation (EU) 2019/2088.

³ Directive 2013/34/EU of the European Parliament and of the Council of 26 June 2013 on the annual financial statements, consolidated financial statements and related reports of certain types of undertakings, amending Directive 2006/43/EC of the European Parliament and of the Council and repealing Council Directives 78/660/EEC and 83/349/EEC as amended.

⁴ Directive 2014/95/EU of the European Parliament and of the Council of 22 October 2014 amending Directive 2013/34/EU as regards disclosure of nonfinancial and diversity information by certain large undertakings and groups.

3.0 Entry into Force and Application

Commission Delegated Regulation (EU) 2021/2178, the Delegated Act, shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.

Whilst the Delegated Act becomes applicable on 01 January 2022, Article 10 therein provides the timeline for the application of the reporting requirements.

4.0 Implementation Guidance

The European Commission has published a set of [Frequently Asked Questions](#) (“FAQs”) on the Delegated Act that may be used as implementation guidance.

Contacts

Should you have any queries relating to the above, kindly contact the Authority on transparency@mfsa.mt. For any queries specifically relating to asset managers, kindly contact funds@mfsa.mt.