

4 June 2024

29th Extract from the FRWG (EECS)'s Database of Enforcement

1.0 Background

The European Securities and Markets Authority (ESMA) has on 27 May 2024 published an [extract](#), of a [list of decisions](#) from its confidential database of enforcement decisions on financial statements.

2.0 Overview of the 29th Extract

The extract includes a selection of 8 decisions taken by national enforcers in the period from December 2021 to December 2023, 5 of which relate to decisions on application of International Financial Reporting Standards (IFRS), whilst the other 3 decisions explore the application of the ESMA Alternative Performance Measures (APM) Guidelines.

These periodically published extracts aim to strengthen supervisory convergence within the European Economic Area and provide issuers and users of financial statements with relevant information on the appropriate application of reporting requirements and guidelines, including IFRS and ESMA APM Guidelines.

Through the publication of these enforcement decisions, market participants are provided insight into the financial and other reporting considered to be compliant with IFRS and ESMA APM Guidelines, by European national enforcers.

In taking the decisions, national enforcers apply their judgement and expertise to the cases in question whilst also considering other factors, including the applicable national law.,

The decisions are based on the application of IFRS requirements and ESMA APM Guidelines at the time of the publication of the financial statements which may be superseded by future developments in these areas. It is worth noting that generally applicable interpretations of IFRS remains the role of the IFRS Interpretations Committee (IFRS IC).

3.0 Next Steps

The published extract and list of decisions should serve as a technical guidance for issuers in handling specific reporting matters.

ESMA will continue communicating these enforcement decisions on a regular basis.

4.0 Contacts

Should you have any queries relating to the above, kindly contact the Authority on transparency@mfsa.mt.