

FORM FOR TABLING A PARLIAMENTARY QUESTION

WRITTEN QUESTIONS TO THE EUROPEAN CENTRAL BANK according to rule 131

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SUBJECT:
(please specify) Enforcement of the Capital Requirements Directive (CRD IV) and the Anti-Money Laundering Directive (AML) in Malta

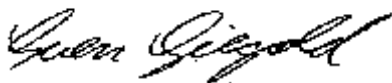
Three reports from the Financial Intelligence and Analysis Unit (FIAU) in Malta have been published recently raising questions whether the rules of CRD IV and AMLD were respected with regard to the Maltese Pilatus Bank.

The FIAU report on Pilatus raises questions as to whether the Malta Financial Services Authority (MFSA) respected the CRD IV requirements when granting a banking licence. In addition, Pilatus Bank is also flagged in two other FIAU reports for serious shortcomings in its implementation of AMLD obligations, including enhanced due diligence procedures related to PEPs and filing of suspicious transaction reports to competent authorities. We are concerned whether the dimension of money laundering reported for Pilatus Bank endangers its solvency and whether the questionable practices reported also involve other banks beyond Pilatus.

Therefore, we ask the ECB to assess whether

- all Maltese financial institutions comply with Articles 14 (2) and 23 (1) CRD IV concerning the suitability requirements for shareholders?
- all Maltese financial institutions comply with Article 91 CRD IV concerning the fit & proper requirements for the management body?
- the solvency risks stemming from money-laundering of possible grand scale are included in the capital requirements set for each Maltese financial institution?

Signature(s):

Date
05/07/2017