No. 1310

MALTA BUSINESS REGISTRY

Explanatory Notes[1]

1. Introduction

Title of Legislation	Companies Act (Register of Beneficial Owners) (Amendment No. 2) Regulations, 2026 (hereinafter referred to as the "amending regulations")
Activity to be regulated	Register of Beneficial Owners
Responsible entity	Malta Business Registry

2. Summary and background

Aims and Objectives of the Legislation

These Explanatory Notes refer to the amendment which is to be carried out to the Companies Act (Register of Beneficial Owners) Regulations (S.L. 386.19) (hereinafter referred to as the "principal regulations"). The purpose of this amendment is to provide certainty and clarity with respect to the assessment that is required to be made in respect of companies registered and formed before the 10th July 2026, and this solely with reference to the cumulative conditions under the first proviso to regulation 5(3) of the principal regulations.

The substituted second proviso to regulation 5(3) of the principal regulations requires companies and commercial partnerships formed and registered before the 10th July 2026 to assess within six (6) months from such date whether the cumulative conditions under the first proviso to the said regulation 5(3) are applicable or not.

3. Overview of the Structure of the Instrument

The amending regulations consist of the following two (2) regulations:

1. Citation
2. Amends the second proviso to regulation 5(3) of the principal regulations.

4. Commentary

Regulation 2 of the amending regulations amends regulation 5 of the principal regulations by substituting the second proviso to regulation 5(3). The substituted proviso places an obligation on companies and commercial partnerships formed and registered before the 10th July 2026 to assess within six (6) months from such date whether the first proviso to regulation 5(3) is applicable or otherwise.

Concluding Sections

This amending regulation shall come into force immediately as from the date of publication.

For further information please contact info: legal.enforcement@mbr.mt / 2258 2300

N.B. These Explanatory Notes are not intended to be an exhaustive description of the instrument nor a substitute thereof or a legislative supplement to it. These Explanatory Notes do not purport to be an authoritative ruling on the interpretation of the legislation.

28th August, 2026

[1]These Explanatory Notes are for the purpose of and in accordance with article 3(2)(c) and Schedule III of Chapter 512 of the Laws of Malta.