

User Guidelines – Credit Servicers and Credit Purchasers Act (Fees) Regulations, 2024

The title of these Regulations is the Credit Servicers and Credit Purchasers Act (Fees) Regulations, 2024 ('the Regulations'). They are to be issued under the Credit Servicers and Credit Purchasers Act (the 'Act').

The Regulations form part of the exercise being carried out locally to transpose Directive (EU) 2021/2167 of the European Parliament and of the Council of 24 November 2021 on credit servicers and credit purchasers and amending Directives 2008/48/EC and 2014/17/EU ("NPL Directive"). In a nutshell, the NPL Directive establishes a framework for the regulation of credit purchasers, as well as credit servicers acting on behalf of such credit purchasers, and of a creditor's rights under a nonperforming credit agreement, or of the non-performing credit agreement itself, issued by a credit institution established in the European Union.

The Regulations establish the fees payable to the Authority by: (i) credit servicers authorised by the Authority to act as such under the Act; and (ii) by credit servicers authorised as such in any Member State other than Malta in terms of the NPL Directive, as transposed into national law, which are acting as credit servicers in Malta through the establishment of a branch in accordance with the Credit Servicers and Credit Purchasers Act (Passporting) Regulations, 2024 ('European credit servicers').

More specifically, the Regulations provide for an application fee to which persons applying for an authorisation under the Act are subject and an annual supervisory fee which is applicable to persons who have been granted such authorisation. They also provide for notification and supervision fees applicable to European credit servicers acting as credit servicers in Malta through the establishment of a branch, in accordance with the Credit Services and Credit Purchasers Act (Passporting) Regulations. The Regulations also provide for the due date of such fees.

The fees due by persons authorised as credit servicers under the Act or applying for such authorisation are as follows:

(a) APPLICATION FEE	€ 13,000
(b) FIRST SUPERVISORY FEE	€10,000 prorated according to the period remaining between the date wherein the applicant is granted authorisation to act as a credit servicer under the Act and the end of the calendar year in which such authorisation was granted and an additional €10,000 prorated according to the period between the start of the following calendar year and the date when the next supervisory fee is due in accordance with regulation 5(2).
(c) ANNUAL SUPERVISORY FEE	For revenue up to and including € 250,000, € 10,000 per year.
	For revenue of more than € 250,000, € 10,000 and an additional € 1,000 for every additional € 250,000 in

	revenue, or part thereof, per year. Maximum is € 20,000 per year.
--	---

The fees due by European credit servicers are as follows:

(a) NOTIFICATION FEE	€ 3,000
(b) ANNUAL SUPERVISORY FEE	€ 6,000 per year

These User Guidelines shall be read in conjunction with the Regulations and shall not be deemed to substitute a thorough reading thereof.

In case of any queries to the Regulations, the Authority may be contacted on +356 2144 1155.