

## SCHEDULE 2

Regulation 51

### Amendments to other legislation and consequential amendments

#### Amendment to EMIR

1. In Article 4 of EMIR(1) (clearing obligation) in paragraph 5A(a)—
  - (a) the words from “a securitisation notified as STS” to the end become paragraph (i);
  - (b) at the end of that paragraph insert—
    - “; or
    - (ii) an overseas STS securitisation as defined in regulation 12(2) of the Securitisation Regulations 2024.”.

#### Amendment to the Capital Requirements Regulation

2. For Article 242(10)(b) (meaning of “simple, transparent and standardised securitisation” or “STS securitisation”) of the Capital Requirements Regulation(2) substitute—
  - “(b) an overseas STS securitisation as defined in regulation 12(2) of the Securitisation Regulations 2024;”.

#### Amendment to the Solvency 2 Delegated Regulation

3. For Article 1(18b)(b) (meaning of “STS securitisation”) of Commission Delegated Regulation (EU) 2015/35 of 10 October 2014 supplementing Directive 2009/138/EC on the taking-up and pursuit of the business of Insurance and Reinsurance (Solvency II)(3) substitute—
  - “(b) an overseas STS securitisation as defined in regulation 12(2) of the Securitisation Regulations 2024;”.

#### Amendment to the Money Market Funds Regulation

4. For Article 11(1)(d) of Regulation (EU) 2017/1131 of the European Parliament and of the Council of 14 June 2017 on money market funds (eligible securitisations and ABCPs)(4) substitute—
  - “(d) an overseas STS securitisation as defined in regulation 12(2) of the Securitisation Regulations 2024.”.

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(1) EUR 2012/648. Article 4(5A) was inserted by S.I. 2019/660 and amended by S.I. 2020/1301 and 2022/1223.

(2) EUR 2013/575. Article 242(10) is prospectively amended by paragraph 38 of Part 3 of Schedule 2 to the Financial Services and Markets Act 2023.

(3) EUR 2015/35. Article 1(18b)(b) was inserted by paragraph 39 of Part 3 of Schedule 2 to the Financial Services and Markets Act 2023.

(4) EUR 2017/1131. Article 11(1)(d) was inserted by paragraph 40 of Part 3 of Schedule 2 to the Financial Services and Markets Act 2023.