Introduction

Based on several years of practice, and taking into account the views of the Member States expressed in the FDI Screening Expert Group, the services of the European Commission, at the initiative of the Directorate-General for Trade, have developed this form. It aims to improve the functioning of the EU cooperation mechanism set up by Regulation (EU) 2019/452. Its main purpose is to ensure that Member States and the European Commission, when receiving and examining a notification from another Member State pursuant to said cooperation mechanism, have the minimum information required to assess the impact of a given transaction on their security and public order (for the receiving Member States and the European Commission) and on programmes and projects of Union interest (for the European Commission). The logic behind this form is that, by upgrading the quality of the information submitted to the EU cooperation mechanism, one speeds up its examination by Member States and the European Commission and enables the notifying Member State to finalise its investigation without delay.

The Member State where the foreign direct investment is planned or has been completed is invited to request the foreign investor, or the undertaking in which the foreign direct investment is planned or has been completed, to provide this information depending on the information already available to that Member State. It is in the interest of the foreign investor, or the undertaking concerned, to provide the information requested to obtain the relevant decision without delay.

This form is without prejudice to any additional information requirements at the national level. Member States may request other information from the parties and their counsel/representatives. Before seeking authorisation of a transaction, parties and the counsel/representatives shall enquire about requirements for the submission of transaction-related information with the screening authority of the relevant Member State(s).

For the purpose of the EU cooperation mechanism, it is the responsibility of the Member State to provide information to other Member States and the European Commission.

Request for information from the investor

This standardised form aims to cover all eventually needed information. However, it is recognized that not every requested information is available for every transaction. Therefore, the information requested in this form and marked with \* should be provided to a reasonable extent in view of the respective type of transaction and at a reasonable cost on the side of the applicant. If the requested information is not available or could only be provided with a disproportionate effort, this should be noted in the appropriate column.

**The fields not marked with \* should always be filled in/out.**

**Please complete the following information (\* = where available):**

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# General information

* 1. Name and country of registration of the direct investor(s):[[1]](#endnote-1)

# Click or tap here to enter text.

* 1. Name and country of registration of the global ultimate owner of the direct investor(s):[[2]](#endnote-2)

Click or tap here to enter text.

* 1. Name of the target undertaking:[[3]](#endnote-3)

Click or tap here to enter text.

* 1. Name and country of registration of the group the target undertaking belongs to:

Click or tap here to enter text.

# Information about the investment

* 1. Description of the investment:[[4]](#endnote-4)

Click or tap here to enter text.

* 1. Approximate value of the investment (in EUR):[[5]](#endnote-5)

Click or tap here to enter text.

* 1. Planned date for completing the transaction:[[6]](#endnote-6)

Click or tap here to enter text.

* 1. Funding of the investment and its source:[[7]](#endnote-7)

Click or tap here to enter text.

* 1. What is the investor’s business strategy behind this acquisition?[[8]](#endnote-8)

Click or tap here to enter text.

* 1. How will the investor financially ensure the continuity and proper operation of the target undertaking after the acquisition? \*

Click or tap here to enter text.

* 1. Does the investment enable or result in the investor’s effective participation in the management of the target undertaking?

No

Yes, please explain how:

Click or tap here to enter text.

* 1. Participation of the direct investor and its global ultimate owner in the capital of the target undertaking before the transaction (if applicable) and as a result of the transaction:[[9]](#endnote-9)

Click or tap here to enter text.

* 1. If the ownership is less than 100%, please explain how the ownership shares translate to control or participation in the effective management. Please describe the modalities of “joint” exercise of control or participation in the effective management:[[10]](#endnote-10)

Click or tap here to enter text.

* 1. Please explain whether any public entity holds shares and/or exercises some form of control, including indirectly, over the investor.[[11]](#endnote-11)

Click or tap here to enter text.

* 1. Has the transaction been announced to the public?

If available, please provide a link or attach the text of the announcement.

No

Yes: Link(s) to the source(s) below this line.

Click or tap here to enter text.

# Information about the target undertaking.

Please complete the table below with information about the beneficiary/-ies of the investment established in Malta and, if applicable, the ultimate controlling entity (most relevant entity within the ownership structure). If required, you may duplicate the table to capture details for each level of ownership for which information is available.

* 1. Name of the company:

Click or tap here to enter text.

* 1. Address/domicile/registered office of the company:

Click or tap here to enter text.

* 1. Company’s national registration number: \*

Click or tap here to enter text.

* 1. Date of incorporation\*

Click or tap here to enter text.

* 1. Annual turnover: (EUR) \* [[12]](#endnote-12)

Click or tap here to enter text.

* 1. Total number of employees: \*

Click or tap here to enter text.

* 1. Listings on stock exchanges \* **Trading code, Ticker or stock symbol**

1. Country 1 Click or tap here to enter text.

2. Country 2 Click or tap here to enter text.

* 1. Website of the target company/-ies \*

Click or tap here to enter text.

* 1. Role of the company in the transaction:[[13]](#endnote-13)

Click or tap here to enter text.

* 1. Does this company carry on an economic activity in Malta?[[14]](#endnote-14)

Click or tap here to enter text.

* 1. Description of the economic activity carried out by the company including NACE codes: [[15]](#endnote-15)

[RAMON, the Eurostat database for NACE codes](https://ec.europa.eu/eurostat/ramon/nomenclatures/index.cfm?TargetUrl=LST_NOM_DTL&StrNom=NACE_REV2&StrLanguageCode=EN&IntPcKey=&StrLayoutCode=HIERARCHIC)

Click or tap here to enter text.

* 1. Please explain the products, services and business operations of the company before the transaction.

Click or tap here to enter text.

* 1. Does the company own technology, or produce or sell goods subject to export control under EU law or in any EU Member State from which they export?[[16]](#endnote-16)

[Annex I Regulation (EU) 2021/821](https://eur-lex.europa.eu/eli/reg/2021/821/oj)

[Common Military List of the EU](https://op.europa.eu/en/publication-detail/-/publication/1ebbc810-9902-11ec-8d29-01aa75ed71a1)

[CN Codes Annex I Regulation (EEC) No 2658/87](https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32021R1832)

No

Yes

Please provide a list of all items subject to EU export control:

Click or tap here to enter text.

* 1. Does the company own technology, or produce or sell goods subject to export control under EU law or in any EU Member State from which they export?[[17]](#endnote-17)

No

Yes

Please provide a list of all items subject to export control in a third country and the respective third country.

Click or tap here to enter text.

* 1. Please provide information on the sectors in which the target´s customers in all EU Member States are active. \* [[18]](#endnote-18)

Click or tap here to enter text.

* 1. Please explain the products, services, business operations of the company after the transaction is completed. \*[[19]](#endnote-19)

Click or tap here to enter text.

* 1. Do the products and services offered by the target company have unique selling points? \*

If so, please name these points.

Click or tap here to enter text.

* 1. Are there competitors (national, European, global), that offer goods and services comparable to the goods and services of the target company? \*

If so, please provide information on these competitors.

Click or tap here to enter text.

* 1. Does the company own any patents or other intellectual property rights relevant for a security or public order analysis? \* [[20]](#endnote-20)

Please list the patents and, where relevant, the other intellectual property rights.

Click or tap here to enter text.

* 1. Please list the EU Member States in which the company conducts substantive business operations (e.g., through subsidiaries, branches, and please provide the name(s) of those undertaking(s).

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* 1. Does the target undertaking maintain business relations with a project or programme of Union interest?[[21]](#endnote-21)

No

Yes

Please specify the project, the relevant EU programme and the type of business relation:

Click or tap here to enter text.

* 1. Has the company received funding from projects or programmes of Union interest or participates directly or indirectly in the implementation of such projects or programmes?[[22]](#endnote-22)

[Financial Transparency System (FTS)](https://ec.europa.eu/budget/fts/index_en.htm)

No

Yes

Please specify amount and relevant EU project or programme:

Click or tap here to enter text.

* 1. Are there natural or legal persons or entities of third countries subject to EU restrictive measures involved in the management or control of the EU target?[[23]](#endnote-23)

[Financial Sanctions Files](https://webgate.ec.europa.eu/europeaid/fsd/fsf)

[EU Best Practices for the effective implementation of restrictive measures](https://data.consilium.europa.eu/doc/document/ST-8519-2018-INIT/en/pdf)

[Commission Opinion of 19.6.2020 on Article 2 of Council Regulation (EU) No 269/2014](https://ec.europa.eu/info/sites/info/files/200619-opinion-financial-sanctions_en.pdf)

<http://www.sanctionsmap.eu/>

Click or tap here to enter text.

* 1. Ownership structure of the target undertaking – information on the ultimate owner and participation in the capital before the notified transaction:

Click or tap here to enter text.

# Information about other legal entities of the corporate group of the target situated in other EU Member States (if applicable) \*

In case the beneficiary is part of a larger corporate group not established in Malta, please provide on a voluntary basis the information for the other legal entities of the same corporate group situated in other EU Member States.

If applicable, one table per legal entity can be provided.

* 1. Name of the company:

Click or tap here to enter text.

* 1. Address/domicile/registered office of the company:

Click or tap here to enter text.

* 1. Company’s national registration number: \*

Click or tap here to enter text.

* 1. Annual turnover: (EUR) \* [[24]](#endnote-24)

Click or tap here to enter text.

* 1. Total number of employees: \*

Click or tap here to enter text.

* 1. Listings on stock exchanges\* **Trading code, Ticker or stock symbol**

1. Country 1 Click or tap here to enter text.

2. Country 2 Click or tap here to enter text.

* 1. Website of the target company/-ies\*

Click or tap here to enter text.

* 1. Role of the company in the transaction:[[25]](#endnote-25)

Click or tap here to enter text.

* 1. Does this company carry on an economic activity in Malta?[[26]](#endnote-26)

Click or tap here to enter text.

* 1. Description of the economic activity carried out by the company including NACE codes:[[27]](#endnote-27)

[RAMON, the Eurostat database for NACE codes](https://ec.europa.eu/eurostat/ramon/nomenclatures/index.cfm?TargetUrl=LST_NOM_DTL&StrNom=NACE_REV2&StrLanguageCode=EN&IntPcKey=&StrLayoutCode=HIERARCHIC)

Click or tap here to enter text.

* 1. Please explain the products, services and business operations of the company before the transaction.[[28]](#endnote-28)

Click or tap here to enter text.

* 1. Does the company own technology, or produce or sell goods subject to export control under EU law or in any EU Member State from which they export?[[29]](#endnote-29)

[Annex I Regulation (EU) 2021/821](https://eur-lex.europa.eu/eli/reg/2021/821/oj)

[Common Military List of the EU](https://op.europa.eu/en/publication-detail/-/publication/1ebbc810-9902-11ec-8d29-01aa75ed71a1)

[CN Codes Annex I Regulation (EEC) No 2658/87](https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32021R1832)

No

Yes

Please provide a list of all items subject to EU export control:

Click or tap here to enter text.

* 1. Does the company own technology, or produce or sell goods subject to export controls of the country of origin of the investor?[[30]](#endnote-30)

No

Yes

Please provide a list of all items subject to export control in a third country and the respective third country.

Click or tap here to enter text.

* 1. Please provide information on the sectors in which the target´s customers in all EU Member States are active.[[31]](#endnote-31)

Click or tap here to enter text.

* 1. Please explain the products, services, business operations of the company after the transaction is completed. \* [[32]](#endnote-32)

Click or tap here to enter text.

* 1. Do the products and services offered by the target company have unique selling points? \*

If so, please name these points.

Click or tap here to enter text.

* 1. Are there competitors (national, European, global), that offer goods and services comparable to the goods and services of the target company? \*

If so, please provide information on these competitors.

Click or tap here to enter text.

* 1. Does the company own any patents or other intellectual property rights relevant for a security or public order analysis? \* [[33]](#endnote-33)

Please list the patents and, where relevant, the other intellectual property rights.

Click or tap here to enter text.

* 1. Please list the EU Member States in which the company conducts substantive business operations (e.g. through subsidiaries, branches, and please provide the name(s) of those undertaking(s).

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* 1. Does the target undertaking maintain business relations with a project or programme of Union interest?[[34]](#endnote-34)

No

Yes

Please specify the project, the relevant EU programme and the type of business relation:

Click or tap here to enter text.

* 1. Has the company received funding from projects or programmes of Union interest or participates directly or indirectly in the implementation of such projects or programmes?[[35]](#endnote-35)

[Financial Transparency System (FTS)](https://ec.europa.eu/budget/fts/index_en.htm)

No

Yes

Please specify amount and relevant EU project or programme:

Click or tap here to enter text.

* 1. Are there natural or legal persons or entities of third countries subject to EU restrictive measures involved in the management or control of the EU target?[[36]](#endnote-36)

[Financial Sanctions Files](https://webgate.ec.europa.eu/europeaid/fsd/fsf)

[EU Best Practices for the effective implementation of restrictive measures](https://data.consilium.europa.eu/doc/document/ST-8519-2018-INIT/en/pdf)

[Commission Opinion of 19.6.2020 on Article 2 of Council Regulation (EU) No 269/2014](https://ec.europa.eu/info/sites/info/files/200619-opinion-financial-sanctions_en.pdf)

<http://www.sanctionsmap.eu/>

Click or tap here to enter text.

# Information about the Greenfield investment (if applicable)

International greenfield investment typically involves the creation of a new company or establishment or facilities abroad, whereas an international merger or acquisition amounts to transferring the ownership of existing assets to an owner abroad.

* 1. Name of the new company:

Click or tap here to enter text.

* 1. Location/Address of the new undertaking:

Click or tap here to enter text.

* 1. Country where the new undertaking is headquartered:

Click or tap here to enter text.

* 1. Company’s national registration number: \*

Click or tap here to enter text.

* 1. Date of incorporation: \*

Click or tap here to enter text.

* 1. Description of the economic activity carried out by the company including NACE codes:[[37]](#endnote-37)

[RAMON, the Eurostat database for NACE codes](https://ec.europa.eu/eurostat/ramon/nomenclatures/index.cfm?TargetUrl=LST_NOM_DTL&StrNom=NACE_REV2&StrLanguageCode=EN&IntPcKey=&StrLayoutCode=HIERARCHIC)

Click or tap here to enter text.

* 1. Please explain the products, services and business operations of the undertaking after the transaction is completed.

Click or tap here to enter text.

* 1. Please provide information about the main competitors (national, European, global) \*.

Click or tap here to enter text.

* 1. Estimated total number of employees: \*

Click or tap here to enter text.

* 1. Website of the company: \*

Click or tap here to enter text.

* 1. Ownership structure of the new undertaking – information on the ultimate owner and participation in the capital after the notified transaction:[[38]](#endnote-38)

Click or tap here to enter text.

# Information about the investor

Please complete the table below with information about the direct investor and, if applicable, the ultimate controlling entity (most relevant entity within the ownership structure). If required, you may add duplicates of the table to capture details for each level of ownership for which information is available (i.e., direct, intermediary, and ultimate investor(s)).

In case the investment is made by multiple investors, please provide the information above for each investor separately by multiplying the table hereunder. If available, please insert an organigram (within this document) to explain the horizontal and vertical relationship between the companies referred.

* 1. Role of the company in the transaction:[[39]](#endnote-39)

Click or tap here to enter text.

* 1. Name:

Click or tap here to enter text.

* 1. Address/domicile/registered office:

Click or tap here to enter text.

* 1. Country under whose laws the company is duly constituted or otherwise organised:[[40]](#endnote-40)

Click or tap here to enter text.

* 1. Company’s national registration number: \*

Click or tap here to enter text.

* 1. Date of incorporation: \*

Click or tap here to enter text.

* 1. Annual turnover: \*[[41]](#endnote-41)

Click or tap here to enter text.

* 1. Total number of employees: \*[[42]](#endnote-42)

Click or tap here to enter text.

* 1. Listings on stock exchanges\* **Trading code, Ticker or Stock symbol**

1. Country 1 Click or tap here to enter text.

2. Country x Click or tap here to enter text.

* 1. Website of the company. \*

Click or tap here to enter text.

* 1. Branch of industry/economic activities carried out:[[43]](#endnote-43)

[RAMON, the Eurostat database for NACE codes](https://ec.europa.eu/eurostat/ramon/nomenclatures/index.cfm?TargetUrl=LST_NOM_DTL&StrNom=NACE_REV2&StrLanguageCode=EN&IntPcKey=&StrLayoutCode=HIERARCHIC)

Click or tap here to enter text.

* 1. Please explain the products, services and business operations of the company.[[44]](#endnote-44)

Click or tap here to enter text.

* 1. Does the investor receive directly or indirectly significant funding from a non-EU government?[[45]](#endnote-45)

Click or tap here to enter text.

* 1. Please provide information about the main competitors (national, European, global) \*.

Click or tap here to enter text.

* 1. EU Member States in which the company conducts substantive business operations:

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PT RO SI SK FI SE

* 1. Is the company subject to EU financial restrictive measures (sanctions)?[[46]](#endnote-46)

[Financial Sanctions Files](https://webgate.ec.europa.eu/europeaid/fsd/fsf)

[EU Best Practices for the effective implementation of restrictive measures](https://data.consilium.europa.eu/doc/document/ST-8519-2018-INIT/en/pdf)

[Commission Opinion of 19.6.2020 on Article 2 of Council Regulation (EU) No 269/2014](https://ec.europa.eu/info/sites/info/files/200619-opinion-financial-sanctions_en.pdf)

<http://www.sanctionsmap.eu/>

Click or tap here to enter text.

* 1. Is the company subject to restrictive measures by third countries? \* [[47]](#endnote-47)

[OFAC Sanctions List Search](https://sanctionssearch.ofac.treas.gov/)

Click or tap here to enter text.

* 1. Ownership structure of the investor, including information on its ultimate owner(s) and participation in the capital. [[48]](#endnote-48)

Click or tap here to enter text.

# Other scrutiny proceedings pursuant to EU or national rules

* 1. Is (or will) the transaction (be) subject to merger review under the EC Merger Regulation?

Yes

Yes, but the case has not been filed for Merger Review yet. Planned date or timeframe of filing.

No

Click or tap here to enter text.

* 1. If yes, please provide the case number and refer to the database of Merger Cases.

Database for Merger Cases (Competition Policy)

Click or tap here to enter text.

* 1. Is the investment subject to another assessment, authorisation or monitoring in Malta, and/or in another Member State and/or in a third country? \*[[49]](#endnote-49)

No

Yes, please specify type of scrutiny and country undertaking the scrutiny:

Click or tap here to enter text.

# Any additional information that you wish to disclose for the assessment? \*

Click or tap here to enter text.

# Notes

1. 1.1. Please provide the name in the Latin alphabet and any local alphabets used in the company´s country of origin. [↑](#endnote-ref-1)
2. 1.2. Please provide the name in the Latin alphabet and any local alphabets used in the company´s country of origin. [↑](#endnote-ref-2)
3. 1.3. Please provide the name of the entrepreneur to whom or the undertaking to which the capital is made available in order to carry on an economic activity in Malta. [↑](#endnote-ref-3)
4. 2.1. Please describe the structure of the transaction and explain how the change in ownership or control of the target company is executed and how the new assets will fit into the company structure of the investor. [↑](#endnote-ref-4)
5. 2.2. If the investment subject to this notification is part of a broader transaction, please disclose the total value and the investment provided to the undertaking(s) on the territory of Malta separately. Value of global transaction; Value of investment provided to the national target undertaking. [↑](#endnote-ref-5)
6. 2.3. Please provide information either as a specific date/period or in function of the completion of ongoing authorisation processes. [↑](#endnote-ref-6)
7. 2.4. On the basis of the best information available, cf. Article 9(2)(e), please explain the origin of the funds and the degree to which they come from external sources. If the investment subject to this notification is part of a broader transaction, please specify the funding of the investment into the companies established in the territory of the Member State undertaking the screening, as well as sources of funding for the transaction as a whole. [↑](#endnote-ref-7)
8. 2.5. Please explain why the investor is interested in making the investment and the circumstances of the investment by the target. [↑](#endnote-ref-8)
9. 2.8. Please specify the votes conferred by the shares purchased as a percentage of the total number of votes, whether there are any specific voting rights arrangements, regime concerning effective participation in the management like veto rights or the right to appoint Board Members etc. Before; As a result of the transaction. [↑](#endnote-ref-9)
10. 2.9. Please specify the votes conferred by the shares purchased as a percentage of the total number of votes, whether there are any specific voting rights arrangements, regime concerning effective participation in the management like veto rights or the right to appoint Board Members etc., or any other source of influence beyond voting or appointment rights. [↑](#endnote-ref-10)
11. 2.10. Please specify the votes conferred by the shares purchased as a percentage of the total number of votes, whether there are any specific voting rights arrangements, regime concerning effective participation in the management like veto rights or the right to appoint Board Members etc. [↑](#endnote-ref-11)
12. 3.5. Please provide the EUR amount over the last fiscal year and please indicate if the fiscal year does not correspond to the calendar year. [↑](#endnote-ref-12)
13. 3.9. For example:

    - direct recipient of the investment (target)

    - significant intermediate entity

    - global ultimate owner

    - company group… [↑](#endnote-ref-13)
14. 3.10. Art.2.Cap 620: ‘foreign direct investment’ means an investment of any kind by a foreign investor aiming to establish or to maintain lasting and direct links in order to carry on an economic activity in Malta, including investments which enable effective participation in the management or control of a company carrying out an economic activity and any investments made pursuant to a public procurement process. [↑](#endnote-ref-14)
15. 3.11. Please provide a brief description of the activities being carried out and include the relevant NACE sub-category to the greatest possible granularity (4-digits).

    NACE is the European standard classification of productive economic activities. NACE presents economic activities partitioned in such a way that a NACE code can be associated with a statistical unit carrying them out. The NACE codes can be found in RAMON, the Eurostat database for NACE codes.

    Description of Activity 1 and NACE code\*

    Description of Activity 2 and NACE code\*

    Description of Activity x and NACE code\* [↑](#endnote-ref-15)
16. 3.13. Where available please provide the relevant classification of the products supplied by the target such as

    •the relevant Export Control Code (see Annex I of Regulation (EU) 2021/821 of the EP and of the Council setting up a Union regime for the control of exports, brokering, technical assistance, transit and transfer of dual-use items)

    •the relevant military items code according to the current Common Military List of the EU (equipment covered by the Council Common Position 2008/944/CFSP defining common rules governing the control of exports of military technology and equipment)

    •CN Codes according to Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff [↑](#endnote-ref-16)
17. 3.14. If there is more than one company from a third country in the investor chain, please provide this information for all foreign investors. [↑](#endnote-ref-17)
18. 3.15. To the extent possible, please provide information of all sectors in which the customers of the target are active including indirect customers where this information is available. Alternatively, please provide a list of (direct and to the extent possible indirect) customers of the target in the EU. [↑](#endnote-ref-18)
19. 3.16. This is applicable to FDI resulting in a change of operations in the target undertaking. [↑](#endnote-ref-19)
20. 3.19. Such patents or other intellectual property might include those in relation to critical infrastructure, critical technologies, or critical inputs. Criticality of a patent can be established by the level of the reliance of companies on the licences to it. [↑](#endnote-ref-20)
21. 3.21. Please explain e.g. whether the target undertaking supplies goods, services, technology, etc. to the project or programme or to participants in these projects or programmes. [↑](#endnote-ref-21)
22. 3.22. The list of projects or programmes of Union interest is set out in the Annex of Regulation (EU) 2019/452. The Financial Transparency System (FTS) (<https://ec.europa.eu/budget/fts/index_en.htm> ) allows to search the beneficiaries of funding from the EU budget implemented directly the Commission (at Headquarters or in EU delegations to non-EU countries) and other EU bodies such as executive agencies ('direct management'), and beneficiaries of the European Development Fund. Please note that the FTS does not provide information on funding from the EU budget implemented by both the Commission and Member States ('shared management') or implemented indirectly by other international organisations or non-EU countries ('indirect management'). [↑](#endnote-ref-22)
23. 3.23. The consolidated list of persons, groups and entities subject to EU financial sanctions can be downloaded from Financial Sanctions Database - FSF platform accessible via the following address: <https://webgate.ec.europa.eu/europeaid/fsd/fsf>. In order to access this platform you need to have an "EU Login" account. For further background on ownership and control in the context of EU sanction, please consult the EU Best Practices for the effective implementation of restrictive measures and Commission Opinion of 19.6.2020 on Article 2 of Council Regulation (EU) No 269/2014. Please note that additional sectorial sanctions (not included in the FSF platform) could apply to the proposed transaction. Please visit www.sanctionsmap.eu for a full list of EU sanctions. [↑](#endnote-ref-23)
24. 4.4. Please provide the EUR amount over the last fiscal year and please indicate if the fiscal year does not correspond to the calendar year. [↑](#endnote-ref-24)
25. 4.8. For example:

    - direct recipient of the investment (target)

    - significant intermediate entity

    - global ultimate owner

    - company group… [↑](#endnote-ref-25)
26. 4.9. Art.2.Cap 620: ‘foreign direct investment’ means an investment of any kind by a foreign investor aiming to establish or to maintain lasting and direct links in order to carry on an economic activity in Malta, including investments which enable effective participation in the management or control of a company carrying out an economic activity and any investments made pursuant to a public procurement process. [↑](#endnote-ref-26)
27. 4.10. Please provide a brief description of the activities being carried out and include the relevant NACE sub-category to the greatest possible granularity (4-digits).

    NACE is the European standard classification of productive economic activities. NACE presents economic activities partitioned in such a way that a NACE code can be associated with a statistical unit carrying them out. The NACE codes can be found in RAMON, the Eurostat database for NACE codes.

    Description of Activity 1 and NACE code\*

    Description of Activity 2 and NACE code\*

    Description of Activity x and NACE code\* [↑](#endnote-ref-27)
28. 4.11. Art.2.Cap 620: ‘foreign direct investment’ means an investment of any kind by a foreign investor aiming to establish or to maintain lasting and direct links in order to carry on an economic activity in Malta, including investments which enable effective participation in the management or control of a company carrying out an economic activity and any investments made pursuant to a public procurement process. [↑](#endnote-ref-28)
29. 4.12. Where available please provide the relevant classification of the products supplied by the target such as:

    •the relevant Export Control Code (see Annex I of Regulation (EU) 2021/821 of the EP and of the Council setting up a Union regime for the control of exports, brokering, technical assistance, transit and transfer of dual-use items)

    •the relevant military items code according to the current Common Military List of the EU (equipment covered by the Council Common Position 2008/944/CFSP defining common rules governing the control of exports of military technology and equipment)

    •CN Codes according to Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff [↑](#endnote-ref-29)
30. 4.13. If there is more than one company from a third country in the investor chain, please provide this information for all foreign investors. [↑](#endnote-ref-30)
31. 4.14. To the extent possible, please provide information of all sectors in which the customers of the target are active including indirect customers where this information is available. Alternatively, please provide a list of (direct and to the extent possible indirect) customers of the target in the EU. [↑](#endnote-ref-31)
32. 4.15. This is applicable to FDI resulting in a change of operations in the target undertaking. [↑](#endnote-ref-32)
33. 4.18. Such patents or other intellectual property might include those in relation to critical infrastructure, critical technologies or critical inputs. Criticality of a patent can be established by the level of the reliance of companies on the licences to it. [↑](#endnote-ref-33)
34. 4.20. Please explain e.g. whether the undertaking supplies goods, services, technology, etc. to the project or programme or to participants in these projects or programmes. [↑](#endnote-ref-34)
35. 4.21. The list of projects or programmes of Union interest is set out in the Annex of Regulation (EU) 2019/452. The Financial Transparency System (FTS) (<https://ec.europa.eu/budget/fts/index_en.htm>) allows to search the beneficiaries of funding from the EU budget implemented directly the Commission (at Headquarters or in EU delegations to non-EU countries) and other EU bodies such as executive agencies ('direct management'), and beneficiaries of the European Development Fund. Please note that the FTS does not provide information on funding from the EU budget implemented by both the Commission and Member States ('shared management') or implemented indirectly by other international organisations or non-EU countries ('indirect management'). [↑](#endnote-ref-35)
36. 4.22. The consolidated list of persons, groups and entities subject to EU financial sanctions can be downloaded from Financial Sanctions Database - FSF platform accessible via the following address: <https://webgate.ec.europa.eu/europeaid/fsd/fsf>. In order to access this platform you need to have an "EU Login" account. For further background on ownership and control in the context of EU sanction, please consult the EU Best Practices for the effective implementation of restrictive measures and Commission Opinion of 19.6.2020 on Article 2 of Council Regulation (EU) No 269/2014. Please note that additional sectorial sanctions (not included in the FSF platform) could apply to the proposed transaction. Please visit www.sanctionsmap.eu for a full list of EU sanctions. [↑](#endnote-ref-36)
37. 5.6. Please provide a brief description of the activities being carried out and include the relevant NACE sub-category to the greatest possible granularity (4-digits).

    NACE is the European standard classification of productive economic activities. NACE presents economic activities partitioned in such a way that a NACE code can be associated with a statistical unit carrying them out. The NACE codes can be found in RAMON, the Eurostat database for NACE codes.

    Description of Activity 1 and NACE code\*

    Description of Activity 2 and NACE code\*

    Description of Activity x and NACE code\* [↑](#endnote-ref-37)
38. 5.11. - If the ownership structure is complex, please provide details on the direct beneficiary, its ultimate owner and any significant intermediate entities to the extent available.

    - If available, please provide an organigram to explain the horizontal and vertical relationship between the companies referred and the overall structure of the company group before and after the transaction. The information can also be presented in the form of a chart (as an Annex). [↑](#endnote-ref-38)
39. 6.1. For example:

    - direct investor

    - holding company created for the purpose of executing the investment

    - 100% owner of a holding company without any other significant business activity

    - significant intermediate entity

    - global ultimate owner… [↑](#endnote-ref-39)
40. 6.4. If the entity is a natural person, please indicate the nationality/ies of this natural person. [↑](#endnote-ref-40)
41. 6.7. Please provide the EUR amount over the last fiscal year and please indicate if the fiscal year does not correspond to the calendar year. In case the investor is part of a larger corporate group, please provide the information for the entire corporate group as well, if available. [↑](#endnote-ref-41)
42. 6.8. In case the investor is part of a larger corporate group, please provide the information for the entire corporate group as well, if available. [↑](#endnote-ref-42)
43. 6.11. Please provide a brief description of the activities being carried out and include the relevant NACE sub-category to the greatest possible granularity (4-digits).

    NACE is the European standard classification of productive economic activities. NACE presents economic activities partitioned in such a way that a NACE code can be associated with a statistical unit carrying them out. The NACE codes can be found in RAMON, the Eurostat database for NACE codes.

    Description of Activity 1 and NACE code\*

    Description of Activity 2 and NACE code\*

    Description of Activity x and NACE code\* [↑](#endnote-ref-43)
44. 6.12. If available, please explain if the investment is likely to result in a significant change in the profile or main activities of the investor. [↑](#endnote-ref-44)
45. 6.13. E.g. also, by infusion of equity capital, grants, preferential loans, preferential taxes, etc. [↑](#endnote-ref-45)
46. 6.16. The consolidated list of persons, groups and entities subject to EU financial sanctions can be downloaded from Financial Sanctions Database - FSF platform accessible via the following address: <https://webgate.ec.europa.eu/europeaid/fsd/fsf>. In order to access this platform you need to have an "EU Login" account. For further background on ownership and control in the context of EU sanction, please consult the EU Best Practices for the effective implementation of restrictive measures and Commission Opinion of 19.6.2020 on Article 2 of Council Regulation (EU) No 269/2014. Please note that additional sectorial sanctions (not included in the FSF platform) could apply to the proposed transaction. Please visit www.sanctionsmap.eu for a full list of EU sanctions. [↑](#endnote-ref-46)
47. 6.17. Possible source of information for U.S sanctions: <https://sanctionssearch.ofac.treas.gov/> [↑](#endnote-ref-47)
48. 6.18. • If the ownership structure is complex, please provide details on the direct acquirer, the ultimate owner and any significant intermediate entities.

    -Please provide a list of all countries involved in the transaction on the investor side.

    -If available, please provide an organigram to explain the horizontal and vertical relationship between the companies referred.

    -When available, the information can also be presented in the form of a chart (as an Annex)

    -Please provide any information available about the ultimate investor**.** [↑](#endnote-ref-48)
49. 7.3. E.g. domestic competition control, prudential supervision, sectoral authorisation or certification [↑](#endnote-ref-49)