
STATUTORY INSTRUMENTS

2018 No. 1401

**The Capital Requirements (Amendment)
(EU Exit) Regulations 2018**

PART 4

Amendment of retained direct EU legislation

CHAPTER 1

Amendment of the Capital Requirements Regulation

Article 28 (Common Equity Tier 1 instruments)

84. In Article 28(1) (Common Equity Tier 1 instruments)—

- (a) in points (a) and (g), after “applicable national law” insert “of the United Kingdom, or any part of it, or of a third country”;
- (b) in point (c)—
 - (i) for point (i) substitute—
 - “(i) they qualify as capital, which for these purposes comprises all amounts, regardless of their actual designations, which, in accordance with the legal structure of the institution concerned, are regarded under the applicable law of the United Kingdom, or any part of it, or of a third country, as equity capital subscribed by the shareholders or other proprietors;”;
 - (ii) in point (iii) after “national insolvency law” insert “of the United Kingdom, or any part of it, or of a third country”.