

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend Article 5(2) of [Regulation \(EU\) No 236/2012](#) of the European Parliament and of the Council of 14 March 2012 on short selling and certain aspects of credit default swaps, in exercise of the power in Article 5(4) of that Regulation.

Article 5 of that Regulation concerns the notification of net short positions in shares to the Financial Conduct Authority.

These Regulations raise the initial threshold for such reports from 0.1% of the issued share capital of a company to 0.2%.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen. A de minimis impact assessment is available from HM Treasury, 1 Horse Guards Road, London SW1A 2HQ and is published with the Explanatory Memorandum alongside this instrument on www.legislation.gov.uk.