



Regulation on Quarterly Financial Statements

(QMV 2012; Quartalsmeldeverordnung 2012)

Full title

Regulation of the Financial Market Authority (FMA) on the layout of the quarterly financial statements (Regulation on Quarterly Financial Statements (QMV 2012; Quartalsmeldeverordnung 2012))

Original version: Federal Law Gazette II No. 417/2011

As amended by: Federal Law Gazette II No. 383/2012; 330/2018

Preamble/Promulgation clause

Based on Article 36 para. 4 of the Pensionskassengesetz (PKG; Pensionskassen Act), published in Federal Law Gazette no. 281/1990, last amended by federal act published in Federal Law Gazette I no. 81/2018, the following shall be determined by regulation:

Text

Layout of the quarterly financial statement

Article 1. Pursuant to Article 36 para. 2 PKG, *Pensionskassen* shall submit a quarterly financial statement to the Financial Market Authority (FMA) within four weeks following 31 March, 30 June, 30 September and 31 December containing the following:

1. a statement of assets for each investment and risk-sharing group (IRG), each sub-investment group (Sub-IG) and each security-oriented IRG pursuant to Annex 1,
2. a list of assets, which in particular contains further details about issuers, asset categories and subcategories, the valuation and characteristics of assets and apportioned pursuant to Article 2 paras. 2 and 3,
3. a statement about the number of beneficiaries (entitled and recipients) for each IRG, Sub-IG and security-oriented IRG pursuant to Annex 2..

Carrying assets and apportioning approach

Article 2. (1) Assets are to be stated taking into account Article 23 PKG; derivative financial instruments (derivatives) pursuant to Article 73 of the Investment Funds Act 2011 (InvFG 2011; Investmentfondsgesetz 2011) are to be stated pursuant to Article 3.

(2) Investments in units of investment funds, real estate funds and AIFs are to be apportioned as defined in Article 25 para. 4 no. 4 PKG to the investment categories pursuant to **Annex 1** as well as by country, currency and asset category (Complementary Identification Code – CIC) (apportioning). Further apportioning shall be performed until each asset is able to be allocated exclusively to one investment category pursuant to **Annex 1** as well as a country, a currency and an asset category.

(3) If an apportioning approach is unreasonable from an economic point of view, assets as well as asset components can – by way of simplification – be allocated to the category that is the riskiest in terms of legal and contractual provisions.

(4) Deferred income claims shall, in accordance with Annex 1, be allocated to the investment category pursuant to **Annex 1** causing them.

Carrying derivative financial instruments

Article 3. (1) Investments in derivative financial instruments shall be carried within the meaning of Article 23 para. 1 no. 6 PKG, taking account of the underlying security. For the purpose of measuring

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the underlying security, the procedure of the commitment approach pursuant to the 4th Derivatives Risk Measurement and Reporting Regulation (4. DeRiMV; 4. Derivate-Risikoberechnungs- und Meldeverordnung), Federal Law Gazette II no. 266/2011, shall be used.

(2) For netting arrangements pursuant to Article 7 para. 2 of the 4th Derivatives Risk Measurement and Reporting Regulation, offsetting assets shall exclusively be allowed within one and the same investment fund, real estate fund or AIF. Hedging arrangements pursuant to Article 7 para. 3 of the 4. DeRiMV shall be allocated to the corresponding investment categories pursuant to the Annex 1 and do not reduce the total value of other assets.

Checking of Investment Rules

Article 4. The checking of investment rules pursuant to Article 25 para. 2 PKG must occur for each IRG, sub-IG and security-oriented IRG after the apportionment; Article 2 paras. 2 and 3 shall apply accordingly.

Documentation

Article 5. (1) The information and valuations used for the apportionment pursuant to Article 2 para. 2 shall be documented in a transparent way.

(2) In the case of a simplifying apportionment pursuant to Article 2 para. 3 this must be documented and justified in a comprehensible manner.

Provisions related to reporting

Article 6. The quarterly financial statement pursuant to Article 36 para. 2 shall be submitted to the FMA electronically in a standardised format including all data specifications and characteristics required for *Pensionskassen* supervision. Data record and identification features including the structure of the data records are to be observed.

Transitional and final provisions

Article 7. (1) This Regulation shall enter into force on 1 January 2012. The provisions set out in this Regulation shall be applied to the statement as at the cut-off date of 31 March 2012 for the first time.

(2) The Regulation of the Financial Market Authority (FMA) pertaining to the layout of the quarterly financial statements pursuant to Article 36 para 4 of the Pensionskassen Act (Regulation on Quarterly Financial Statements), Federal Law Gazette II no. 382/2005 as amended by the regulation published Federal Law Gazette II no. 272/2011, shall expire at the end of 31 December 2011 and shall be applied for the last time to the statement as at the cut-off date of 31 December 2011.

(3) Where references are made in this Regulation to provisions of other regulations issued by the Financial Market Authority, they shall be applied as most recently amended versions.

(4) Article 1, Article 2 paras. 2 and 4, Article 3 para. 2 and Article 5 as well as **Annexes 1 and 2** in the version of the Regulation published in Federal Law Gazette II no. 383/2012 shall enter into force on 1 January 2013 and shall first be applicable for the statement as at the cut-off date of 31 March 2013.

(5) Article 1, Article 2 paras. 1 to 3, Article 3 para. 2, Articles 4 and 5 including their headings, and Article 6 as well as the designations and headings of **Annex 1 and Annex 2**, item numbers 140 and 864 of **Annex 1**, the table heading and the item numbers 310, 320 and 300 of **Annex 2** in the version of the Regulation amended in Federal Law Gazette I No. 330/2018 shall enter into force on 1 January 2019 and shall first apply to the report with the reporting date 31 March 2019.



Annex 1
Regarding Article 1 no. 1

Statement of assets
(Template no. 800)

Item number	Investment category
110	Cash at bank
130	Short-term deposits
140	Credit financing
160	Purchase and sale of assets
170	Foreign currency derivatives, for hedging purposes
180	Foreign currency derivatives, not for hedging purposes
190	Cash position from foreign currency derivatives
100	Total cash held at credit institutions
210	Loans to public-sector entities
220	Loans to credit institutions
230	Other loans
200	Total loans
310	Debt securities of public-sector entities; investment grade
315	Debt securities of public-sector entities; other
320	Debt securities of credit institutions; investment grade
325	Debt securities of credit institutions; other
330	Debt securities of other companies; investment grade
335	Debt securities of other companies; other
372	Interest rate instrument derivatives of public-sector entities, for hedging purposes
374	Interest rate instrument derivatives of other issuers, for hedging purposes
382	Interest rate instrument derivatives of public-sector entities, not for hedging purposes
384	Interest rate instrument derivatives of other issuers, not for hedging purposes
390	Cash position from interest rate instrument derivatives
300	Total debt securities
410	Shares
420	Negotiable securities equivalent to shares
430	Other interests
470	Equity instrument derivatives, for hedging purposes
480	Equity instrument derivatives, not for hedging purposes
490	Cash position from equity instrument derivatives
400	Total shares
510	Real estate
560	Real estate financing
570	Real estate derivatives, for hedging purposes
580	Real estate derivatives, not for hedging purposes

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590	Cash position from real estate derivatives
500	Total real estate
610	Structured securities with capital guarantee
620	Structured securities without capital guarantee
630	Special assets
670	Special asset derivatives, for hedging purposes
680	Other asset derivatives, not for hedging purposes
690	Cash position from other asset derivatives
600	Total other assets
800	Total assets
810	of which direct investment volume
820	of which volume not calculated over a certain period of time
830	of which foreign currency investment (before derivatives)
835	of which foreign currency investment (after derivatives)
840	of which investment in non-regulated markets
850	of which investment dedicated to HTM (HTM value)
851	of which investment dedicated to HTM, public-sector entities (HTM value)
852	of which investment dedicated to HTM, public-sector entities (market value)
853	of which investment dedicated to HTM, credit institutions (HTM value)
854	of which investment dedicated to HTM, credit institutions (market value)
855	of which investment dedicated to HTM, other undertakings (HTM value)
856	of which investment dedicated to HTM, other undertakings (market value)
857	Unrealised losses from the HTM valuation
858	Latent reserves from the HTM valuation
859	Unrealised losses and latent reserves from the HTM valuation
860	of which reinvestment in employers
861	of which investment with an issuer
862	of which investment with a group
863	of which cash at bank and short-term deposits at a group of credit institutions
864	of which investments in infrastructure

Annex 2
Regarding Article 1 no. 3

Statement about the number of beneficiaries (entitled and recipients)
(Template no. 900)

Item number	Designation
110	Beneficiaries (entitled)
120	Beneficiaries (recipients)
100	Total beneficiaries
310	Syndicated beneficiaries (entitled)
320	Syndicated beneficiaries (recipients)
300	Total syndicated beneficiaries

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