

1. Point 27 – *“As a general rule principle, the chair of the management body in its supervisory function should be an independent **or** non-executive member”* - The MFSA is of the opinion that the chair of the management body should be **both** independent and non-executive member. This would ensure that the chair of the management body is really and truly independent and that the role of chair, which is pivotal in the structure of an organisation, can operate free from any potential conflicts of interest.

2. Point 41 – *“Committees should document the agenda of committee meetings and their main conclusions”* - The MFSA considers that in order to assist regulators in their assessment of the effectiveness of internal committees, this point should be clarified to also include all the discerning views that might emanate from the members of the said committees.

3. Point 42 – The MFSA considers that the EBA might clarify why there exists a difference regarding the **“independence requirement”** concerning the risk committee and the specialised committees.

4. Point 43 - *“Members of the risk committee should have individually and collectively appropriate knowledge, skills, expertise and professional experience concerning risk management...”* - The EBA might consider to specify the term **collectively** in order to make this standard more clear.

5 . Point 47 (c) – *“ The risk committee should oversee the implementation of the strategies for capital and liquidity management”* – The EBA might consider re-wording this section given the similarities with the duties undertaken by the ALCO in respect of liquidity risk and management.