

PRESS RELEASE 15/04

URGENT REMINDER ON REPORTING OBLIGATIONS FOR ALTERNATIVE INVESTMENT FUND MANAGERS

The CSSF reminds all Luxembourg domiciled Alternative Investment Fund Managers (hereafter "AIFM") and all non-EU AIFM which are marketing Alternative Investment Funds (hereafter "AIF") under article 42 of the AIFMD to assess their reporting obligations as set out in article 3 (3)(d) of the AIFMD for registered AIFM and in article 24 (1), (2) and (4) AIFMD for authorised AIFM and non-EU AIFM.

In order to fulfil their reporting obligations towards the CSSF the AIFM have to consult - apart from the AIFMD, which has been transposed into Luxembourg legislation by the Law of 12 July 2013 on alternative investment fund managers - , the following documents:

- Delegated Regulation 231/2013 of the European Commission, available via the CSSF website;
- ESMA's Guidelines on reporting obligations under Articles 3(3)(d) and 24(1), (2) and (4) of the AIFMD (Ref.: ESMA/2014/869) and ESMA's Q&A on the Application of the AIFMD, documents that are available on the following website: <http://www.esma.europa.eu/page/investment-management-0>;
- the AIFM FAQ of the CSSF which are available on the CSSF website.

AIFM are requested to submit their files as described in circular CSSF 14/581 which has been published on 13 January 2014 and deals with the technical aspects of the AIFMD reporting.

All AIFM have at least an annual obligation for the submission of the AIFMD reporting which is due for 31 January 2015 at the latest (except for AIF which are considered as funds of funds and for which the submission is accepted with a delay of 15 supplementary days).

Request to inform CSSF about the entity submitting the AIFM reporting:

In this context (see paragraph 2.1. of circular CSSF 14/581) the CSSF wishes to remind that before transmitting any reporting file the sender of the AIFMD reporting (the AIFM itself or any entity to which the AIFM has mandated the submission of the AIFMD reporting) has to register a certificate with the CSSF (see circular CSSF 08/334 for information about the registration procedure). If the sender has already registered a certificate with the CSSF at an earlier stage and now submits the AIFMD reporting to the CSSF for AIFM that have mandated the sender, the CSSF requests to be informed for which AIFM the sender submits the AIFMD reporting. This information has to be submitted by e-mail exclusively to the address aifm@cssf.lu.

Luxembourg, 13 January 2015

