



Guidance for the use of the Information Form related to Article 45 of the AIFM Law

Guidance for the use of the Information Form related to Article 45 of the AIFM Law

Who is concerned?

Every non-EU AIFM, that intends to market to professional investors in Luxembourg shares or units of the AIF(s) it manages, irrespective of the nationality of the relevant AIF(s) (Luxembourg, EU or non-EU) or whether the AIF(s) is/are regulated or not in the country it is/they are established.

How does the Information Form have to be filled out?

The content of the form has to be filled out electronically. Once the form properly filled out a paper version should be dated and signed by the Applicant. A scanned version of such form should then be sent to the CSSF electronically.

What documents have to be annexed to the Information Form?

No documents have to be annexed to the Information Form except when the non-EU AIFM is required to proceed with a notification of the acquisition of major holdings and control of non-listed companies within the meaning of Article 25 of the AIFM Law (see below).

Please note that the CSSF may anytime require the non-EU AIFM to provide additional information.

How shall the notification of the acquisition of major holdings and control be performed by the non-EU AIFM?

The information required in accordance with Article 25 of the AIFM Law shall be sent to the CSSF simultaneously with the Information Form, when applicable. Please note that a specific form for the notification of the acquisition of major holdings and control of non-listed companies will soon be available on the CSSF website. In the meantime, the non-EU AIFM is required to provide the CSSF with the relevant information on a separate sheet to be sent to the e-mail address indicated below.

How many AIFs can be declared in one Information Form?

Not more than four AIFs per Information Form should be declared. Please use one or more additional Information Forms when the number of AIFs to be declared exceeds four.

What e-mail address does the Information Form has to be sent to?

The Information Form duly dated and signed has to be sent to the following e-mail address: aifm@cssf.lu

The subject of the e-mail containing the Information Form should contain the following information and keywords:

Article 45 marketing - [name of the AIFM]



Commission de Surveillance du Secteur Financier

283, route d'Arlon

L-2991 Luxembourg (+352) 26 25 1-1

direction@cssf.lu

www.cssf.lu