

Administrative sanctions of 6 and 11 October 2021

Administrative sanctions imposed on the investment firm Vimco Luxembourg S.A.

Luxembourg, 14 December 2021

On 6 and 11 October 2021, the CSSF imposed two administrative fines amounting to 25,000 euros and 10,000 euros on the investment firm Vimco Luxembourg S.A. (hereinafter, the "Investment firm") in accordance with Articles 63-2a and 63, paragraphs (1) and (2), respectively, of the Law of 5 April 1993 on the financial sector (hereinafter, the "LFS").

The first fine of 6 October 2021 was imposed on the Investment firm following an on-site inspection carried out by the CSSF in the premises of the Investment firm and is related to breaches of certain professional duties with regard to MiFID II requirements, as set forth in articles 37-1, paragraphs (4) and (5), 37-2, paragraph (1), 37-3, paragraphs (1a), second subparagraph, (4) and (8), fourth subparagraph of the LFS, articles 22, paragraphs (1) and (2), 31, paragraph (2), 32, paragraph (1), 33, points b), c), d) and e), 34, paragraphs (3), (4) and (5), 35, 50, paragraphs (2), first subparagraph and (9), first subparagraph, 54, paragraphs (4), (6), (7) and (13), 60, paragraph (1), 62, paragraph (1) and 72, paragraph (2) of the Commission Delegated Regulation 2017/565 of 25 April 2016 supplementing Directive 2014/65/EU of the European Parliament and of the Council as regards organisational requirements and operating conditions for investment firms and defined terms for the purposes of that directive, as well as article 9 of the Grand-ducal regulation of 30 May 2018 on the protection of financial instruments and funds belonging to clients, the product governance obligations and the rules applicable to the provision or reception of fees, commissions or any monetary or non-monetary benefits.

The second fine of 11 October 2021 was imposed on the Investment firm for non-compliance with point 116 of Circular CSSF 12/552 on central administration, internal governance and risk management, and certain provisions of Circular CSSF 07/301 relating to the implementation of the Internal Capital Adequacy Assessment Process (ICAAP), applicable at the time of the facts.

In determining the amount of the administrative fine, the CSSF duly took into consideration the remedial actions undertaken by the Investment firm in order to address the isolated deficiencies identified.

This disclosure is made in accordance with Articles 63-3a and 63, paragraph (2), of the LFS.