

# **Book IV - Collective investment products**

### Title II - AIFS

### **Chapter V - Financing vehicles**

Section 3 - Provisions specific to specialised finance vehicles

## **General regulation of the AMF**

### **Article 425-19 into force since 22 February 2019**

DISCLAIMER: Information boxes have been inserted within the General Regulation. They allow for a direct access to the relevant European regulations on the subject matter.

The user will be redirected to the European regulations as initially published in the Official Journal of the European Union and to the subsequent corrigenda, if any. The AMF does not guarantee the completeness of the redirections to these European regulations and corrigenda.

The boxes are located at the most relevant level of the GRAMF depending on the provision of the EU regulations to which they refer (Book, Title, Chapter, Section, etc.).

This additional material is provided for information purposes only and does not constitute a regulatory instrument. The AMF shall not be held liable or responsible for any harm resulting directly or indirectly from the provision or the use of these information boxes.

#### **Article 425-19**

The subscription and purchase of units, shares and debt securities of specialised financing vehicles are reserved for:

- 1 Investors referred to in Article L. 214-190-1 of the Monetary and Financial Code;
- 2 Investors whose initial subscription is EUR 100,000 or more;
- **3** Investors, natural persons and legal entities, whose initial subscription is EUR30,000 or more and who meet one of the following three conditions:
  - a) They provide technical or financial assistance to unlisted companies falling within the scope of the specialised financing vehicle with a view to their creation or development;
  - b) They provide assistance to the management company of the specialised financing vehicle with a view to identifying potential investors or contribute to the company's objectives in seeking, selecting, monitoring and disposing of investments;

#### 2023-10-11

- c) They have acquired knowledge about private equity by being a direct equity investor in unlisted companies or by subscribing to a retail private equity investment fund that is not advertised or promoted, a professional private equity investment fund, a specialised professional fund or an unlisted venture capital firm;
- **4** All other investors, as soon as subscription and purchase is performed in their name and on their behalf by an investment service provider acting as part of a portfolio asset management investment service according to the conditions set out in Article L. 533-13 of the Monetary and Financial Code and Article 314-11.
- 5 Retail investors as defined by <u>Regulation (EU) no. 2015/760</u> and under the terms of the aforementioned Regulation, provided the fund is authorised as a European long-term investment fund in accordance with the same regulation.

**>** Version into force since 22 February 2019