

Book IV - Collective investment products

Title II - AIFS

Chapter I - General provisions

Section 1 - Procedure for marketing and pre-marketing of AIFs

Sub-section 2 - Procedure for marketing AIFs in an EU Member State other than France

Paragraph 2 - Procedure for an asset management company to market third country AIFs to professional investors with a passport

General regulation of the AMF

Article 421-16 into force since 21 December 2013

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Article 421-16

The notification mentioned in I of Article L. 214-24-2 of the Monetary and Financial Code, sent by an asset management company prior to marketing units or share of third country AIFs in an EU Member State other than France, includes the following for every AIF concerned:

- a) A notification letter comprising a programme of activity identifying the AIFs that the asset management company intends to market and information about where the AIFs are established;
- b) The AIF rules or articles of association;
- c) Identification of the depositary of the AIF;
- d) A description of, or any information on, the AIF available to investors;

e) Information on where the master AIF is established if the AIF is a feeder AIF;

f) Any additional information referred to in the second and third paragraphs of Article L. 214-24-19 of the Monetary and Financial Code, for each AIF that the asset management company intends to market ;

g) The indication of the Member State in which the asset management company intends to market the units or shares of the AIF to professional investors;

h) Information about arrangements for marketing AIFs and, where relevant, information on the arrangements established to prevent units or shares of the AIF from being marketed to retail investors, including in the case where the management company relies on independent entities to provide investment services in respect of the AIF.

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