

**Submission Date**

24/03/2014

# ESMA\_QA\_1165

Status: Answer Published

## **Additional Information**

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### **Level 1 Regulation**

Undertakings for Collective Investment in Transferable Securities Directive (UCITS) Directive 2009/65/EC

### **Topic**

UCITS eligible assets and investment restrictions

### **Subject Matter**

KIID Financial indices

### **Question**

Do the guidelines on financial indices apply only to index-tracking UCITS?

## ESMA Answer

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24-03-2014

Original language

[ESMA 34-43-392 UCITS Q&A, section 3, Q&A 7b]

No, the guidelines on financial indices apply to any UCITS investing in financial indices and not only to index-tracking UCITS. This means that the guidelines on ETFs and other UCITS issues take precedence over the guidelines on eligible assets issued by CESR in 2008 (Ref. CESR/07-044b) and that UCITS should not invest even a small amount of their assets in financial indices that do not comply with paragraphs 48 to 61 of the guidelines.