

ESMA_QA_2637

Status: Forwarded to EC/Public Consultation/Other

Additional Information

Level 1 Regulation

Alternative Investment Fund Managers Directive (AIFMD) Directive 2011/61/EU

Topic

AIFMD scope

Subject Matter

Impact of the new exemptions foreseen for distributors in Article 20 (6a) AIFMD and Article 13(3) UCITS Directive on Article 4 CBDF Regulation

Question

In cases where a distributor is acting on its own behalf, as referred to under Article 1(9)(d) and Article 2(4)(b) AIFMD II, is the AIFM or UCITS management company exempted from the requirements regarding marketing communications in Article 4 Regulation (EU) 2019/1156 on facilitating cross-border distribution of collective investment undertakings (the “CBDF Regulation”)?