**Template letter for the de-notifications of cross-border marketing of AIFs under Regulation 33A of the AIFM Regulations**

**DE-NOTIFICATION LETTER**

NOTIFICATION OF INTENTION TO CEASE THE MARKETING OF UNITS OR SHARES OF AN AIF OR AIFs OF THE SAME AIFM IN A MEMBER STATE OTHER THAN THE HOME MEMBER STATE OF THE AIFM IN ACCORDANCE WITH REGULATION 33A OF S.I. NO 257 OF 2013 (AS AMENDED) (THE “AIFM REGULATIONS”)

IN \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(the host Member State(s))

**Name of AIF:** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Information on the AIFM or self-managed AIF**

Name of the AIFM/self-managed AIF: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

AIFM/self-managed AIF LEI (if available): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

National identification code of the AIFM/self-managed AIF (if available): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

AIFM/self-managed AIF’s home Member State: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Address and registered office/domicile if different from address

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Details of AIFM/self-managed AIF’s website: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Details of contact person at the AIFM/self-managed AIF

Name/Position: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Telephone number: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

E-mail address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Regulation 33A**

In accordance with Regulation 33A(3), please confirm by ticking yes in each box that the below conditions have been fulfilled:

1. except in the case of closed-ended AIFs and funds regulated by Regulation (EU) 2015/760 of the European Parliament and of the Council of 29 April 2015, a blanket offer has been made to repurchase or redeem, free of any charges or deductions, all such AIF units or shares held by investors in the Member State(s) in question, was publicly available for at least 30 working days, and was addressed, directly or through financial intermediaries, individually to all investors in the Member State(s) whose identity is known;
2. the intention to terminate arrangements made for marketing units or shares of some or all of its AIFs in the Member State(s) in question was made public by means of a publicly available medium, including by electronic means, which is customary for marketing AIFs and suitable for a typical AIF investor;
3. any contractual arrangements with financial intermediaries or delegates have been modified or terminated with effect from the date of de-notification in order to prevent any new or further, direct or indirect, offering or placement of the units or shares identified in the notification referred to in paragraph 3 (of Regulation 33A) of the AIFM Regulations[[1]](#footnote-1).

MM/DD/YEAR

Please confirm the date the AIFM ceased marketing the AIF(s)[[2]](#footnote-2):

Please confirm the status of the Fund, e.g. whether the fund is liquidated by advising if the fund is Active (the fund is non-liquidated or Inactive (e.g. the fund is liquidated): Active/Non- Active

*The Central Bank may process personal data provided by you in order to fulfil its statutory functions or to facilitate its business operations. Any personal data will be processed in accordance with the requirements of data protection legislation. Any queries concerning the processing of personal data by the Central Bank may be directed to* [*dataprotection@centralbank.ie*](mailto:dataprotection@centralbank.ie)*. A copy of the Central Bank’s Data Protection Notice is available at* [www.centralbank.ie/fns/privacy-statement](http://www.centralbank.ie/fns/privacy-statement)*.*

1. Paragraph 3 of Regulation 33A of the AIFM Regulations requires that *‘An Irish AIFM shall submit a notification to the Bank containing the information referred to in subparagraphs (a), (b) and (c) of paragraph (1)*’. [↑](#footnote-ref-1)
2. Paragraph 2 of Regulation 33A of the AIFM Regulations requires that ‘*As of the date referred to in paragraph (c), the Irish AIFM shall cease any new or further, direct or indirect, offering or placement of units or shares of the EU AIF it manages in the Member State in respect of which it has submitted a notification in accordance with paragraph’*. [↑](#footnote-ref-2)