

Regulatory Watch

Asset management legal updates
for **board meetings**



Why ATOZ and what's our approach?

Founded in 2004, ATOZ is a high-end independent advisory firm based in Luxembourg offering a comprehensive and integrated range of direct and indirect tax solutions as well as asset management, corporate implementation, corporate finance and transfer pricing services to both local and international clients.

Our dedicated Asset Management Team works on a large number of funds every month, including all main alternative strategies (PE, RE, infrastructure, debt, hedge funds and funds of funds), meaning that we are right at the core of the market in terms of what is market standard, what workarounds exist and what the various commercial and regulatory arguments mean to both managers and investors in practice.

Our recent experiences in the matter have demonstrated that our clients have reaped the rewards of our continuous regulatory assistance. These include alerting our clients to PRIIPs preparation which was of outmost importance given the fact that the funds are marketed to high net worth individuals, MiFID II fee structure reviews and AIFMD consolidation tests and substance reviews.

Our regulatory watch offer

SMART RESOURCES

Our regulatory team undertakes a continuous screening of updates, plans and changes in relation to the investment fund industry. It filters and analyses an extensive bank of resources including databases, publications and legislation with the aim of providing suitable solutions for ATOZ clients. We keep the following on our radar:

- Luxembourg laws and bill of laws
- CSSF circulars, Q&As and newflash
- EU Directives and delegated regulations updates
- ESMA guidelines
- European regulators' initiatives having potential impact on the Luxembourg market (e.g., EU Commission and ESMA consultations and declarations)
- Industry updates, including Luxembourg, European and International fund and asset management associations (ALFI, Invest Europe, EFAMA, IOSCO, etc.)

Our regulatory watch offer

GLOBAL PACKAGE

We propose bespoke independent regulatory watch and related advice that aims to provide comfort to board members in their function as statutory representatives of regulated entities. By seeking systematic and independent regulatory advice, and keeping records of discussions with the ATOZ regulatory team, board members ensure they will be able to demonstrate to their shareholders that they have taken into account regulatory changes which may impact their entities' business. In other words, we facilitate informed decision-making on matters regarding regulatory concerns and substance for investment vehicles. Our package includes:

- Physical presence at Board meetings and presentation of the latest EU and Luxembourg regulatory updates
- Ad hoc Q&A session during the Board meeting
- Provision of a regulatory bible to all Board members (paper and/or electronic format)
- Market intelligence drawn from existing client case studies
- Automatic subscription to our newsflash distribution list

Our team



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Benoît will be your primary contact.

With 7 years of experience advising institutional clients, asset managers and HNWI in the structuring, setting-up and registration of regulated funds (SIFs and SICARs) and unregulated funds (LPs and RAIFs), Benoît provides assistance to clients on the establishment and ongoing regulatory duties of mancos, AIFMs, portfolio managers, investment advisers and distributors.

Benoît provides advice on a wide range of alternative investment fund vehicles, including PE funds, real estate funds, hedge funds, debt funds, funds of funds and infrastructure funds. Benoît is an active member of the Association of the Luxembourg Fund Industry (ALFI) and the Luxembourg Private Equity Association (LPEA).



Jeremie Schaeffer

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Jeremie advises sophisticated investors, private equity firms and multinational corporations on commercial and corporate law aspects of complex corporate structuring, LBO, M&A transactions and financial restructurings.

Jeremie also has an extensive experience in the set-up and operation of regulated and unregulated funds.

Jeremie is a chartered accountant (expert-comptable) in Luxembourg, member of the Legal Committee of the Luxembourg Private Equity Association (LPEA) as well as of the Association luxembourgeoise des juristes de droit bancaire (ALJB).



Nicolas Cuisset

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With more than 17 years of experience in the implementation of complex corporate structures, **Nicolas'** focus is on structuring investments in multiple jurisdictions and coordinating between many advisers.

Nicolas has extensive experience in the set-up and operation of both regulated and unregulated alternative investment structures.

Nicolas is also a member of the Association of the Luxembourg Fund Industry (ALFI) and the Institut Luxembourgeois des administrateurs (ILA).

