

16 January 2023

Important Changes Affecting AIFMD Reporting Submissions

The purpose of this circular is to inform Alternative Investment Fund Managers, De-Minimis Alternative Investment Fund Managers, Self-Managed Alternative Investment Funds and Self-Managed Professional Investor Funds (**henceforth collectively referred as “AIFMs”**) of important changes in the submission of the Annex IV and Annex 5 AIFMD returns (**henceforth collectively referred as “the AIFMD returns”**) in terms of the MFSA’s Reporting Guidelines for Alternative Investment Fund Managers and the following rules:

- i. SLC 4.1(ii) of Appendix I to Part B of the Investment Services Rules for Professional Investor Funds in the case of Self-Managed PIFs;
- ii. Section 3 of Appendix 8 to Part B of the Investment Services Rules for Alternative Investment Funds in the case of Self-Managed AIFs
- iii. SLC 4 of Section 1 to Part BIII of the Investment Services Rules for Investment Services Providers and SLC 4.04 of Appendix 13 of the Investment Services Rules for Investment Services Providers in the case of De-Minimis AIFMs;
- iv. Section 4 of Appendix 13 to Part B of the Investment Services Rules for Investment Services Providers and SLC 4.04 of Appendix 13 of the Investment Services Rules for Investment Services Providers if the Company is a Full AIFM.

1.0 Change in the Reporting of the Licence Number

As part of the MFSA’s objective to push towards full digitilisation of information, a new licence number will shortly be replacing those previously issued by the Authority.

To this end, a new licence number will automatically be allocated to all AIFMs and Investment Funds domiciled in Malta and will be available shortly on the [MFSA website](#). No further action is required to be taken by AIFMs and Investment Funds in relation to the re-issuance of the original licence.

This change will impact specific reporting positions of the licence number with effect from **23 January 2023**. All AIFMs domiciled in Malta are expected to start reporting the new licence numbers within the respective XML files for both the fund manager (DATMAN file) and their funds under management (DATAIF file) following this date. Kindly refer to the following sections of this circular for more detailed instructions.

For the sake of clarity, non-EU AIFMs and investment funds not domiciled in Malta will not be allocated a new licence number and, therefore, should keep reporting the licence number provided by the competent authority of their country of domicile.

To implement the necessary updates, the AIFMD file upload system will be temporarily unavailable between 16 and 22 January 2023 and will resume on the 23 January 2023.

Please note that any submission containing old licence numbers after the 23 January 2023 will not be treated as valid submissions and have to be corrected and submitted again.

1.1 Annex IV Returns

The change will affect the reporting positions “AIFM National Code” and “AIF National Code” within the DATMAN and DATAIF files.

AIFMs will be able to access the new licence number via the MFSA website under the “Financial Services Register” using the Search box as follows.

- **AIFM National Code**

The screenshot shows a web browser window with the URL `mfsa.mt/financial-services-register/`. The page title is "Search the Financial Services Register". A search box contains the instruction: "Step 1: Type the name of the AIFM in the search box and press enter". Below the search box, the "Results" section is visible, showing a table with the following data:

AIF Manager	Licence Authorised	View
XYZ ASSET MANAGEMENT LIMITED		View

Step 2: Once the search is refined, scroll down to the Results section of the webpage, find the AIFM's licence category and click view

Snapshot 1: Searching an AIFM's licence number on the Financial Services Register Landing Page

Authorised Person Basic Details

Authorised Person Name: **XYZASSET MANAGEMENT LIMITED**
 MBR Registration Code: **C 00000**
 Authorised Person ID: **XYZL**
 Company Registration Date: **01-11-2022**
 LEI Code:
 Registered Address:
 Business Address:
 Email:
 Contact Person:

Other Authorisations held by XYZASSET MANAGEMENT LIMITED

[Alternative Investment Fund Manager - Full AIFM](#) Licence Authorised

[Freedom of Services and Establishment - Maltese AIFs Marketing outside Malta](#) Licence Authorised

Step 3: AIFMs should use the Authorisation ID located in the Authorisation details of the "AIF Manager" as the "AIFMNationalCode". Self-Managed Schemes should use the Authorisation ID located in the Authorisation details of the Collective Investment Scheme within the Collective Investment Scheme's webpage instead

Authorisation Details

Authorisation	AIF Manager
Status	Licence Authorised
Authorisation ID	XYZL-9999
Authorisation Issue Date	20-11-2022

LICENCE NUMBER – Fund Manager

Snapshot 2: Locating the AIFM's licence number on the AIFM's webpage.

▪ **AIF National Code**

The screenshot shows a web browser at the URL `mfsa.mt/financial-services-register/`. The page title is "Search the Financial Services Register". A red instruction box states: "Step 1: Type the name of the fund in the search box and press enter". Below this, the "Results" section is visible. A red instruction box states: "Step 2: Once the search is refined, scroll down to the Results section of the webpage, find the respective licence category of the Collective Investment Scheme, and click view." An arrow points from this instruction to a "View" link in the search results. The search results table is as follows:

MT FUND SICAV PLC	
Alternative Investment Fund	Licence Authorised View

Snapshot 3: Searching a Collective Investment Scheme's licence number on the Financial Services Register Landing Page

Authorised Person Basic Details	
Authorised Person Name	MT FUNDS SICAV PLC
MBR Registration Code	SV999
Authorised Person ID	MTFS
Company Registration Date	01-12-2022
LEI Code	
Registered Address	
Business Address	
Email	
Contact Person	

Other Authorisations held by MT FUNDS SICAV PLC	
Freedom of Services and Establishment - Maltese AIFs	Licence Authorised
Marketing outside Malta	

Step 3: Once the web page of the fund is accessed, scroll down, and find the Authorisation details section.

AIFMs should use the licence number of the Sub-Fund as "AIFNationalCode" when the investment fund is set up as an umbrella fund structure. For funds set up as a single compartment, the licence number of the Collective Investment Scheme shall be used instead.

Authorisation Details	
Authorisation	Alternative Investment Fund
Status	Licence Authorised
Authorisation ID	MTFS-1000
Authorisation Issue Date	02-01-2023

LICENCE NUMBER – Collective Investment Scheme

Sub Fund Name: Fund A	
Sub Fund Authorisation ID:	MTFS-SF1001
Status:	Sub Fund Authorised
Authorization Date:	02-01-2023

LICENCE NUMBER – Sub-Fund [Fund A]

Sub Fund Name: Fund B	
Sub Fund Authorisation ID:	MTFS-SF1002
Status:	Sub Fund Authorised
Authorization Date:	02-01-2023

LICENCE NUMBER – Sub-Fund [Fund B]

Snapshot 4: Searching a Collective Investment Scheme’s and Sub-Fund’s licence number on the Collective Investment Scheme’s webpage

Annex 5

The change will also affect the data compiled within Annex 5, notably the reporting position “AIF/ Sub-Fund National Code”. AIFMs should refer to the *Authorisation ID* of the Sub-Fund (for Investment funds set up as an umbrella fund) and the *Authorisation ID* of the Collective Investment Scheme (for investment funds set up as a single compartment). The above-mentioned licence numbers are located in the webpage pertaining to the Collective Investment Scheme within the MFSA’s “*Financial Services Register*” as further shown in snapshot 4.

2.0 ESMA Revises the AIFMD Reporting IT Technical Guidance

The Authority would also like to inform AIFMs that the European Securities and Markets Authority (‘**ESMA**’) [published](#) a revised version of the [AIFMD IT Technical Guidance](#) (the ‘**revised Guidelines**’).

The revised Guidelines introduces new validation controls that are aimed to improve data quality by making existing reporting fields mandatory. This will impact the validity of the AIFMD returns during submission stage.

It is important that AIFMs use the revised Guidelines when submitting the AIFMD Returns, starting from submissions with period ending **31 December 2023**. AIFMs are required to assess the changes, as specified in the tab ‘*change history*’ of the revised Guidelines to ensure their AIFMD reporting is aligned with the new validation controls.

3.0 Contacts

Should you have any queries relating to the above, kindly contact the Authority on aifmdreporting@mfsa.mt