

Depository Services

Under the Alternative Investment Fund Managers Directive ("AIFMD") European alternative investment fund managers ("AIFMs") who manage and market non-European alternative investment funds ("AIFs") to investors in Europe in accordance with national private placement regimes, are required to comply with certain depository obligations.

European AIFMs who manage non-European AIFs are required to appoint one or more entities to perform certain depository duties, namely cash-flow monitoring, safekeeping of assets, and oversight – commonly known as "Depository Lite" services. Non-European AIFMs that manage non-European AIFs are not required to appoint a depository under AIFMD. However, AIFMD allows European Union ("EU") member states to impose their own stricter rules on the AIFM in respect of the marketing of non-European AIFs to investors in their territory (colloquially called 'gold-plating'). Some EU members, such as Germany and Denmark, are requiring non-European AIFMs to appoint one or more entities to perform Depository Lite services should they wish to market a non-European AIF in their jurisdiction.

Our Services

The Maples Group can leverage our technology and professional expertise in regulatory compliance, trustee and fiduciary services to provide solutions to satisfy the specific depository requirements of each AIFM. We have extensive experience with virtually all types of clients, organisational structures and complex investment strategies in hedge funds, fund of funds and private asset funds.

The Maples Group offers a flexible Depository Lite solution which, depending on the needs of the AIFM,

can include any combination or all of the following three functions:

Cash-Flow Monitoring

- Oversight of the fund's bank accounts and reconciliation of all cash movements;
- Identification and review of significant transactions to ensure consistency with the fund's operations; and
- Monitoring discrepancies and ensuring appropriate corrective measures when appropriate.

Safe-Keeping

- Holding the fund's financial instruments in custody to the extent that they are able to be held in the name of or physically delivered to the depository;
- Verifying the fund's ownership of assets;
- Maintaining an asset register and being able to provide an up-to-date inventory at any time; and
- Ensuring assets are appropriately registered and cannot be transferred without the depository being informed.

Oversight

- Ensuring that subscriptions and redemptions in the fund are carried out, and that the fund's

- income is applied, in accordance with the applicable national law and the fund's rules;
- Confirming that the valuation of the fund and its shares is calculated in accordance with its valuation policy, applicable national law, and the fund's rules;
 - Ensuring that transactions involving the fund's assets are settled in a timely manner;
 - Ensuring that the AIFM and fund both comply with the applicable national law and the fund's rules;
- Confirming the fund's investments are consistent with its investment policy, restrictions and leverage limits;
 - Due diligence and monitoring of all delegates providing services; and
 - Maintaining accurate records and implementing appropriate oversight procedures in relation to the above functions.

For further information on our services, please contact:

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