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| **Asset Management Legal Updates** **Quarter 1, 2022** |
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| **Key Irish Regulatory Updates** |

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| * [Central Bank of Ireland clarifies its Priorities and Focus.](https://www.clerkinlynch.com/wp-content/uploads/2022/02/Central-Bank-of-Ireland-clarifies-its-Priorities-and-Focus.pdf)
* [Central Bank publishes the 44th Edition of the Central Bank AIFMD Q&A](https://www.clerkinlynch.com/irish-regulatory-update-5/)
* [Central Bank CP140 Guidance Published](https://www.clerkinlynch.com/irish-regulatory-update-6/)
* [Central Bank Outsourcing Guidance Published](https://www.clerkinlynch.com/irish-regulatory-update-7/)
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| **Key EU Regulatory Updates** |

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| * [ESMA CSA on Valuation of UCITS and AIFs](https://www.clerkinlynch.com/eu-regulatory-update-8/)
* [New Q&As issued](https://www.clerkinlynch.com/eu-regulatory-update-9/)
* [ESMA Guidance on MiFID II](https://www.clerkinlynch.com/eu-regulatory-update-10/)
* [ESMA Focus on Reverse Solicitation](https://www.clerkinlynch.com/irish-regulatory-update-8/)
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| **Litigation and Enforcement** |

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| * [Central Bank Enforcement Plans](https://www.clerkinlynch.com/central-bank-enforcement-plans/)
* [Central Bank fines BNY Mellon €10 Million](https://www.clerkinlynch.com/litigation-and-enforcement/)
* [Central Bank update on Implications of Ukraine War](https://www.clerkinlynch.com/central-bank-update-on-implications-of-ukraine-war/)
* [The Central Bank’s evolution of enforcement" - Speech by Director General Derville Rowland](https://www.clerkinlynch.com/irish-regulatory-updates-2/)
* [Recent Disciplinary Action by the Central Bank of Ireland – Sarasin Funds](https://www.clerkinlynch.com/sfmic-enforcement-action/)
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| **ESG Focus** |

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| * [Central Bank Focus on “Greenwashing”](https://www.clerkinlynch.com/esg-focus-6/)
* [Presentation: Regulatory Update on ESG Investing](https://www.clerkinlynch.com/wp-content/uploads/2022/07/Regulatory-update-ESG-Investing-July2022.pptx)
* [Clerkin Lynch ESG related Litigation](https://www.clerkinlynch.com/esg-focus-2/)

**Pictured:** Mark Browne of Clerkin Lynch demonstrating his practical commitment to ESG targets through tree planting near Dublin. |

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| **Distribution Focus** |

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| * [ESMA Focus on Reverse Solicitation](https://www.clerkinlynch.com/litigation-and-enforcement-4/)
* [AIFMD II and Distribution](https://www.clerkinlynch.com/distribution-focus/)
* [Pre-Marketing of Investment Funds - Updated Guidance](https://www.clerkinlynch.com/wp-content/uploads/2021/08/Pre-Marketing-of-Investment-Funds-Updated-Guidance.pdf)
* [EU’s New Cross-Border Distribution Framework – Local Facilities in Member States](https://www.clerkinlynch.com/wp-content/uploads/2021/09/EUs-New-Cross-Border-Distribution-Framework-%E2%80%93-Local-Facilities-in-Member-States.pdf)
* [New Requirements for Marketing European Investment Funds](https://www.clerkinlynch.com/wp-content/uploads/2021/10/New-Requirements-for-Marketing-European-Investment-Funds.pdf)
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| **GDPR Updates** |

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| * [GDPR Fine of €17 million for META](https://www.clerkinlynch.com/wp-content/uploads/2022/03/GDPR-Fine-of-E17-million-for-META.pdf)
* [UK deemed Equivalent for GDPR](https://www.clerkinlynch.com/uk-deemed-equivalent-for-gdpr/)
* [GDPR and Data Breach Notifications - Updated Guidance](https://www.clerkinlynch.com/wp-content/uploads/2021/07/GDPR-and-Data-Breach-Notifications-Updated-Guidance.pdf)
* [Data Protection and GDPR: New Standard Contractual Clauses](https://www.clerkinlynch.com/wp-content/uploads/2021/07/Data-Protection-and-GDPR-New-Standard-Contractual-Clauses.pdf)
* [GDPR and The Funds Industry](https://www.clerkinlynch.com/wp-content/uploads/2021/06/GDPR-and-the-Funds-Industry.pptx)
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| **Focus on Crypto** |

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| * [Crypto Funds in Ireland](https://www.clerkinlynch.com/wp-content/uploads/2021/11/Crypto-Funds-in-Ireland.pdf)
* [Irish Register of Virtual Asset Service Providers](https://www.clerkinlynch.com/focus-on-crypto/)
* [New Central Bank Warning on Cryptos](https://www.clerkinlynch.com/wp-content/uploads/2022/03/New-Central-Bank-Warning-on-Cryptos.pdf)
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| **Hot Topics for Upcoming Board Meetings** |

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| * [Central Bank update on Implications of Ukraine War](https://www.clerkinlynch.com/central-bank-update-on-implications-of-ukraine-war/)
* [Regulatory focus on fund charges](https://www.clerkinlynch.com/regulatory-focus-on-funds-charges/)
* [Interview on ESMA focus on Undue Costs](https://www.youtube.com/watch?v=H4EnyQLj7wY)
* [UCITS Liquidity and Risk Management Framework](https://www.clerkinlynch.com/ucits-liquidity-and-the-risk-management-framework-ensuring-compliance-with-eu-and-irish-regulatory-guidance/)
* [GDPR and The Funds Industry](https://www.clerkinlynch.com/wp-content/uploads/2021/06/GDPR-and-the-Funds-Industry.pptx)
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| **CP86 Focus** |

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| * [CP86 and appointing a fund management company](https://www.clerkinlynch.com/cp86-and-appointment-of-fund-management-companies-2/)
* [Key considerations in assessing a third-party management company](https://www.clerkinlynch.com/key-considerations-in-assessing-a-third-party-entity-to-be-appointed-as-a-funds-management-company/)
* [Affiliated management company - Key board considerations](https://www.clerkinlynch.com/smics-appointing-an-affiliated-management-company-key-considerations-for-boards/)
* [Use of Third-Party Platforms](https://www.clerkinlynch.com/key-considerations-when-launching-a-fund-on-a-third-party-ucits-or-aifmd-compliant-platform/)
* [CP8 Compliance - Is a Plan B Required?](https://www.clerkinlynch.com/cp86-compliance-is-a-plan-b-required/)
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| **Upcoming Events** |

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| * [The evolving nature of fund director’s responsibilities - D+O Insurance Considerations](https://www.clerkinlynch.com/recent-events/)
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| **Recent Events** |

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| * [The relationship between the EU and Switzerland for Asset Managers](https://www.clerkinlynch.com/upcoming-events/)
* [International perspectives on limited partnership structures](https://www.aima.org/resource/aima-webinar-replay-international-perspectives-on-limited-partnership-structures.html)
* [Presentation on Regulations relating to ESG Investing](https://www.clerkinlynch.com/wp-content/uploads/2022/07/Regulatory-update-ESG-Investing-July2022.pptx)
* [Presentation on GDPR and the Funds Industry](https://www.clerkinlynch.com/wp-content/uploads/2021/06/GDPR-and-the-Funds-Industry.pptx)
* [Irish Fund Director Association Q&A on UCITS LRMF](https://www.clerkinlynch.com/irish-fund-director-association-qa-on-ucits-lrmf/)
* [AIMA Briefing- Ireland Update](https://www.clerkinlynch.com/recent-events/)
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| **Additional Reference Materials** |

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| * [Past Editions of the Clerkin Lynch Funds Updater](https://www.clerkinlynch.com/wp-content/uploads/2021/12/Asset-Management-Legal-Updates-Q4.docx)
* [Asset Management and Funds](https://www.clerkinlynch.com/services/asset-management-and-funds/)
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