

GDNSH Disclosures

The guidance clarifies that the disclosures to be made when making sustainable investments under the SFDR and the PAI disclosures at product level under Article 7 of the SFDR apply independently. They also note the benefit of using the metrics provided for in the Climate Delegated Act and the Complementary Climate Delegated Act, where feasible, when preparing indicators for relevant values. It also distinguishes the DNSH provisions in the SFDR from those under the Taxonomy Regulation (the “TR”), while observing that the RTS includes a requirement to show whether investments are aligned with the OECD Guidelines for Multinational enterprises and the UN Guiding Principles on Business and human Rights, which brings the DNSH disclosures under SFDR in line with the minimum under the TR.

Products including Options

Clarification has been provided relating to website disclosures for multi-option products, the extent of disclosures to be provided and the manner and format of the presentation of such disclosures.

How Clerkin Lynch can help

Clerkin Lynch is firmly focused on the legislative requirements pertaining to the SFDR and other aspects of recent EU legislation pertaining to sustainability and Green Finance. This concentration means that we are ideally placed to assist clients to ensure compliance with related provisions.

Our assistance in this area can include the drafting of related policies and procedures as well updating documents to ensure appropriate disclosures are included

Asset Management at Clerkin Lynch

We advise on the structuring, establishment and ongoing operation of investment funds in Ireland, including UCITS and Alternative Investment Funds, for international distribution. We assist clients in liaising with and obtaining appropriate regulatory authorisations from the national regulatory authority, the Central Bank of Ireland. We also advise on issues affecting clients throughout the asset management and broader financial sector, including with regard to AML, MiFID, crypto[1]currencies, distance selling and internet-based products and investments. ESG is an area of particular focus for the practice and one the team has specific expertise in, with six members of the team having undertaken courses in Climate Change Law. The Asset Management and Funds team liaises with other departments of the firm, including Banking and Financial Services, Corporate, Data Protection and Technology to assist clients with a comprehensive range of legal services when appropriate. The result is ensuring that client issues can be addressed in a seamless and efficient manner. We only provide Irish legal services but work through our network of international legal firms to provide comprehensive cross border legal services, and when required, to provide cost efficient solutions in related contexts.



Mark Browne
Partner
Email: markbrowne@clerkinlynch.com
Phone: 01 611 4400

