
TO : Regulated Entities

- i. Cyprus Investment Firms ('CIFs')
- ii. UCITS Management Companies ('UCITS MCs')
- ii. Alternative Investment Fund Managers ('AIFMs')

FROM : Cyprus Securities and Exchange Commission

DATE : September 22, 2016

CIRCULAR No : C161

FILE No : EK 02.03.001

SUBJECT : Data collection exercise by the European Banking Authority for the potential reform of prudential requirements applicable to MiFID investment firms and firms providing services under MiFID

The Cyprus Securities and Exchange Commission (the 'CySEC') wishes to inform the Regulated Entities about the following:

1. The European Banking Authority (the 'EBA') launched on July 15, 2016, a [data collection](#) aimed at supporting the response to the European Commission's Call for Advice on a new prudential framework for MiFID (Markets in Financial Instruments Directive) investment firms, which should be less complex, more risk sensitive and more proportionate than the current regime.
2. AIFMs and UCITS MCs are allowed to provide investment services under MiFID. Therefore, AIFMs and UCITS MCs providing investment services fall within the scope of the data collection exercise launched by the EBA.
3. The Regulated Entities, if they wish to participate in this data collection exercise, should use the templates and instructions provided by the EBA for the purpose of the said data collection (please follow the hyperlink in point 1).
4. The Regulated Entities should fill in and submit the relevant template(s) at the electronic address supervision@cysec.gov.cy by **October 7, 2016, the latest**, quoting at the email subject the '(Name of the Regulated Entity) - EBA data collection'. The CySEC will then forward the data to the EBA.

5. The Regulated Entities should name their Excel file in accordance to the following naming convention:

a. CIFs

“TRS Username_YYYYMMDD_EBA Data Collection MiFID Ifs_(Solo/Consolidated)”

For example, in the case of a hypothetical CIF with a TRS Username ‘XX’ and assuming that:

- it reports on a solo basis,
- its end of year reporting period is set as at 31/12/2015,

then the excel file to be submitted should be saved as “XX_20151231_ EBA Data Collection MiFID Ifs_Solo”

b. UCITS MCs & AIFMS

“TRS Username_YYYYMMDD_ EBA Data Collection UCITS AIFMD _(Solo/Consolidated)”

For example, in the case of a hypothetical AIFM with a TRS Username ‘aifm1’ and assuming that:

- it reports on a solo basis,
- its end of year reporting period is set as 31/12/2015,

then the excel file to be submitted should be saved as “aifm1_20151231_ EBA Data Collection UCITS AIFMD _Solo”

6. It should be noted that, where Regulated Entities report on a consolidated basis, they should also submit a separate file on a solo basis.

7. In case of any queries on the completion of the relevant EBA excel template, please send an email to supervision@cysec.gov.cy. However, the Regulated entities are kindly requested to go through the relevant instructions document first before submitting any queries.

Yours sincerely

Demetra Kalogerou
Chairman, Cyprus Securities and Exchange Commission