

## Summary of the responsible du respect des obligations (**RR**) and responsible du contrôle du respect des obligations (**RC**) functions

The below is a general summary and the appointments should be determined on a case-by-case basis depending on the particular circumstances of the matter.

Name of function	Eligible Person(s) who can be appointed and at what level	Mandatory appointment <sup>1</sup>	Qualifications	Must the person be resident in Luxembourg
<b>Compliance</b>  <b>RR</b> - <i>responsable du respect des obligations</i>	Management level  Depending on the legal structure, board of directors/managers jointly as a collegial body; or one director/manager	Yes (refer to the CSSF FAQ)	<ul style="list-style-type: none"> <li>sufficient Luxembourg AML/CFT knowledge and can demonstrate this upon request</li> <li>knowledgeable about the investments and distribution strategies of the Fund/about the services offered by the investment fund manager (<b>IFM</b>)</li> <li>available and contactable by the CSSF (if the RR is a collegial body, at least one of its members must fulfil this requirement)</li> </ul>	No
<b>Control</b>  <b>RC</b> - <i>responsable du contrôle du respect des obligations</i>	Fund - a board member or third party (in the later case, appropriate contractual arrangements to be in place)  Third party could be an appointee from the Fund's IFM)  IFMs - compliance officers at appropriate hierarchal level	Yes refer to the CSSF FAQ)	Same as above plus:  <ul style="list-style-type: none"> <li>access to all internal documents and systems necessary for performing its tasks. This condition is particularly relevant where the RC is not present in Luxembourg on an on-going basis</li> </ul> Articles 40 (3) to 43 of CSSF Regulation N° 12-02 sets out further details regarding the skills and duties of the RC	Yes, but not required if a staff member of the IFM is appointed and domiciled outside Luxembourg

<sup>1</sup> CSSF FAQ - Taking into consideration the results of the National Risk Assessment regarding in particular ML/FT risk exposure of the sector of collective Investments ie Investment Funds, the CSSF would like to recall that every Luxembourg Investment Fund and Investment Fund Manager subject to AML/CFT supervision, is legally required to appoint, both an RR and an RC.