



COMPLIANCE WEEKLY

A Publication of Seward & Kissel Regulatory Compliance

FEBRUARY 20, 2018

SKRC Compliance Weekly is a weekly reminder of certain regulatory obligations that may apply to an SEC-registered investment adviser and CFTC-registered commodity pool operator and commodity trading advisor with a December 31 fiscal year-end that advises one or more private funds.

Obligation	Comment
TIC Form SLT (due 2/23/2018).	For January 2018. Must be filed by "US residents" on a monthly basis to report "long term cross border ownership" of securities in excess of \$1 billion.
Form PQR for large CPOs (due 3/1/2018).	Reports for the quarter ending December 31 are due within 60 days of the calendar year end for large commodity pool operators (CPOs) (with assets under management over \$1.5 billion attributable to commodity pools).
Form PF Quarterly Update due for all "large hedge fund advisers" (due 3/1/2018).	For fourth quarter 2017. Form PF requires a "large hedge fund adviser" to file a quarterly update within 60 calendar days after the end of its fourth fiscal quarter that updates the answers to all items in Form PF (not just relating to the "hedge funds" it advises). A large hedge fund adviser may, however, submit an initial filing for the fourth quarter that updates information relating only to the hedge funds that it advises so long as it amends its Form PF within 120 calendar days after the end of the quarter to update information relating to any other private funds that it advises. An adviser that files such an amendment is not required to update information relating to their other private funds previously filed for such quarter.
Annual Exemption Affirmation due for CPOs and CTAs relying upon CFTC Rules 4.5, 4.13(a)(1), 4.13(a)(2), 4.13(a)(3), 4.13(a)(5) and/or 4.14(a)(8) (due 3/1/2018).	CFTC Rules 4.5, 4.13(a)(1), 4.13(a)(2), 4.13(a)(3), 4.13(a)(5) and 4.14(a)(8) require relying CPOs and commodity trading advisors (CTAs) to affirm their qualification for the applicable exemption with the NFA annually within 60 days after calendar year-end. Must be filed through the NFA's electronic filing system.
Periodic Report for CPOs (due 3/2/2018).	CPOs are required to distribute a periodic report of their account statements within 30 calendar days of each month end. CPOs relying on an exemption under CFTC Rule 4.7 or Rule 4.12(b) are required to distribute a periodic report within 30 days of each quarter end.



One Battery Park Plaza | New York, NY 10004
212-574-1200 | 212-480-8421 (fax) | sknyc@sewkis.com

901 K Street, NW | Washington, DC 20001
202-737-8833 | 202-737-5184 (fax) | skdc@sewkis.com

www.compliance.sewkis.com

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If you have any questions regarding the matters covered herein, please contact any of the attorneys listed below.

Robert L. Chender
212-574-1415
chender@sewkis.com

Ivy Wafford Duke
202-661-7179
duke@sewkis.com

Debra Franzese
212-574-1353
franzese@sewkis.com

Maureen R. Hurley
212-574-1384
hurley@sewkis.com

Paul M. Miller
202-737-8833
millerp@sewkis.com

Joseph M. Morrissey
212-574-1245
morrissey@sewkis.com

David R. Mulle
212-574-1452
mulle@sewkis.com

Steven B. Nadel
212-574-1231
nadel@sewkis.com

Anthony C.J. Nuland
202-737-8833
nuland@sewkis.com

Marlon Q. Paz
202-661-7178
paz@sewkis.com

Patricia A. Poglinco
212-574-1247
poglinco@sewkis.com

Christopher C. Riccardi
212-574-1535
riccardi@sewkis.com

Keri E. Riemer
212-574-1598
riemer@sewkis.com

David Tang
212-574-1260
tang@sewkis.com

Robert Van Grover
212-574-1205
vangrover@sewkis.com

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