

**Appendix 1**

In this Appendix underlining indicates new text and striking through indicates deleted text.

---

**COLLECTIVE INVESTMENT LAW  
DIFC LAW No. 2 of 2010**

---

Consolidated Version  
(December 2018)

.....

## **PART 4: ESTABLISHMENT AND OPERATION OF DOMESTIC FUNDS**

### **Chapter 1: Requirements applicable to all Domestic Funds**

#### **26. Permitted form of a Domestic Fund**

- (1) Every Domestic Fund shall be one of the following:
  - (a) an Investment Company;
  - (b) an Investment Partnership; or
  - (c) an Investment Trust.
- (2) In Article 26(1)(a), an Investment Company includes a Protected Cell Company or an Incorporated Cell of an Incorporated Cell Company.
- (3) The DFSA may, by Rules, prescribe:
  - (a) which of the forms referred to in Article 26(1) may be used by a specialist class of Domestic Funds; and
  - (b) any additional criteria, requirements or conditions applicable to such a Fund.
- (4) A Person shall not use a form referred to in Article 26(1)(a), (b) or (c) for a purpose other than the main purpose of carrying on the business of a Fund.
- (5) A Person may only register an Investment Company as a Public Company under the DIFC Companies Law if the company is or is intended to be a Public Fund. In all other cases, a Person shall register an Investment Company as a Private Company.

.....

### **SCHEDULE 1 INTERPRETATION**

.....

#### **3. Defined Terms**

In the Law, unless the context indicates otherwise, the defined terms listed below shall have the corresponding meanings:

Terms	Definitions
.....	.....
<u>Incorporated Cell Company (ICC)</u>	has the meaning given in the DIFC Companies Law or <u>Regulations made for the purposes of that law.</u>
<u>Incorporated Cell</u>	has the meaning given in the DIFC Companies Law or <u>Regulations made for the purposes of that law.</u>
Investment Company	an Open or Closed ended company established for the sole purpose of collective investment which is incorporated under the DIFC Companies Law and the Regulations made under that Law <u>and includes a Protected Cell Company and an Incorporated Cell of an Incorporated Cell Company.</u>
.....	.....