

AVVISO n.7571 30 Aprile 2012 ETFplus

Mittente del comunicato : ETFX Fund Company plc

Societa' oggetto : ETFX Fund Company plc

dell'Avviso

Oggetto : Liquidazione 5 ETF e conseguente Delisting

### Testo del comunicato

Si veda allegato.

### Disposizioni della Borsa

Dal giorno 31/5/2012 Borsa Italiana dispone la cancellazione dal Listino Ufficiale dei seguenti ETFs:

- IE00B3CNJ002
- IE00B3CNHB79
- IE00B4QNJ141
- IE00B4QNJG91
- IE00B3CNHH32

# Notice to holders of Shares in the following sub-funds of ETFX Fund Company plc (the "Company"):

ETFX DAXglobal Steel Fund (ISIN: IE00B3CNJ002)

ETFX S-Network Global Water Fund (ISIN: IE00B3CNHB79)

ETFX EURO STOXX 50 Double Short (2x) Fund (ISIN: IE00B4QNJ141) ETFX EURO STOXX 50 Leveraged (2x) Fund (ISIN: IE00B4QNJG91)

ETFX Russell 1000 US Large Cap Fund (ISIN: IE00B3CNHH32)

(together, the "Funds")

## IMPORTANT - PLEASE READ – ACTION REQUIRED ON OR BEFORE 30 MAY 2012

#### INTRODUCTION

The Directors have, due to the relatively small size of the above listed Funds over an extended period of time and the associated costs involved in operating them, resolved to close and wind-up the Funds. In the context of the foregoing, the Directors wish to give notice to all holders of shares in the Funds (the "Shares") that it is the intention to (i) permanently de-list the Funds from all Relevant Exchanges (as defined below) (the "De-Listing"), (ii) permanently close the Funds to further subscriptions and redemptions by Authorised Participants and (iii) compulsorily redeem any residual shareholdings in the Funds (the "Compulsory Redemption") in accordance with the procedure and the dates set out under the headings "Procedure" and "Proposed Timetable" respectively below.

As the Directors are keen to close the Funds in the most expedient and cost-efficient manner, PLEASE NOTE THAT, in respect of:

- 1) investors who have not sold their Shares on or before 30 MAY 2012 (the last day for trading on each Relevant Exchange) and who remain registered as a Shareholder in any of the Funds as at 12 JUNE 2012; AND
- 2) investors who have not validly applied for redemption of their Shares on or before 31 MAY 2012 and who remain registered as a Shareholder in any of the Funds as at 12 JUNE 2012,

the Directors will exercise their discretion, as provided for in the prospectus of the Company dated 29 July 2011 (the "Prospectus"), to compulsorily redeem their Shares in the Funds for cash.

#### **PROCEDURE**

As part of the process of closing and winding-up the Funds, it will be necessary for the following steps to take place:

- The final day for trading on each of the stock exchanges on which the Shares are listed, such exchanges being the London Stock Exchange, Frankfurter Wertpapierbörse, Borsa Italiana, NYSE Euronext Amsterdam and NYSE Euronext Paris (the "Relevant Exchanges"), shall be 30 May 2012 (the "Final Exchange Trading Date").
- 2) The Shares of each Fund shall be de-listed (or suspended from trading, in respect of the Frankfurter Wertpapierbörse) from each of the Relevant Exchanges with effect from 31 May 2012 which shall also be the last day on which applications for subscriptions and redemptions shall be accepted (the "Final Dealing Date").
- 3) The Funds shall be permanently closed to further subscriptions and redemptions with effect from 1 June 2012.
- 4) Persons who:
  - have not sold their Shares on or before the Final Exchange Trading Date: or
  - have not validly applied for redemption of their Shares on or before the Final Dealing Date,

and, in each case, who are listed as holders of Shares in the Company's register of Shareholders as at 12 June 2012 (the "Compulsory Redemption Date"), shall have their Shares compulsorily redeemed on the Compulsory Redemption Date.

5) The proceeds of the Compulsory Redemption shall be distributed on or after 22 June 2012 (the "Final Distribution Date") to those persons registered as holders of Shares as at the Compulsory Redemption Date. Where Shareholders have not delivered their Shares for settlement by the Final Distribution Date, such undelivered Shares will be cancelled and the proceeds of the Compulsory Redemption will be paid to the account on record with the registrar of the Company for the relevant Shareholder.

#### PROPOSED TIMETABLE

Key Dates	Event
30 May 2012 (Wed)	Final Exchange Trading Date
31 May 2012 (Thurs)	Final Dealing Date
12 June 2012 (Tues)	Compulsory Redemption Date
On or after 22 June 2012 (Fri)	Final Distribution Date

#### **FURTHER CONSIDERATIONS**

Investors on the secondary market who wish to avoid having their Shares compulsorily redeemed should consider selling their Shares on the Relevant Exchanges on or before 30 May 2012.

If a Shareholder's shareholding is compulsorily redeemed, as set out above, it will be redeemed at the appropriate redemption price for the relevant Shares (which shall be the Net Asset Value per Share less any associated Duties and Charges (as defined in the Prospectus) calculated on the Compulsory Redemption Date in accordance with the terms of the Prospectus) and, subject to all anti-money laundering documentation requirements having been complied with, redemption proceeds will be distributed to such Shareholder in accordance with the redemption instructions which the Administrator has on record for such Shareholder.

No distribution proceeds resulting from the Compulsory Redemption of the Shares shall be payable by the Company directly to any person other than those persons listed in the Company's register of Shareholders as at the Compulsory Redemption Date. Please note that, investors buying and selling Shares through a broker, market maker/Authorised Participant or a nominee and/or investors who hold Shares through clearing agents, may not appear in the Company's register of Shareholders. Such investors who do not appear on the Company's register of Shareholders should deal directly with the relevant broker, market maker/Authorised Participant, nominee or clearing agent (as relevant) in respect of their investment.

A Shareholder who submits a valid application for redemption of Shares (the "Relevant Shares") on or before the Final Dealing Date shall not be subject to the Compulsory Redemption process in respect of the Relevant Shares. In the event that any such application for redemption has not settled in advance of the Compulsory Redemption Date (as a result of the relevant Shareholder having failed to deliver the Relevant Shares by such date), redemption proceeds in respect of the Relevant Shares shall not be paid until settlement has taken place (i.e. until such time as the Relevant Shares are delivered).

The Manager of the Company (ETFX Management Company Limited) will be responsible for all legal, procedural, stock exchange related and service

provider costs incurred in respect of the De-Listing, Compulsory Redemption process and termination of the Funds and none of such foregoing costs shall be passed on to Shareholders who are subject to the Compulsory Redemption process.

#### **FURTHER INFORMATION**

Should any investor have any queries, please do not hesitate to contact:

FundAssist Limited

Tel: +353 (0) 1 2079700 Fax: +353 (0) 1 2079701

Email address: ETFX@fundassist.com

#### **DISCLAIMER - INTENDED ADDRESSEES**

Please note that the information contained in the prospectus of the Company dated 29 July 2011 (the "Prospectus") may be addressed to and/or targeted at persons who are residents of particular countries (specified in the Prospectus) only and is not intended for use and should not be relied upon by any person outside these countries and/or to whom the offer contained in the Prospectus is not addressed. Prior to relying on the information contained in the Prospectus you must ascertain from the Prospectus whether or not you are part of the intended addressees of the information contained therein.

Your right to access this service is conditional upon complying with the above requirement.

Yours faithfully

For and on behalf of the Board of Directors of ETFX Fund Company plc