

Fund regulations pursuant to the 2011 Austrian Investment Fund Act

The fund regulations for the investment fund ABW Raiffeisen Eastern European Equities – in liquidation (the "segregated assets") were submitted to the Austrian Financial Market Authority (FMA) during the course of obtaining approval for the segregation described below.

The segregated assets form the illiquid part of the investment fund Raiffeisen Eastern European Equities, which has been segregated in accordance with § 65 InvFG and with the approval of the Austrian Financial Market Authority, and is now being liquidated as a segregated investment fund by the management company Raiffeisen Kapitalanlage-Gesellschaft m.b.H. acting as liquidator¹.

Article 1 Fund units

The fund units are embodied in unit certificates with the character of financial instruments which are issued to bearer.

The unit certificates shall be represented by global certificates for each unit class. Actual securities are not issued.

Article 2 Custodian bank (depository)

Raiffeisen Bank International AG, Vienna, is the investment fund's custodian bank (depository).

The paying agent for unit certificates is the custodian bank (depository).

Article 3 Investment instruments and principles

The assets acquired during segregation shall be converted into money as quickly as possible in protection of the interests of the investors.

The provisions of §§ 63 and 65 InvFG shall apply for the related management activities. In protection of the interests of the unitholders, the legal maximum rates stipulated in §§ 74 through 77 InvFG will not apply.

Sight deposits or deposits at notice

During the course of liquidation, sight deposits and deposits at notice with terms not exceeding 12 months may be held temporarily for up to 100 % of the fund assets. No minimum bank balance is required.

Article 4 Issuance and redemption modalities

Regular calculation of the unit value is not planned.

Issue and redemption

For each unit certificate issued on the date of segregation for Raiffeisen Eastern European Equities, a unit certificate of the same unit class for the segregated assets will be issued on the date of segregation. This grants co-ownership in the segregated assets on the same pro rata basis that the underlying unit certificate for Raiffeisen Eastern European Equities granted on the date of segregation. The issue of these units on the date of segregation shall be free of charge.

There will be no issue of units beyond this. The redemption of units during liquidation is legally prohibited.

Article 5 Accounting year

The accounting year for the segregated assets runs from February 1 to January 31. A liquidation report will be issued for each accounting year and at the end of the liquidation period.

¹ In accordance with the legal opinion of the Austrian Financial Market Authority dated May 31, 2022, ref. no. FMA-IF25 4000/0044-INV/2022.
Valid from: April 20, 2023

Article 6 Unit classes, appropriation of income and payment of the liquidation proceeds

Income-distributing unit certificates, income-retaining unit certificates with payment of capital gains tax and income-retaining unit certificates without payment of capital gains tax may be issued for the investment fund.

Appropriation of income for income-distributing unit certificates (income distribution)

In view of the liquidation, there will be no distribution of income earned (interest and dividends) during the accounting year in addition to payment of the liquidation proceeds.

From April 1 an amount calculated pursuant to InvFG shall be paid out, to be used where applicable to meet any capital gains tax commitments on the distribution-equivalent return on those unit certificates, unless the management company ensures through appropriate proof from the custodians that at the time of payout the unit certificates may only be held by unitholders who are either not subject to Austrian income or corporate income tax or who fulfill the requirements for an exemption pursuant to § 94 of the Austrian Income Tax Act or for a capital gains tax exemption.

Appropriation of income in case of income-retaining unit certificates with payment of capital gains tax (income retention)

In case of income-retaining unit certificates, from April 1 an amount calculated pursuant to InvFG shall be paid out, to be used where applicable to meet any capital gains tax commitments on the distribution-equivalent return on those unit certificates, unless the management company ensures through appropriate proof from the custodians that at the time of payout the unit certificates may only be held by unitholders who are either not subject to Austrian income or corporate income tax or who fulfill the requirements for an exemption pursuant to § 94 of the Austrian Income Tax Act or for a capital gains tax exemption.

Appropriation of income in case of income-retaining unit certificates without payment of capital gains tax (full income retention)

April 1 of the following accounting year shall be the key date pursuant to InvFG in case of failure to pay capital gains tax on the annual income.

The management company shall ensure through appropriate proof from the custodians that at the time of payout the unit certificates may only be held by unitholders who are either not subject to Austrian income or corporate income tax or who fulfill the requirements for exemption as per § 94 of the Austrian Income Tax Act or for a capital gains tax exemption.

If these preconditions have not been met as of the payment date, the amount calculated pursuant to InvFG shall be paid out by the custodian bank by issuing a credit note.

Appropriation of income in case of income-retaining unit certificates without payment of capital gains tax (full income retention – foreign tranche)

The management company shall ensure through appropriate proof that as of the payment date the unit certificates may only be held by unitholders who are either not subject to Austrian income or corporate income tax or who fulfill the requirements for exemption pursuant to § 94 of the Austrian Income Tax Act or for a capital gains tax exemption. This can be validly proved by the cumulative submission of statements from both the custodian bank and the management company that they are not aware of a sale to other persons.

Liquidation and payment of the liquidation proceeds

After the liquidated assets are sold, any liabilities incurred by the liquidated assets shall be fulfilled first before the unit holders are paid from the liquidation proceeds. During the course of liquidation, advanced payments from the liquidation proceeds may be made at the liquidator's discretion. The co-ownership of the unitholders expires upon payment of the liquidation proceeds.

Article 7 Liquidation fee

The liquidator is entitled to reimbursement of all expenses associated with the liquidation of the fund.

The liquidator shall receive a fee in the amount of 0.5 % of the amount paid out for payment of the liquidation proceeds and for each advanced payment made to the unitholders.