

Summary document pursuant to Article 4 of Regulation (EU) 2019/1156 on cross-border distribution of funds

Summary of Shareholder Rights

GemCap Investment Funds (Ireland) plc

August 2021

Definitions¹

“the Administrator”	means RBC Investor Services Ireland Limited and any other person or persons for the time being duly appointed administrator by the Company in accordance with the Central Bank rules.
“the Company”	means GemCap Investment Funds (Ireland) plc.
“the Depositary”	means RBC Investor Services Bank S.A., Dublin Branch and any other person or persons for the time being duly appointed depositary with the prior approval of the Central Bank.
“the Manager”	means Gemini Capital Management (Ireland) Limited or such other company as may from time to time be appointed as manager to the Company in accordance with the requirements of the Central Bank.

Introduction

This document purports to summarise the rights afforded to a Shareholder whose name appears on the share register of the Company². This document summarises the rights conferred under applicable legislation governing the operation of the Company in which you, as a Shareholder, are invested. You may also be afforded rights under other legislation or regulatory frameworks which are not addressed herein.

Should you require any further information relating to the terms of your investment, please refer to the Prospectus, the Memorandum and Articles of Association of the Company and application form for subscription of shares (which are all available at www.geminicapital.ie). This document contains general information and does not constitute legal or commercial advice, neither is it intended to provide a comprehensive or detailed statement of the law. Please seek your own advice from a professional consultant if in any doubt as to what action to take.

Entitlement to receive certain information relating to your investment in the Company

As a Shareholder in the Company, a copy of the latest annual and, semi-annual financial statements of the Company will be available to you on www.geminicapital.ie and a copy of such reports shall be provided to you

¹ Unless otherwise defined in this document, any defined terms have the same meaning as ascribed to them in the Prospectus.

² The rights described in this document are afforded to those who appear on the share register of the Company and will not extend to investors in the Company who invest via a nominee and/or whose name does not appear on the share register.

on request and free of charge by contacting the Company Secretary.

The latest Net Asset Value per Share is available to you on www.geminicapital.ie and on request from the Administrator.

A copy of the English version of the Supplement, the Prospectus, and any other offering document and the Key Investor Information Document (KIID) is available at www.geminicapital.ie. As required under national rules, the KIIDs and any other applicable documents are also available in the official language of the relevant jurisdiction where the Fund is marketed, or in another language accepted by the national competent authorities of that jurisdiction. You may request that a paper copy of the Prospectus be delivered to you, free of charge.

Entitlement to redeem your shares in the Company

Shareholders in the Company are entitled to redeem their shareholding and receive the redemption proceeds relating to such Shares within the timeframe and subject to such conditions as detailed in the Company's prospectus.

Voting rights and related matters

Save to the extent that a Shareholder has chosen to invest in Shares which do not carry voting rights, a Shareholder has the right to vote (whether in general meeting or, where so permitted under the Company's Memorandum and Articles of Association, by way of a written resolution) on shareholder resolutions relating to the Company, relevant Sub-Fund or Class in accordance with the conditions set down in the Company's prospectus.

Under applicable legislation, a Shareholder holding not less than 10% of the voting rights in the Company (or relevant Sub-Fund or Class as applicable) may request the directors of the Company to convene an extraordinary general meeting of the Company (or relevant Sub-Fund or Class as applicable) in accordance with the provisions of the relevant legislation.

Under applicable legislation, a Shareholder present at a general meeting in person or by proxy representing not less than 10% of the voting rights in the Company (or relevant Sub-Fund or Class as applicable) may demand that a resolution be determined by a poll instead of on a show of hands.

Entitlement to make a complaint

As a Shareholder in the Company, you are entitled to make a complaint free of charge. Complaints may be received by the Company directly or by a delegate on behalf of the Company.

You also have the right to refer the relevant complaint to the Financial Services and Pensions Ombudsman after following the Company's complaints process if you are still not satisfied with the response received.

Further information on the complaints policy relating to the Company is available from the Manager.

Investor rights against the Company and service providers of the Company

As a Shareholder in the Company, you have a right of action against the Company for any breach of contract.

Shareholders in the Company do not have any direct contractual rights against any service provider appointed in respect of the Company because of the absence of a direct contractual relationship between the Shareholder and the relevant service provider. Instead, the proper plaintiff in an action in respect of which a wrongdoing is alleged to have been committed against the Company or the Manager by the relevant service provider is typically the Company or the Manager as applicable.

Notwithstanding the foregoing, a Shareholder has a regulatory right of action to pursue the Depositary appointed by the Company in respect (i) any loss of an asset held in the custody of the Depositary or any delegate of the Depositary or (ii) of any other losses caused by the Depositary's negligent or intentional failure to properly fulfil its obligations under applicable regulations provided that this does not lead to a duplication of redress or to unequal treatment of Shareholders in the Company.

Rights as a data subject

You may also, as a Shareholder of the Company, have rights as a data subject under applicable data protection legislation. A copy of the Company's Data Protection Statement and Notice to Shareholders is available at www.geminicapital.ie.

Shareholders have the following rights in respect of their personal data, subject to certain limitations as provided for in the applicable data protection laws:

1. the right of access to personal data held by the Company;
2. the right to amend and rectify any inaccuracies in personal data held by the Company;
3. the right to erase personal data held by the Company;
4. the right to request restriction of the processing of personal data held by the Company; and
5. the right to object to the processing of personal data by the Company.

The Company is a Data Controller within the meaning of the Data Protection Laws. The Company will hold all personal data in confidence and at all times in strict compliance with the Data Protection Laws. Shareholders have the right to lodge a complaint with the Office of the Data Protection Commissioner in the event that they are dissatisfied with the manner in which their personal data is used by the Company.

Representative actions under Irish law

Currently under Irish court rules, there is no formal procedure in place which facilitates collective redress in respect of infringements of EU or national law. This means that any action brought in an Irish court relating to an infringement of Irish or EU laws governing collective investment schemes and their managers must currently be litigated on an individual case by case basis.

A collective redress mechanism, as required under Directive (EU) 2020/1828, must be implemented in Ireland by 25 June 2023.