

# **Legal Information**

### **Legal Statement**

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Past performance shown on the Orbis funds described or disclosed on this website (collectively, the "Funds") is not a reliable indicator of future results. Values may fall as well as rise and you may get back less than you originally invested. It is therefore important that you understand the risks involved before investing. The Funds share prices fluctuate and are not guaranteed. When making an investment in the Funds, an investor's capital is at risk. The information contained on our website is being made available for the benefit of the present Members or Shareholders of the Funds and such other persons authorised by the Funds to receive such information, provided that such Members and other persons are not prohibited under the applicable laws of their citizenship, domicile or residence from receiving such information. No other persons are authorised by the Funds to receive such information.

The Funds are sold by prospectus or other forms of disclosure statements specified by applicable law only. Each Fund's prospectus/disclosure statement contains important information which you should read carefully before investing.

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References to specific securities should not be construed as investment advice.

The distribution of the information contained on our website and the offering of shares in the Funds is restricted in certain jurisdictions. Except as noted below, no action has been taken to permit either the distribution of this information or the offering of any of the shares of the Funds in any jurisdiction where action would be required for such purpose.

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Fund shares/units are not being offered, directly or indirectly to the public in Australia through our website. The offer to invest in an Orbis Fund is made through the current disclosure document for the relevant Fund. Disclosure documents for the Australian registered Orbis Funds are issued by Equity Trustees Limited ABN 46 004 031 298, AFSL No. 240975 ("EQT"), as the relevant Fund's responsible entity or trustee. Australian resident investors should contact Orbis' distributor in Australia, Orbis Investment Advisory Pty Ltd, AFSL No. 237862 ("Orbis Australia"), at <a href="mailto:clientservices.au@orbis.com">clientservices.au@orbis.com</a> for further information regarding the Funds. Target Market Determinations (TMDs) for the Orbis Funds can be



found <u>here</u> Each TMD sets out who an investment in the relevant Fund might be appropriate for and the circumstances that trigger a review of the TMD.

Orbis Australia has an Escalation (Whistleblowing) policy as required by the Corporations Act (2001). A copy of this policy can be obtained by emailing <a href="mailto:auslegalgroup@orbis.com">auslegalgroup@orbis.com</a> Additionally, you can also make a confidential disclosure by emailing <a href="https://whistleblowingaustralia@orbis.com">whistleblowingaustralia@orbis.com</a>

Where you are invested in an Australian registered Orbis Fund, any personal information collected through your use of Online Services is collected by EQT and Orbis Australia, and their delegates such as SS&C Solutions Pty Ltd for the purposes of maintaining the register of unitholders, facilitating distribution payments and other unitholder communications or servicing required or permitted by the Corporations Act 2001 or other applicable legislation. Your personal information may be disclosed to external service companies such as print or mail service providers, to Orbis Australia and its related bodies corporate or to the custodian of the Fund, or as otherwise required or permitted by law. If you would like details of the personal information held by us, or if you would like to correct information that is inaccurate, incorrect or out of date, please contact us. Orbis Australia's privacy policy is available from <a href="https://www.orbis.com">www.orbis.com</a>

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While certain collective investment undertakings have been approved to market their units to the public in Botswana, by the Regulatory Authority of Botswana, none of these collective investment undertakings are supervised or licensed in Botswana. Information about the domicile and regulator for each collective investment undertaking can be found in that collective investment undertaking's prospectus.

### **Specific Information for Canada**

Eligible Canadian resident investors should contact Orbis Investment Advisory (Canada) Limited, which is registered as an exempt market dealer in each of Canada's provinces. Orbis Investment Advisory (Canada) Limited can be contacted at <u>clientcanada@orbis.com</u> In order to be eligible, a Canadian resident must qualify to participate in a distribution that is exempt under Canadian National Instrument 45-106 from Canada's prospectus requirements (e.g., "accredited investors" and those others meeting the "minimum amount investment" threshold). Additionally, residents in Ontario, Quebec and Newfoundland and Labrador must qualify as "permitted clients" under Canadian National Instrument 31-103.

### Specific Information for the European Economic Area (EEA)

Each sub-fund of Orbis SICAV, a UCITS Luxembourg fund, is admitted for public marketing in Luxembourg, Ireland, the Netherlands, Norway, and Sweden.



In the EEA member states where the Orbis SICAV is admitted for public marketing, the Online Services (as defined below) are offered and managed by Orbis Investment Management (Luxembourg) S.A.

The Orbis Funds that are not Orbis SICAV funds are alternative investment funds that are neither admitted for public marketing anywhere in the European Economic Area (EEA) nor marketed in the EEA for purposes of the Alternative Investment Fund Managers Directive. As a result, persons located in any EEA member state will only be permitted to subscribe for shares in the Funds that are admitted for public marketing in that member state or, with respect to any other Fund, whether or not a sub-fund of Orbis SICAV, under certain circumstances as determined by, and in compliance with, applicable law.

The EU Online Dispute Resolution platform (<a href="http://ec.europa.eu/consumers/odr/">http://ec.europa.eu/consumers/odr/</a>) is available to those Shareholders of the Orbis SICAV who are natural persons residing in a member state of the European Union and who use the Online Services (as defined below).

### Specific Information for Hong Kong

The Funds' prospectuses have not been registered by the Registrar of Companies in Hong Kong. The Funds are collective investment schemes as defined in the Securities and Futures Ordinance of Hong Kong (the "Ordinance") but have not been authorised by the Securities and Futures Commission pursuant to the Ordinance. Accordingly, interests in the Funds may only be offered or sold in Hong Kong to persons who are "professional investors" as defined in the Ordinance and any rules made under the Ordinance or in circumstances that are permitted under the Companies Ordinance of Hong Kong and the Ordinance.

### **Specific Information for Japan**

Certain Orbis Funds (and their respective share classes) are currently marketed only to institutional investors in Japan by way of private placement through Orbis Investments K.K., one of the Orbis group companies which is registered as the Financial Instruments Business Operator in Japan. Orbis Investment K.K. is registered with the Financial Services Agency of Japan as a Type-1 Financial Instruments Business Operator, a Type-2 Financial Instruments Business Operator with the registration number of Kanto Local Finance Bureau (FIBO) No.2944, having the memberships of Japan Securities Dealers Association, Type-2 Financial Instruments Firms Association, Japan Investment Advisors Association and Japan Investors Protection Fund.

### Specific Information for New Zealand

Fund shares/units are not being offered, directly or indirectly to the public in New Zealand through our website. The offer to invest in an Orbis Fund is made through the current disclosure document for the relevant Fund. Disclosure documents for the Australian registered Orbis Funds are issued by Equity Trustees Limited ABN 46 004 031 298, AFSL No. 240975, as the relevant Fund's responsible entity or trustee. New Zealand resident investors should contact Orbis' distributor in Australia, Orbis Investment Advisory Pty Ltd, AFSL No. 237862, at <a href="mailto:clientservices.au@orbis.com">clientservices.au@orbis.com</a> for further information regarding the Funds.



## Specific Information for South Africa

Orbis Global Equity Fund, Orbis Optimal SA Fund (Euro and US\$ classes), Orbis SICAV Emerging Market Equity Fund, Orbis SICAV Global Balanced Fund and Orbis SICAV Japan Equity Fund (Yen and Euro classes) have been approved in terms of section 65 of the Collective Investment Schemes Control Act, 2002 by the South African Registrar of Collective Investment Schemes. South African residents interested in receiving a prospectus or other information on these funds (including a schedule of fees and charges and maximum commissions) should contact the authorised representative for those funds, Allan Gray Unit Trust Management (RF) Proprietary Limited at Offshore direct@allangray.co.za.

Collective Investment Schemes ("CIS") are generally medium to long-term investments. The value of an investment in a Fund may go down as well as up, and past performance is not a reliable indicator of future results. No Fund's manager(s) provide(s) any guarantee with respect to capital or any Fund's returns. CIS are traded at ruling prices and can engage in borrowing and scrip lending. Commission and incentives may be paid by investors to third parties and, if so, would be included in the overall costs. The Funds are priced weekly. A Fund may be closed to new investments at any time in order to be managed in accordance with its mandate. The Funds invest in foreign securities. Depending on their markets, trading in those securities may carry risks relating to, among others, macroeconomic and political circumstances, constraints on liquidity or the repatriation of funds, foreign exchange rate fluctuations, taxation and trade settlement.

# Specific Information for the United Kingdom

Each sub-fund of Orbis SICAV, a UCITS Luxembourg fund, is admitted for public marketing in the United Kingdom.

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Except in regard to the Orbis SICAV, a recognised scheme in the United Kingdom available to all UK resident investors, the information on this website is directed to professional clients (as defined in the Financial Conduct Authority (FCA) Handbook). Our website is not designed, intended nor may be used as a financial promotion to any person in the UK other than such persons. None of the Funds are regulated by the FCA although the Orbis SICAV has been recognized by the FCA. The protections provided by the UK regulatory system, including recourse to the UK Financial Services Compensation Scheme, do not extend to investments in the Funds. Our website should not be accessed from the United Kingdom by any person other than these types of persons. Unless otherwise noted, financial promotions



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### **Specific Information for the United States**

Neither the shares in the Funds nor the Funds themselves have been registered under any United States securities legislation and are only offered through transactions that do not violate such legislation and do not require the registration of the Funds or the shares of the Funds in the United States of America or in any of its territories or possessions.



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The Orbis Funds are speculative and involve a high degree of risk. The Funds' performance may be volatile. An investor could lose all or a substantial amount of its investment. The Funds' manager has total trading authority over the Funds and the use of a single adviser applying generally similar trading programs could mean lack of diversification and consequently higher risk. For some Orbis Funds, there is no secondary market for interests in the Fund, and none is expected to develop. There are restrictions on transferring interests in the Funds. The Funds' fees and expenses may offset the Funds' trading profits.

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