

Eversheds Investment Funds
*An introduction to our investment
funds unit in Ireland*

Eversheds O'Donnell Sweeney

Eversheds O'Donnell Sweeney is a full service commercial law firm with a business-like approach. Based in the heart of Dublin's commercial district, our practice focuses on supporting the business growth and expansion of our clients. We advise indigenous owner-managed companies as well as international and multinational companies, banks, financial institutions and public organisations.

Eversheds International

Eversheds International is one of the largest full service law firms in the world with over 4,500 people including more than 540 partners and over 2,000 legal advisors.

Office locations include: Abu Dhabi, Amsterdam, Barcelona, Berne, Bratislava, Brussels, Budapest, Copenhagen, Doha, Dublin, Geneva, Hong Kong, Jeddah, Johannesburg, Kuala Lumpur, London, Madrid, Mauritius, Milan, Munich, Ostrava, Paris, Prague, Riga, Riyadh, Rome, Rotterdam, Shanghai, Singapore, Stockholm, Tallinn, Tirana, Valladolid, Vienna, Vilnius, Wroclaw, Warsaw and Zurich. In addition, we have close relationships with preferred law firms across Europe, the Middle East and America.

For further information, please contact your usual Eversheds O'Donnell Sweeney contact or:



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Irish funds industry in focus

Ireland is recognised as one of the world's leading international funds centres. With the recent increased focus on regulated jurisdictions, there is now an even greater opportunity for the Irish funds industry to continue the growth that it has enjoyed over the last twenty years.

As asset managers look to establish fund products, it is imperative that responsive professional services are available in Ireland to support the industry's continued development. A key aspect of this is the provision of expert legal services from experienced industry professionals.

Our unique offering

In the area of investment funds, Eversheds has a substantial presence in Ireland and the UK. This puts us in a position to offer asset managers a direct and consultative service from the initiation of an investment fund project through to launch and beyond.

The combination of services offered in Ireland, as an asset servicing location, and the UK, as an asset management location, means we are uniquely placed to provide asset managers with advice and analysis in relation to initial structuring considerations, including suitability of product regimes to the specific project. We can then deliver on the development of the project and its implementation – across all legal and regulatory aspects – to the point of launch. Post-launch, we can offer a range of support services for investment funds including the co-ordination of international distribution and advising on ongoing derivatives matters.



The Eversheds Investment Funds Unit

Our Investment Funds Unit provides a full range of legal services to clients in the area of asset management and investment funds.

We provide practical legal advice and solutions with a business and commercial focus. We support a diverse range of clients in developing innovative fund products to meet investor needs within the regulatory framework.

We advise on initial structuring, authorisation and ongoing operations across the full spectrum of Irish fund products including the following:

Retail/traditional products (both UCITS and non-UCITS) – for example:

- long only equity, fixed income, money market and index tracking funds
- exchange traded funds
- capital guaranteed/principal protected funds

Alternative investment products (both UCITS and non-UCITS) – for example:

- absolute return, long/short, tactical asset allocation strategies
- private equity funds
- real estate funds
- hedge funds
- CTA and managed futures, LDI funds
- funds of funds, feeder funds, multi-manager funds

Eversheds – Integrated International Services

A new approach

The Investment Funds Unit in Dublin works closely with the Financial Services Group in London, which has unrivalled depth of knowledge and expertise in the area of investment funds and asset management. This enables us to offer clients a range of integrated legal services across a variety of practice areas and jurisdictions – something that is unique to the Irish market.

Financial Services Group

Eversheds' Financial Services Group is regarded as one of the UK's leading advisers to the investment funds and asset management sector. We have one of the largest London teams focusing on fund management and financial services regulation, covering the full spectrum of institutional, retail and alternative investment funds and the regulation governing the managers of such funds.

Through the combination of our Dublin office and our London office, we are uniquely placed to offer the following support services to investment funds and asset managers:

Derivatives and prime brokerage

Our specialist derivatives team has developed a detailed knowledge and experience of derivatives. We advise on the use of derivatives by all types of funds and believe we have an unrivalled expertise in relation to the design of products using derivatives. We recently advised the UK Investment Management Association on the updating of its standard ISDA supplements for use by the authorised fund industry. For hedge funds engaging prime brokers, the derivatives team provides clients with a single solution covering Irish legal and regulatory matters, English law aspects as well as an in-depth knowledge of the commercial issues.

Private equity

The dedicated private equity team in both Ireland and the UK advises on all areas of specialist private equity transactions. As well as developing strong relationships with a large number of providers of private equity on both a national and international basis, we also regularly advise management teams, corporate and individual vendors and providers of debt finance on private equity transactions.

International distribution

International Funds Net is a specially designed service to help clients with funds domiciled in Ireland or elsewhere meet the core challenges faced in managing fund registrations and co-ordinating private placements across jurisdictions in the EU and globally.

Listing

The listing team advises UK domestic and international clients on all aspects of listing on stock exchanges. Specifically in relation to exchange traded funds and closed-ended funds, the listing team assists on the listing of such funds on the London Stock Exchange.

Taxation

Our specialist tax unit provides Irish and international tax advice to asset managers and investment funds. We provide planning and advisory services to investment funds to ensure transactions are structured in the most tax efficient manner to achieve our clients' goals.

Integrated service across the Irish practice

As part of the Financial Services Group, the Investment Funds Unit works closely with other practice groups within the firm to ensure that clients are provided with a completely integrated service.

Financial Services Regulatory

We act for a wide variety of financial institutions, including banks, insurance companies, investment managers and financial intermediaries, based in Ireland and overseas. We advise such clients in relation to Financial Regulator authorisation, ongoing regulatory compliance, the structure of various investment products, consumer documentation and commercial agreements relating to the appointment of service providers. Particularly in relation to MiFID services, the Financial Services Regulatory Unit works closely with the Investment Funds Unit.

Corporate & Commercial

Our Corporate and Commercial Department advises both domestic and international clients on all aspects

of corporate and commercial law including mergers and acquisitions, competition law and regulatory, corporate finance, franchising, distribution and licensing, capital markets, inward investment, joint ventures and partnerships, venture capital, SME's and management buy-outs/buy-ins.

Company Secretarial

Our company secretarial department provides a full range of company secretarial services and support to corporate investment funds and fund management companies. Our services include company formation; provision of registered office; co-ordination of board and general meetings; arranging all necessary ongoing compliance matters and filings; and acting as process agent.





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