

GO MARKETS  
*first choice for forex*

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**WHOLESALE CLIENT  
DECLARATION**

ISSUED JANUARY 2018

# WHOLESALE CLIENT DECLARATION

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## What is a Wholesale Client?

If you satisfy any one of the following four categories, you can apply to be recognised as a Wholesale Client:

1. A Sophisticated Investor – that is, a person/entity who has either:
  - a. net assets of \$2.5 million; or
  - b. gross income of \$250,000 for each of the last 2 financial years.

A qualified accountant must certify that the person/entity satisfies this criterion and the certification must be no more than 6 months old at the time the offer of financial products is made.

2. A Professional Investor – that is, a person/entity who either:
  - a. Has or controls gross assets of at least \$10 million (may include funds held by an associate or under a trust that the person manages);
  - b. Holds an Australian Financial Services License or Investment Adviser's License;
  - c. A body regulated by APRA other than a trustee of:
    - (i) a superannuation fund;
    - (ii) an approved deposit fund;
    - (iii) a pooled superannuation trust; or
    - (iv) a public-sector superannuation scheme within the meaning of the Superannuation Industry (Supervision) Act 1993
  - d. A body registered under the Financial Corporations Act 1974;
  - e. The trustee of:
    - (i) a superannuation fund; or
    - (ii) an approved deposit fund; or
    - (iii) a pooled superannuation trust; or
    - (iv) a public-sector superannuation scheme.  
within the meaning of the Superannuation Industry (Supervision) Act 1993 and the fund, trust or scheme has net assets of at least \$10 million;
  - f. A listed entity or a related body corporate of a listed entity;
  - g. An exempt public authority;
  - h. A body corporate, or an unincorporated body, that:
    - (i) carries on a business of investment in financial products, interests in land or other investments; and
    - (ii) for those purposes, invests funds received (directly or indirectly) following an offer or invitation to the public, within the meaning of section 82 of the Corporations Act 2001, the terms of which provided for the funds subscribed to be invested for those purposes;
    - (iii) A foreign entity that, if established or incorporated in Australia, would be covered by one of the preceding paragraphs.
3. The small business test, in which a business that employs more than
  - a. 100 people, if the business is or includes the manufacture of goods; or
  - b. 20 people, in all other cases
4. Investors who invest at least \$500,000 in any one opportunity and the minimum investment amount is \$500,000.

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## Application to be Recognised as a Wholesale Client

Please complete, sign and date this form so we can determine whether you are eligible to be treated as a Wholesale Client.

Note: This Application must be completed for each applicant who wishes to be treated as a Wholesale Client.

### Client Information:

Title: Full Name(s):

Address:

State: Postcode:

Email Address:

Contact Telephone:

Contact Facsimile:

Names / Details of Related Bodies Corporate (Companies Only):

### Wholesale Client Category:

I am applying to be recognised as a Wholesale Client under the category of:

#### A Sophisticated Investor:

- If you have a Sophisticated Investor Certificate (in a form satisfactory to GO Markets) from a qualified accountant that is less than 6 months old, please provide an original or certified copy of it; or
- If you don't have a current Sophisticated Investor Certificate, you will need a suitably qualified accountant to complete the "Accountant's Certificate" only. Please provide an original or certified copy of it.

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## A Professional Investor:

- Please complete the "Professional Investor Declaration" section only. Please provide an original or certified copy of it.

## A Business which does not meet the small business test

- Please provide evidence that you have no less than:
  - 100 employees if your business is or includes the manufacture of goods; or
  - 20 people, in all other cases.

## Accountant's Certificate - Individual or Company

This certificate is issued under Chapters 6D and 7 of the Corporations Act (Cth) by:

of [name of firm]

[business address]

am a qualified accountant within the meaning of section 9 of the Corporations Act and ASIC Regulatory Guide 154.

I confirm that I am a member of (please tick applicable option):

CPA Australia who is entitled to use the post-nominals "CPA" or "FCPA"

Institute of Chartered Accountants in Australia who is entitled to use the post-nominals "CA", "ACA" or "FCA"

National Institute of Accountants who is entitled to use the post-nominals "PNA" or "FPNA", "MNIA" or "FNIA"

Other foreign eligible professional body<sup>1</sup> for the purposes of the Corporations Act (please specify)

, and I have at least 3 years practical experience as an accountant or auditor and I am giving this certificate in respect of a resident of my country of qualification, not being Australia and I am subject to and comply with the relevant body's continuing professional education requirements.

I am giving this certificate at the request of and with reference to [investor's full name]

<sup>1</sup> A list of approved foreign eligible professional bodies is listed by ASIC

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State Postcode [investor's address] (the "Investor")

Having reviewed the financial position of the Investor, I certify that the Investor is a Sophisticated Investor as defined by section 708(8)(c) and/or section 761G(7)(c) of the Corporations Act 2001 (Cth) because the Investor has:

Please tick applicable option:

- has net individual assets prior to certificate issue of at least \$2.5 million (excluding superannuation and the family home)<sup>2</sup>; or
- has a gross income for each of the last 2 financial years of at least \$250,000 a year.<sup>3</sup>

I am aware that GO Markets or any of its related entities may rely on this certificate for such period of time as is permitted by the Corporations Act.

Accountant Signature:

Date:

Accountant Name:

<sup>2</sup> In determining the net assets of a person, the net assets of a company or trust "controlled" by the person (as defined in Section 50AA of the Corporations Act) may be included.

<sup>3</sup> In determining the gross income of a person the gross income of a company or trust "controlled" by the person (as defined in Section 50AA of the Corporations Act) may be included.

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## Professional Investor's Declaration

For the purpose of Chapter 6D and Chapter 7 of the Corporations Act 2001 (Cth)

Full Name of Professional Investor:

Address:

Declare and undertake that:

1. I am a professional Investor as defined in section 9 of the Corporations Act as follows:

Please tick applicable option:

I am an Australian Financial Services Licensee ("AFSL") number:

I am an exempt public authority.  
*Please provide evidence of exemption.*

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I am a body regulated by the Australian Prudential Regulation Authority ("APRA"), other than a trustee of any of the following (within the meaning of the Superannuation Industry (Supervision) Act 1993 (Cth)):

- (i) A superannuation fund;
- (ii) An approved deposit fund;
- (iii) A pooled superannuation trust; or
- (iv) A public sector superannuation scheme.

*Please provide evidence of registration under the Act with APRA / a copy of the approval from APRA website*

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I am a trustee of:

- (i) A superannuation fund;
- (ii) An approved deposit fund;
- (iii) A pooled superannuation trust; or
- (iv) A public sector superannuation scheme,

Within the meaning of the Superannuation Industry (Supervision) Act 1993 (Cth) AND the fund, trust or scheme has net assets of at least \$10 million.

*Please provide a copy of a relevant up-to-date Statement of Financial Position.*

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I control at least \$10 million (including any amount held by an associate or under a trust that I manage).

*Please provide a copy of a relevant up-to-date Statement of Financial Position for the entity or entities that make up \$10 million.*

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I am a listed entity or a Related Body Corporate of a listed entity.

*Please provide a copy of security information from IRESS or the ASX website. In respect of a Related Body Corporate please provide a shareholder listing.*

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I am a body registered under the Financial Corporations Act 1974 (Cth).

*Please provide evidence of registration under the Act with APRA / a copy of the approval from APRA website*

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I am a body corporate, or an unincorporated body, that:

(i) Carries on business of investment in financial products, interests in land or other investments; AND

(ii) For those purposes, invests funds received (directly or indirectly) following an offer or invitation to the public, within the meaning of section 82 of the Corporations Act, the terms of which provided for the funds subscribed to be invested for those purposes.

*Please provide a copy of the fundraising Product Disclosure Statement.*

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I am a foreign entity that, if established or incorporated in Australia, would be covered by one of the preceding requirements.

*Please provide relevant evidence.*

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2. I will immediately notify GO Markets if I cease to meet the investor criteria outlined in section 1 above.

3. Notwithstanding this declaration, I understand that GO Markets may request further information to sufficiently satisfy itself of the above declaration and will make its determination in respect of the applicability of the provisions of the Corporations Act at its absolute discretion.

Individual(s):

Companies:

Signature

Director Director/Company Secretary

Name:

Name:

Date:

Date:

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## Client Acknowledgement

In applying to be recognised as a Wholesale or Sophisticated Client I/we understand and acknowledge that:

- In being designated as a Wholesale Client or Sophisticated Investor, I/we acknowledge and accept the loss of the retail protection provisions of the Corporations Act which includes but is not limited to receiving a Financial Services Guide and Product Disclosure Statement and access to the external dispute resolution service;
- GO Markets or its service/product providers may at its sole discretion and without providing any reason not accept my application;
- GO Markets may, from time to time, request that a new Accountant's Certificate or Sophisticated Investor's Declaration be submitted to enable GO Markets to meet its regulatory and legislative obligations and should I/we fail to do so, GO Markets may elect, at its sole discretion, to cease recognising me/us as a Wholesale or Sophisticated Client.

Individual(s):

Companies:

Signature

Director Director/Company Secretary

Name:

Name:

Date:

Date: