

INVESTMENT SERVICES RULES FOR PROFESSIONAL INVESTOR FUNDS

PART B: STANDARD LICENCE CONDITIONS

Appendix III Declaration Forms

This Appendix includes relevant information regarding the Declaration Forms to be completed by prospective Experienced, Qualifying and Extraordinary Investors.

Annex I
Pro Forma Experienced Investor Declaration Form

Scheme: [insert name of the Scheme]

Section I: This section should be completed by the Experienced Investor or his/ her duly authorised agent

[tick as appropriate]

Name of Investor/ duly authorised agent: *[insert name of the Scheme Investor/ duly authorised agent]*

The investment is being made directly by the investor (not through a duly authorised agent)

- I hereby confirm that I am eligible to be treated as an “Experienced Investor”, since I satisfy the definition thereof in light of the positive response(s) that I have given to the question(s) below or the reasons supplied. I certify that I have read and understood the Offering Document including the mandatory risk warnings.

Where applicable:

- I hereby confirm that I have been warned by the Manager/ Sales Agent/ Third Party selling Units of the Scheme that I do not possess the necessary experience and knowledge in order to understand the risks involved in investing in the Scheme.

The investment is not being made directly by the investor but through a duly authorised agent

- I hereby confirm that I have been properly appointed as a duly authorised agent of a prospective investor in the Scheme described above. I certify that my principal is eligible to be treated as an “Experienced Investor” since my principal satisfies the definition thereof in light of the positive response(s) that I have given to the question(s) below in respect of my principal or appropriate reasons provided. I certify that my principal has read and understood the Offering Document including the mandatory risk warnings.

Where applicable:

- I hereby confirm that I have been warned by the Manager/ Sales Agent/ Third Party selling Units of the Scheme that my principal does not possess the necessary experience and knowledge in order to understand the risks involved in investing in the Scheme and that I have informed my principal accordingly.

I qualify / My Principal qualifies *[delete as applicable]* as an “Experienced Investor”, as I/ he/ she possess(es) the necessary expertise, experience and knowledge to be in a

position to make my/ his/ her own investment decisions and understand the risks involved as:

	<u>Yes</u>	<u>No</u>
a. I am/ (s)he is		
i. a person who has relevant work experience having at least worked in the financial sector for one year in a professional position or a person who has been active in these type of investments; or	<input type="checkbox"/>	<input type="checkbox"/>
ii. a person who has reasonable experience in the acquisition and/or disposal of funds of a similar nature or risk profile, or property of the same kind as the property, or a substantial part of the property, to which the Scheme/ Sub-Fund in question relates; or	<input type="checkbox"/>	<input type="checkbox"/>
iii. a person who has <u>made investments amounting to EUR100,000 or USD100,000 during</u> the past 2 years at an average frequency of 3 per quarter;	<input type="checkbox"/>	<input type="checkbox"/>

OR

b. [Please provide justification below]

Note: Other reasons should be mentioned here, including where the investor qualifies as a 'Professional Client' as defined in the Glossary, in which case the basis upon which such investor qualifies as a Professional Client should be specified.

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Deleted: carried out transactions amounting to at least EUR50,000 or USD50,000 (or equivalent in another currency)

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Name of investor/ duly authorised agent	
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Signature	
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Title/ Capacity in which signed	
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Date	
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Section II: This section should be completed by the Manager/ Sales Agent/ third party selling Units of the Scheme

[tick as appropriate]

I hereby confirm that:

I have satisfied myself that the investor has the necessary experience and knowledge in order to understand the risks involved;

OR

I have **not** satisfied myself that the investor has the necessary experience and knowledge in order to understand the risks involved and that I have warned the investor/ duly authorised agent accordingly.

Name	
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Signature	
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<i>Name of Manager/ Sales Agent/ Third Party</i>	
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Date	
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Annex II
Pro Forma Qualifying Investor Declaration Form

Scheme: [insert name of the Scheme]

This section should be completed by the Qualifying Investor or his/ her duly authorised agent

[tick as appropriate]

Name of Investor/ duly authorised agent: *[insert name of the Scheme Investor/ duly authorised agent]*

The investment is being made directly by the investor (not through a duly authorised agent)

I hereby confirm that I am eligible to be treated as a “Qualifying Investor”, since I satisfy the definition thereof in light of the positive response(s) that I have given to the question(s) below. I certify that I have read and understood the Offering Document including the mandatory risk warnings.

The investment is not being made directly by the investor but through a duly authorised agent

I hereby confirm that I have been properly appointed as a duly authorised agent of a prospective investor in the Scheme described above. I certify that my principal is eligible to be treated as a “Qualifying Investor” since my principal satisfies the definition thereof in light of the positive response(s) that I have given to the question(s) below in respect of my principal. I certify that my principal has read and understood the Offering Document including the mandatory risk warnings.

I qualify / My Principal qualifies *[delete as applicable]* as a “Qualifying Investor”, as I am/ he/ she/ it is:

	<i>Yes</i>	<i>No</i>
i. a body corporate which has net assets in excess of EUR750,000 or USD750,000 or which is part of a group which has net assets in excess of EUR750,000 or USD750,000;	<input type="checkbox"/>	<input type="checkbox"/>
ii. an unincorporated body of persons or association which has net assets in excess of EUR750,000, USD750,000;	<input type="checkbox"/>	<input type="checkbox"/>
iii. a trust where the net value of the trust’s assets is in excess of EUR750,000 or USD750,000;	<input type="checkbox"/>	<input type="checkbox"/>
iv. an individual, or in the case of a body corporate, the majority of		

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- | | <i>Yes</i> | <i>No</i> |
|--|--------------------------|--------------------------|
| its Board of Directors or in the case of a partnership its General Partner, who has reasonable experience in the acquisition and/or disposal of funds of a similar nature or risk profile; or property of the same kind as the property, or a substantial part of the property, to which the Scheme in question relates; | <input type="checkbox"/> | <input type="checkbox"/> |
| v. an individual whose net worth or joint net worth with that person's spouse, exceeds EUR750,000 or USD750,000; | <input type="checkbox"/> | <input type="checkbox"/> |
| vi. a senior employee or director of service providers to the Scheme; | <input type="checkbox"/> | <input type="checkbox"/> |
| vii. a relation or a close friend of the promoters; | <input type="checkbox"/> | <input type="checkbox"/> |
| viii. an entity with (or which are part of a group with) EUR3.75 million or USD3.75 million or more under discretionary management investing on its own account; | <input type="checkbox"/> | <input type="checkbox"/> |
| ix. a PIF promoted to Qualifying or Extraordinary Investors; or | <input type="checkbox"/> | <input type="checkbox"/> |
| x. an entity <u>whether a</u> body corporate or partnership, wholly owned by persons or entities satisfying any of the criteria listed above which is used as an investment vehicle by such persons or entities. | <input type="checkbox"/> | <input type="checkbox"/> |

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Name of investor/ duly authorised agent	
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Signature	
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Title/ Capacity in which signed	
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Date	
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Annex III
Pro Forma Extraordinary Investor Declaration Form

Scheme: [insert name of the Scheme]

This section should be completed by the Extraordinary Investor or his/ her duly authorised agent

[tick as appropriate]

Name of Investor/ duly authorised agent: *[insert name of the Scheme Investor/ duly authorised agent]*

The investment is being made directly by the investor (not through a duly authorised agent)

I hereby confirm that I am eligible to be treated as an “Extraordinary Investor”, since I satisfy the definition thereof in light of the positive response(s) that I have given to the question(s) below. I certify that I have read and understood the Offering Document/ Marketing Document including the mandatory risk warnings.

The investment is not being made directly by the investor but through a duly authorised agent

I hereby confirm that I have been properly appointed as a duly authorised agent of a prospective investor in the Scheme described above. I certify that my principal is eligible to be treated as an “Extraordinary Investor” since my principal satisfies the definition thereof in light of the positive response(s) that I have given to the question(s) below in respect of my principal. I certify that my principal has read and understood the Offering Document/ Marketing Document including the mandatory risk warnings.

I qualify / My Principal qualifies *[delete as applicable]* as an “Extraordinary Investor”, as I am/ he/ she/ it is:

	<i>Yes</i>	<i>No</i>	
i. a body corporate, which has net assets in excess of EUR7.5 million or USD7.5 million or which is part of a group which has net assets in excess of EUR7.5 million or USD7.5 million;	<input type="checkbox"/>	<input type="checkbox"/>	Deleted: (or equivalent in another currency)
ii. an unincorporated body of persons or association which has net assets in excess of EUR7.5 million or USD7.5 million;	<input type="checkbox"/>	<input type="checkbox"/>	Deleted: (or equivalent in another currency)
iii. a trust where the net value of the trust’s assets is in excess of EUR7.5 million or USD7.5million;	<input type="checkbox"/>	<input type="checkbox"/>	Deleted: (or equivalent in another currency)

- | | <i>Yes</i> | <i>No</i> |
|---|--------------------------|--------------------------|
| iv. an individual whose net worth or joint net worth with that person's spouse, exceeds EUR7.5 million or USD7.5 million; | <input type="checkbox"/> | <input type="checkbox"/> |
| v. a senior employee or director of service providers to the Scheme; | <input type="checkbox"/> | <input type="checkbox"/> |
| vi. a PIF promoted to Extraordinary Investors; | <input type="checkbox"/> | <input type="checkbox"/> |
| vii. an entity <u>whether a</u> body corporate or partnership wholly owned by persons or entities satisfying any of the criteria listed above which is used as an investment vehicle by such persons or entities. | <input type="checkbox"/> | <input type="checkbox"/> |

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Name of investor/ duly authorised agent	
Signature	
Title/ Capacity in which signed	
Date	