

CLIENT CATEGORISATION POLICY AND PROCEDURES

Effective: 23 December 2022
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1. PURPOSE

The purpose of this Client Categorisation Policy and Procedures (the P&P) is to set out OMAGA FUNDS INVESTMENT LIMITED (the Company) arrangements and mechanisms for the categorisation of new clients as well as re-categorisation of existing clients.

2. REGULATORY FRAMEWORK

The P&P is drawn up based on the following regulatory framework:

- a) The Investment Services and Activities and Regulated Markets Law 87(I)/2017;
- b) Commission Delegated Regulation (EU) 2017/565 of 25 April 2016 supplementing Directive 2014/65/EU of the European Parliament and of the Council as regards organisational requirements and operating conditions for investment firms and defined terms for the purposes of that Directive;
- c) ESMA Questions and Answers on MiFID II and MiFIR investor protection and intermediaries topics.

3. GENERAL PRINCIPLES

- 3.1. The Company notifies new clients, and existing clients that the Company has re-categorised of their categorisation as a retail client, a professional client or an eligible counterparty.

The Company informs clients in a durable medium about any right that client has to request a different categorisation and about any limitations to the level of client protection that a different categorisation would entail.

Notifications and information referred to in this Section must be provided to clients prior to any provision of services.

- 3.2. The Company does not use different categorisation for different investment services or activities or different financial instruments.

A client may be categorised as retail client or professional client in respect of all investments services and activities and financial instruments only.

A client may be categorised as eligible counterparty in respect of all investments services only.

4. KEY ROLES AND RESPONSIBILITIES

4.1. The General Manager is responsible for keeping Annexes to the P&P updated.

4.2. The Compliance Department has the responsibility of:

- monitoring the client categorisation arrangements in order to detect any risk of failure by the Company to comply with its relevant obligations;
- providing its final approval in relation to the categorisation of prospective Clients or re-categorisation request of existing clients;
- reporting to the General Manager, at least annually, compliance issues relating to client categorisation and in particular, indicating whether appropriate remedial measures have been taken in the event any deficiencies have been identified;
- providing guidance/advice to the concerned employees in relation to any regulatory related aspects that emanate during the application of the P&P.

4.3. The Account Opening and Payments Department has the responsibility of:

- sending the application package to prospective clients, including the client questionnaire form;
- undertaking a preliminary review of the completed client questionnaire form and supporting documentation;
- notifying each client of its categorisation;
- ensuring the proper recording, filing and input to the relevant IT systems that the Company is using, of the clients' categorisation documentation collected upon the establishment of and updated during the business relationship.

5. CLIENTS' CATEGORIES. ELIGIBLE COUNTERPARTIES

5.1. Each of the following is an eligible counterparty unless and to the extent it is given a different categorisation under the P&P:

- a) Entities which are required to be authorised or regulated to operate in the financial markets. The list below shall be understood as including all authorised entities carrying out the characteristic activities of the entities mentioned: entities authorised by a Member State under a Directive, entities authorised or regulated by a Member State without reference to a Directive, and entities authorised or regulated by a third country:
 - i) Credit institutions;
 - ii) Investment firms;
 - iii) Other authorised or regulated financial institutions;

- iv) Insurance companies;
 - v) UCITS and their management companies;
 - vi) Pension funds and management companies of such funds.
- b) National governments and their corresponding offices, including public bodies that manage public debt at national, Central Banks, supranational institutions such as the World Bank, the IMF, the ECB, the EIB and other similar supranational organisations.
- c) Large undertakings meeting two of the following size requirements on a company basis:
- a) balance sheet total: EUR 20,000,000;
 - b) net turnover: EUR 40,000,000;
 - c) own funds (capital and reserves): EUR 2,000,000.

6. CLIENTS' CATEGORIES. PROFESSIONAL CLIENTS

- 6.1. Professional client is a client who possesses the experience, knowledge and expertise to make its own investment decisions and properly assess the risks that it incurs.
- 6.2. Professional client is a client that is either a per se professional client or an elective professional client.
- 6.3. Per se professional clients

Each of the following is a per se professional client unless and to the extent it is given a different categorisation under the P&P:

- a) Entities which are required to be authorised or regulated to operate in the financial markets. The list below shall be understood as including all authorised entities carrying out the characteristic activities of the entities mentioned: entities authorised by a Member State under a Directive, entities authorised or regulated by a Member State without reference to a Directive, and entities authorised or regulated by a third country:
 - i) Credit institutions;
 - ii) Investment firms;
 - iii) Other authorised or regulated financial institutions;
 - iv) Insurance companies;
 - v) Collective investment schemes and management companies of such schemes;
 - vi) Pension funds and management companies of such funds;
 - vii) Commodity and commodity derivatives dealers;

- viii) Locals. For the purpose of the P&P locals means firms, dealing for its own account on markets in financial futures or options or other derivatives and on cash markets for the sole purpose of hedging positions on derivatives markets, or dealing for the accounts of other members of those markets and being guaranteed by clearing members of the same markets, where responsibility for ensuring the performance of contracts entered into by such a firm is assumed by clearing members of the same markets;
- ix) Other institutional investors;
- b) Large undertakings meeting two of the following size requirements on a company basis:
 - balance sheet total: EUR 20,000,000
 - net turnover: EUR 40,000,000
 - own funds (capital and reserves): EUR 2,000,000
- c) National and regional governments, including public bodies that manage public debt at national or regional level, Central Banks, international and supranational institutions such as the World Bank, the IMF, the ECB, the EIB and other similar international organisations
- d) Other institutional investors whose main activity is to invest in financial instruments, including entities dedicated to the securitisation of assets or other financing transactions.

6.4. Elective Professional Clients

Clients other than those mentioned in Section 6.3 of the P&P, are also allowed to waive some of the protections afforded by the conduct of business rules for retail clients, provided that at least two of the following criteria are satisfied:

- a) the client has carry out transactions, in significant size, on the relevant market at an average frequency of 10 per quarter over the previous four quarters.

For the assessment the significance size of transaction in the different types of financial instruments, the following table shall be used:

Type of financial instrument	Significant size (EUR or EUR equivalent)
Equities and equity-like instruments (ADRs, GDRs)	10.000
Bonds or other forms of securitized debt	10.000
Derivatives (Options, Forwards, Swaps)	10.000 (deposited margin)
Leveraged Exchange Traded Funds ("ETFs")	10.000

Repo Transactions	10.000
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- b) the size of the client`s financial instruments portfolio, defined as including cash deposits and financial instruments, exceed EUR 500,000.
- c) the client works or has worked in the financial sector for at least one year in a professional position, which requires knowledge of the transactions or services envisaged.

7. CLIENTS' CATEGORIES. RETAIL CLIENTS

Retail client is a client who is not an eligible counterparty or a professional client.

8. INITIAL CATEGORISATION

8.1. Entities of Section 5 of this P&P shall be initially categorised as eligible counterparties.

- a) Once a client is categorised as eligible counterparty under Sections 5.1.a) or 5.1.b), the Company shall notify such a client about it categorisation.
- b) Once a client is categorised as eligible counterparty under Section 5.1.c), the Company shall notify such a client about it categorisation and obtain it consent that it agree to be treated as eligible counterparty. The consent shall be obtained prior to the provision of any services to such a client.

If a client disagree with it initial categorisation as eligible counterparty, the Company may either (i) categorise such a client as per se professional client, or (ii) deny the establishment of relationship with such a client.

8.2. Once a client is initially categorised as per se professional client under Section 6.3 of the P&P, the Company shall notify such a client about it categorisation.

8.3. Once a client is initially categorised as retail client, the Company shall notify such a client about it categorisation.

9. CLIENT RE-CATEGORISATION

9.1. The Company may re-categorise clients:

- a) Eligible counterparty to professional client;
- b) Eligible counterparty to retail client;
- c) Professional client to eligible counterparty;
- d) Professional client to retail client;
- e) Retail client to professional client;
- f) Retail client to eligible counterparty.

9.2. Re-categorisation of eligible counterparty to professional client

- a) The Company may re-categorise of eligible counterparty to per se professional client at the request of the client concerned only.

Eligible counterparty may not be categorised as elective professional client.

- b) Clients that have been categorised as eligible counterparty may request to be treated as per se professional clients.

In such cases, the eligible counterparty shall sign and return to the Company the request for re-categorisation from eligible Counterparty to professional client.

In order for the Company to accept such a request the Company shall take into account factors such as any special agreements in terms of commissions already agreed with the eligible counterparty and any additional administration work that the specific request might entail.

If the Company accepts eligible counterparty's request, the Company shall notify such a client about its new categorisation.

In cases where such request is not accepted, then the Company shall notify such a client about non-acceptance of a re-categorisation request.

9.3. Re-categorisation of eligible counterparty to retail client

- a) The Company may re-categorise of eligible counterparty to retail client either at the request of the client concerned or on its own initiative.

- b) Clients that have been categorised as eligible counterparty may request to be treated as retail clients.

In such cases, the eligible counterparty shall sign and return to the Company the request for re-categorisation from eligible counterparty to retail client.

In order for the Company to accept such a request the Company shall take into account factors such as any special agreements in terms of commissions already agreed with the eligible counterparty and any additional administration work that the specific request might entail.

If the Company accepts eligible counterparty's request, the Company shall notify such a client about its new categorisation.

In cases where such request is not accepted, then the Company shall notify such a client about non-acceptance of a re-categorisation request.

- c) The Company may re-categorise of eligible counterparty to retail client on its own initiative if the client is not meeting criteria set out in Section 6.3. of the P&P.



The Company shall notify such a client about its new categorisation and the client shall enter into a written agreement with the Company.

9.4. Re-categorisation of professional client to eligible counterparty

- a) The Company may re-categorise of per se professional client to eligible counterparty at the request of the client concerned only.

Elective professional client may not be categorised as eligible counterparty.

- b) Per se professional client that may be categorised as eligible counterparty shall request the Company in writing to be treated as eligible counterparty and provide information confirming that the client is an entity of Section 5 of this P&P (if not provided previously).

If the Company accepts per se professional client's request, the Company shall notify such a client about its new categorisation.

In cases where such request is not accepted, then the Company shall notify such a client about non-acceptance of a re-categorisation request.

9.5. Re-categorisation of professional client to retail client

- a) The Company may re-categorise of professional client to retail client either at the request of the client concerned or on its own initiative.

- b) Clients that have been categorised as professional client counterparty may request to be treated as retail clients.

In such cases, the professional client shall sign and return to the Company the request for re-categorisation from professional client to retail client letter.

In order for the Company to accept such a request the Company shall take into account factors such as any special agreements in terms of commissions already agreed with the eligible counterparty and any additional administration work that the specific request might entail.

If the Company accepts professional client's request, the Company shall notify such a client about its new categorisation.

In cases where such request is not accepted, then the Company shall notify such a client about non-acceptance of a re-categorisation request.

- c) The Company may re-categorise of professional client to retail client on its own initiative if the client is not meeting criteria set out in Section 6.3. of this P&P or the Company is of an opinion that the client is not meeting criteria set out in Section 6.4. of this P&P.

The Company shall notify such a client about its new categorisation.

9.6. Re-categorisation of retail client to eligible counterparty

- a) The Company may re-categorise of retail client to eligible counterparty at the request of the client concerned only.
- b) Retail client that may be categorised as eligible counterparty shall request the Company in writing to be treated as eligible counterparty and provide information confirming that the client is an entity of Section 5 of the P&P (if not provided previously).

If the Company accepts retail client's request, the Company shall notify such a client about its new categorisation.

In cases where such request is not accepted, then the Company shall notify such a client about non-acceptance of a re-categorisation request.

9.7. Re-categorisation of retail client to professional client

- a) The Company may re-categorise of retail client to professional client at the request of the client concerned only.
- b) Retail client that may be categorised as per se professional client shall request the Company in writing to be treated as professional client and provide information confirming that the client is an entity of Section 6.3 of the P&P (if not provided previously).

If the Company accepts retail client's request, the Company shall notify such a client about its new categorisation.

In cases where such request is not accepted, then the Company shall notify such a client about non-acceptance of a re-categorisation request.

- c) Retail client other than entities of Section 6.3 of the P&P may be categorised as elective professional client shall request the Company in writing to be treated as professional client and the following procedures is followed:

- i) The client must state in writing to the Company that it wishes to be treated as professional client and shall submit to the Company evidences that requirements of Sections 6.1.a) to c) are met.

Requirements of Sections 6.1.a) to b) applies to the client.

The requirement of Section 6.1.c) applies to natural persons, authorised to carry out transactions on behalf of the client.

- ii) the Company must give to the client a clear written warning of the protections and investor compensation rights the client may lose, and

- iii) the client must state in writing, in a separate document from the contract, that it is aware of the consequences of losing such protections.

9.8. Cross-check with other information:

The information provided by the client as part of the general onboarding process, such as KYC/CDD parameters or appropriateness assessment, including information on the client's wealth size, client's portfolio size and the holding of liquid assets shall be cross checked with the information included in the client's re-categorization request.

9.9. Prohibition to incentivise clients

The Company shall strictly refrain from implementing any form of practice that incentivises, induces or pressures a client to request to be treated as a professional client. The information about elective professional status should be purely informative.

In this respect, any form of promotional language in relation to the status of professional client shall be seen as incentivising a retail client to request a professional client status.

10. MONITORING OF CLIENT'S CATEGORISATION STATUS

- 10.1. During clients' renewal process or on an ad-hoc basis, the Company shall monitor any changes with respect to the client's circumstances. In cases where the Company's responsible employee becomes aware that the client circumstances are not valid compared to the information initially indicated in the KYC/CDD data, the responsible employee shall follow up with the client in order to establish the new circumstances and re-categorise the client accordingly.

In all cases, the Company responsible employee should send the relevant documentation to the Compliance Department for approval.

- 10.2. Examples of circumstances that clients' categorisation may be affected are described below, but not limited to:

- a) Elective professional clients are responsible for keeping the Company informed about any change, which could affect their current categorisation. However, appropriate action will be taken should the Company become aware that the client no longer fulfils the initial conditions, which made it eligible for professional treatment.
- b) A professional client informs the Company that the circumstances around its initial categorisation have been changed, for example:
 - change of the status of the authorised persons (for elective professional clients);
 - licence is revoked/frozen;

- a request for re-categorisation is submitted by the client to the Company.
- c) The Company becomes aware that the client no longer fulfils the initial conditions, which made him eligible for being treated as a Professional Client (elective or per se) or Eligible Counterparty. Such criteria may include:
- change of the status of the authorised persons (for elective professional clients);
 - licence is revoked/frozen
 - the client's financial position has been changed and the criteria used for categorising the client as a professional client (large undertaking) are not anymore fulfilled;
 - sanctions imposed on the client;
 - a request for re-categorisation is submitted by the client to the Company;
 - other reasons/events that may come into the Company's attention.

11. UPDATING THE CLIENT CATEGORISATION POLICY AND PROCEDURES

- 11.1. The Policy is reviewed and updated (if required) at least on an annual basis, or more frequently, should the need arise.
- 11.2. Any amendment or the abolition of this Policy shall be approved by the Board of Directors, the General Manager and the Compliance Officer of the Company.

12. RECORDS

The Company must make a record in relation to each client of the categorisation established for the client, including sufficient information to support that categorisation.

This record must be made at the time of categorisation and shall be retained for 5 (five) years after the Company ceases to carry on business with or for that client.

13. LIST OF ANNEXES

- Annex I: Client categorisation & consent letter for retail clients
Annex II: Client categorisation & consent letter for professional clients
Annex III: Client categorisation & consent letter for eligible counterparties
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Annex VIII. Notification letter for non-acceptance of re-categorisation request

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Annex I: Client categorisation & consent letter for retail clients

[DATE]

Client categorisation & consent letter for retail clients

Dear Messrs. [FULL NAME],

This communication concerns the Law 87(I)/2017 on the provision of investment services and how this affects our relationship with you as a client of Omega Funds Investment Limited (hereinafter “the Company”).

Please note that by signing this Letter you consent, amongst others, to the following:

- ✓ The Company’s discretion in executing your orders outside a regulated market, a multilateral trading facility (MFT) or an organised trading facility (OTF) (hereinafter “trading venue”), as defined under MiFID II/MiFIR and in particular, in related national implementing measures.
- ✓ The Company shall not be obliged to immediately make public any of your limit orders in respect of shares admitted to trading on a regulated market or traded on a trading venue that cannot be immediately executed under prevailing market conditions. If such consent is not provided, the Company may be required to take measures to facilitate the earliest possible execution of an order by making public immediately that limit order in a manner which is easily accessible to other market participants (expressed consent).
- ✓ You may be entitled to compensation from the Investor compensation fund for clients of investment firms under certain preconditions. Information in relation to the Investor compensation fund may be found at www.omegainvest.com.cy/disclosures/other-disclosures.html.
- ✓ The Company will provide you with information in a durable medium other than on paper, either by facsimile transmission, or electronic mail (e-mail) to the number and address that were provided to the Company. In addition, you hereby consent to the Company providing information that is NOT addressed to you personally by means of the Company’s website www.omegainvest.com.cy. You hereby confirm that you have regular access to the internet.

We shall notify you in the event that there is any change at any point in any of the information about the Company which is contained in the terms of business through our above-mentioned website.

Client Categorisation

On the basis of the information available to the Company and in accordance with MiFID II provisions as well as the Law 87(I)/2017 (hereinafter the “Law”), you are categorised as

Retail Client



and will be treated as such in respect of all business we conduct with or for you and for all financial instruments the Company is dealing with, unless otherwise agreed between you and the Company.

For further details on the differences in treatment between retail clients, professional clients and eligible counterparties please refer to www.omegainvest.com.cy/disclosures/other-disclosures.html.

Your categorisation as a retail client is consistent with the activities that we will be undertaking with you and any requested changes to your categorisation will be subject to acceptance by the Company.

You may request in writing to 'opt up' from retail client to professional client or eligible counterparty (if applicable). In such a case, the Company will provide you with a written warning about loss of protections, to which, should you decide to 'opt-up', your consent is required.

Best execution policy and Conflicts of interest policy

The Company is required under the Law, to provide you with a copy of the Company's Best execution policy, which we shall adhere to when executing orders or receiving and transmitting orders for execution on your behalf.

In addition the Company is required under the Law to provide you with a copy of the Company's Conflicts of interest policy which describes the steps taken by the Company in order to detect and avoid conflicts of interest. These Policies are available on the Company's website www.omegainvest.com.cy/disclosures/other-disclosures.html.

The Law requires the Company to obtain your consent to the Best execution policy. You will be deemed to have provided such consent on signature of this letter.

In the meantime, if you have any questions regarding your categorisation, the contents of this letter or its enclosures or in relation to MiFID II related matters, please do not hesitate to contact us on +357 25028920 or send an e-mail to accountopening@omegainvest.com.cy.

<u>Declaration and acknowledgement</u> ¹	
I/We, [_____], hereby consent to the above.	
Full Name:	_____
Title / Position:	_____
Signature:	_____ Company Seal:

¹ Please sign and return this letter either:
i) by post to: 1 Georgiou A' Street, Monastiraki Centre, 3rd Floor, Germasogia, Limassol 4040, Cyprus
ii) as a scanned copy sent to: accountopening@omegainvest.com.cy
iii) by fax to: +357 25028929 confirming your consent.
Omega Funds Investment Ltd CySEC License No. 102/09 Tel.: +357 25028920 | Fax: +357 25028929 |
Web: www.omegainvest.com.cy



Date: _____



Annex II: Client categorisation & consent letter for professional clients

[DATE]

Client categorisation & consent letter for professional clients

Dear Messrs. [FULL NAME],

This communication concerns the Law 87(I)/2017 on the provision of investment services and how this affects our relationship with you as a client of Omega Funds Investment Limited (hereinafter "the Company").

Please note that by signing the Terms and Conditions, you consent, amongst others, to the following:

- ✓ The Company's discretion in executing your orders outside a regulated market, a multilateral trading facility (MFT) or an organised trading facility (OTF) (hereinafter "trading venue"), as defined under MiFID II/MiFIR and in particular, in related national implementing measures.
- ✓ The Company shall not be obliged to immediately make public any of your limit orders in respect of shares admitted to trading on a regulated market or traded on a trading venue that cannot be immediately executed under prevailing market conditions. If such consent is not provided, the Company may be required to take measures to facilitate the earliest possible execution of an order by making public immediately that limit order in a manner which is easily accessible to other market participants.
- ✓ The Company will provide you with information in a durable medium other than on paper, either by facsimile transmission, or electronic mail (e-mail) to the number and address that were provided to the Company. In addition, you hereby consent to the Company providing information that is NOT addressed to you personally by means of the Company's website www.omegainvest.com.cy. You hereby confirm that you have regular access to the internet.

We shall notify you in the event that there is any change at any point in any of the information about the Company which is contained in the terms of business through our above-mentioned website.

Client Categorisation

On the basis of the information available to the Company and in accordance with MiFID II provisions as well as the Law 87(I)/2017 (hereinafter the "Law"), you are categorised as

Professional client

and classified as

Per se professional client

Elective professional client



and will be treated as such in respect of all business we conduct with or for you and for all financial instruments the Company is dealing with, unless otherwise agreed between you and the Company.

Your categorisation as a professional client is consistent with the activities that we will be undertaking with you; any continuation of the provision of our services to you following changes to your categorisation will be subject to acceptance by the Company.

You may request in writing to 'opt up' from professional client to eligible counterparty (if applicable).

The Company is required under the Law, to provide you with a copy of the Company's Best Execution Policy, which we shall adhere to when executing orders or receiving and transmitting orders for execution on your behalf.

In addition the Company is required under the Law to provide you with a copy of the Company's Conflicts of Interest Policy which describes the steps taken by the Company in order to detect and avoid conflicts of interest.

These Policies are available on Omega's website www.omegainvest.com.cy.

The Law requires the Company to obtain your consent to the Best Execution Policy and Conflicts of Interest Policy. You will be deemed to have provided such consent on signature of this letter.

In the meantime, if you have any questions regarding your categorisation, the contents of this letter or its enclosures or in relation to MiFID II related matters, please do not hesitate to contact us on +357 25028920 or by e-mail to accountopening@omegainvest.com.cy.

<u>Declaration and acknowledgement</u> ²	
We, [_____], hereby consent to the above.	
Full Name:	_____
Title / Position:	_____
Signature:	_____ Company Seal:
Date:	_____

² Please sign and return this letter either:

- i) *by post to: 1 Georgiou A' Street, Monastiraki Centre, 3rd Floor, Germasogia, Limassol 4040, Cyprus*
- ii) *as a scanned copy sent to: accountopening@omegainvest.com.cy*
- iii) *by fax to: +357 25028929 confirming your consent.*



Annex III: Client categorisation & consent letter for eligible counterparties

[DATE]

Client categorisation & consent letter for eligible counterparties

Dear Messrs. [FULL NAME],

This communication concerns the Law 87(I)/2017 on the provision of investment services and how this affects our relationship with you as a client of Omega Funds Investment Ltd (hereinafter "the Company").

Please note that by signing this Letter, you consent, amongst others, to the following (please only tick the terms you consent to):

- ✓ The Company's discretion in executing your orders outside a regulated market, a multilateral trading facility (MFT) or an organised trading facility (OTF) (hereinafter "trading venue"), as defined under **Markets in Financial Instruments Directive 2014/65/EU** (MiFID II) and **Regulation 2014/600/EU** (MiFIR) (together "MiFID II") and in particular, in related national implementing measures
- ✓ The Company shall not be obliged to immediately make public any of your limit orders in respect of shares admitted to trading on a Regulated Market or traded on a Trading Venue that cannot be immediately executed under prevailing market conditions. If such consent is not provided, the Company may be required to take measures to facilitate the earliest possible execution of an order by making public immediately that limit order in a manner which is easily accessible to other market participants
- ✓ The Company will provide you with information in a durable medium other than on paper, either by facsimile transmission, or electronic mail (e-mail) to the number and address that were provided to the Company. In addition, you hereby consent to the Company providing information that is NOT addressed to you personally by means of the Company's website www.omegainvest.com.cy. You hereby confirm that you have regular access to the internet.

We shall notify you in the event that there is any change at any point in any of the information about the Company which is contained in the terms of business by means of a website.

Client Categorisation

On the basis of the information available to the Company and in accordance with MiFID II provisions as well as the Law 87(I)/2017 (the "Law"), you are classified as

Eligible Counterparty



and will be treated as such in respect of all business we conduct with or for you and for all financial instruments the Company is dealing with, unless otherwise agreed between you and the Company.

For further details on the differences in treatment between Retail clients, Professional Clients and Eligible Counterparties please refer to: www.omegainvest.com.cy/disclosures/other-disclosures.html

Your categorisation as an **eligible counterparty** is consistent with the activities that we will be undertaking with you; any requested changes to your categorisation will be subject to acceptance by the Company. However, an eligible counterparty may request in writing to receive more investor protection by 'opting down' to the professional or retail client categories.

In the meantime, if you have any questions regarding your categorisation, the contents of this letter or its enclosures or in relation to MiFID II related matters, please do not hesitate to contact us on +357 25028920 or send an e-mail to accountopening@omegainvest.com.cy.

<u>Declaration and acknowledgement</u> ³	
We, [_____], hereby consent to the above.	
Full Name:	_____
Title / Position:	_____
Signature:	_____
	Company Seal:
Date:	_____

³ Please sign and return this letter either:

- i) by post to: 1 Georgiou A' Street, Monastiraki Centre, 3rd Floor, Germasogia, Limassol 4040, Cyprus
- ii) as a scanned copy sent to: accountopening@omegainvest.com.cy
- iii) by fax to: +357 25028929 confirming your consent.

Omega Funds Investment Ltd CySEC License No. 102/09 Tel.: +357 25028920 | Fax: +357 25028929 |
Web: www.omegainvest.com.cy



Annex IV: Request for re-categorisation. Higher level of protection

[DATE]

Request for re-categorisation. Higher level of protection

Dear Sirs,

Further to our categorisation as

- Eligible counterparty
- Professional client

we hereby request variation of the terms of the agreement we have entered into with you, in order to secure a higher level of protection.

Specifically, we would like to be treated as

- Per-se professional client (this option is available for Eligible counterparties only)
- Retail client

for all the investment services you conduct with or for us and for all financial instruments your Company is dealing with.

Declaration and acknowledgement¹

Company Name _____

Full Name: _____

Title / Position: _____

Signature: _____

Company Seal: _____

Date: _____



Annex V: Request for re-categorisation. Lower level of protection

[DATE]

Request for re-categorisation. Lower level of protection

Dear Sirs,

Further to our categorisation as

Retail client

Professional client

we hereby request variation of the terms of the agreement we have entered into with you, in order to wave some of the protections afforded by the conduct of business rules.

Specifically, we would like to be treated as

Per-se professional client (this option is available for those who have been categorised as retail clients and who is per se professional client)

Elective professional client (this option is available for those who have been categorised as retail clients and who is not per se professional client)

Eligible counterparty (this option is available for those who have been categorised either as retail or professional clients and who is per se professional client)

for all the investment services you conduct with or for us and for all financial instruments your Company is dealing with.

We acknowledge that our request will be assessed by you against our expertise, experience and knowledge, in relation to the nature of the transactions or services requested.

We therefore attach the supporting evidence requested by Omega Funds Investment Ltd.

<u>Declaration and acknowledgement</u> ⁴	
Company Name:	_____
Full Name:	_____
Title / Position:	_____
Signature:	_____
Date:	_____
	Company Seal:

⁴ Please sign and return this letter either:
i) by post to: 1 Georgiou A' Street, Monastiraki Centre, 3rd Floor, Germasogia, Limassol 4040, Cyprus
ii) as a scanned copy sent to: accountopening@omegainvest.com.cy
iii) by fax to: +357 25028929 confirming your consent.
Omega Funds Investment Ltd CySEC License No. 102/09 Tel.: +357 25028920 | Fax: +357 25028929 |
Web: www.omegainvest.com.cy



Annex VI: Warning letter for professional clients

[DATE]

Warning Letter **Categorisation as a professional client**

Dear Messrs. [FULL NAME],

Thank you for your letter requesting us to treat you as professional client for the purposes of the Law 87(I)/2017 on the provision of investment services.

It is our obligation to inform you that in treating you as professional client you will lose certain protections otherwise available to you. In particular:

- a. you will be given less detailed information disclosures with regards to Omega Funds Investment Limited (hereinafter “the Company”), its services and any investments (for example on costs, commissions, fees and charges);
- b. for the purposes of assessment whether a product or service is appropriate for you, we can assume that you have the necessary level of knowledge and experience to understand the risks involved in it, hence, an appropriateness assessment will not be performed;
- c. when carrying out your orders, we do not need to inform you of any material difficulty relevant to the proper carrying out of your order(s) promptly;
- d. should we provide you with periodic statements, we are not required to provide them as frequently as for retail clients;
- e. as professional client you will not be entitled to compensation under the investor compensation scheme as provided by the Investment compensation fund of Cyprus investment firms; and
- f. when providing you with best execution, different factors will be prioritised and taken into account for carrying out your orders (e.g. price, cost, speed).

Following the fact that you will be treated as professional client, we request you to state in writing, by signing this letter, that you are aware of the consequences of losing the protections otherwise available to you.

In addition, you are responsible for keeping the Company informed about any change, which could affect your current categorisation. However, should the Company become aware that you no longer fulfil the initial conditions, making you eligible for a professional treatment, appropriate actions shall be taken.

Many thanks for your attention. Please feel free to contact us should you require any further information or clarification. We look forward to continuing our working relationship with you.

Declaration and acknowledgement ⁵

We, [_____], declare and acknowledge that by accepting to be classified as a Professional Client we waive significant additional regulatory protections otherwise available to us.

Full Name: _____

Title / Position: _____

Signature: _____

Company Seal:

Date: _____

⁵ Please sign and return this letter either:

- i) by post to: 1 Georgiou A' Street, Monastiraki Centre, 3rd Floor, Germasogia, Limassol 4040, Cyprus
- ii) as a scanned copy sent to: accountopening@omegainvest.com.cy
- iii) by fax to: +357 25028929 confirming your acknowledgement.



Annex VII: Warning letter for eligible counterparties

[DATE]

Warning Letter **Categorisation as an ECP**

Dear Messrs. [FULL NAME],

Thank you for your letter requesting us to treat you as an eligible counterparty for the purposes of Law 87(I)/2017 on the provision of investment services.

Following your request to be treated as an eligible counterparty, it is our obligation to inform you that by treating you as an eligible counterparty you will lose certain protections otherwise available to you. In particular, we are not obliged to comply with the following, when providing investment and ancillary services to eligible counterparties:

- a) Execution of orders on terms of our Best execution policy;
- b) Enhanced reporting to you as described in Article 25 of MiFID II. However, we are still required to provide you with adequate reports on the service provided in a durable medium as mentioned in Article 25(6) of MiFID II;
- c) When we execute orders on your behalf, implement procedures and arrangements which provide for the prompt, fair and expeditious execution your orders, relative to other client orders or our trading interests.

We hereby request you to state in writing, by signing and returning to us this letter, that you are aware of the consequences of losing the protections otherwise available to you as a retail or professional client.

In addition, you are responsible for keeping the Company informed about any change, which could affect your current categorisation. However, should the Company become aware that you no longer fulfil the initial conditions, making you eligible for such a treatment, we shall take appropriate action.

Please feel free to contact us should you require any further information or clarification.

Declaration and acknowledgement ⁶

We, [_____], declare and acknowledge that by accepting to be classified as an Eligible Counterparty we waive significant additional regulatory protections otherwise available to us.

⁶ Please *sign and return this letter either:*

- i) *by post to: 1 Georgiou A' Street, Monastiraki Centre, 3rd Floor, Germasogia, Limassol 4040, Cyprus*
- ii) *as a scanned copy sent to: accountopening@omegainvest.com.cy*
- iii) *by fax to: +357 25028929 confirming your acknowledgement.*

Omega Funds Investment Ltd CySEC License No. 102/09 Tel.: +357 25028920 | Fax: +357 25028929 |

Web: www.omegainvest.com.cy



Full Name: _____

Title / Position: _____

Signature: _____

Company Seal:

Date: _____



Annex VIII. Notification letter for non-acceptance of re-categorisation request
[DATE]

Notification letter for non-acceptance of a re-categorisation request

Dear Messrs. [FULL NAME],

Based on the information made available to Omega Funds Investment Ltd (hereinafter “the Company”), and following the initial assessment performed by the Company, you have been categorised as [CLIENT’S CATEGORY].

Further to your request to be treated as [REQUESTED CATEGORY] with regards to the investment services we will be providing to you, we would like to inform you that in accordance with the applicable provisions of **Markets in Financial Instruments Directive 2014/65/EU** (“MiFID II”) and the **Cyprus Law of 2017** (“Law (87)(I)/2017”), it is the Company’s policy to accept or not such a re-categorisation request.

Therefore, we would like to inform you that your re-categorisation request has not been accepted.

If you have any further enquiries regarding your categorisation or any other information, please do not hesitate to contact the Company on +357 25028920 or send an e-mail to the e-mail address accountopening@omegainvest.com.cy .

Yours faithfully

.....

Omega Funds Investment Ltd

Full Name: [FULL NAME]

Position: [POSITION]