

AML Policy

Version 0.1 – Last Updated March 2024



1. INTRODUCTION

ELLAND ROAD CAPITAL (PTY) LTD (hereinafter referred to as ‘ELLAND ROAD’ or the ‘Company’) is registered in South Africa, with registration number 2021 / 939672 / 07. The Company’s registered address is located at Office 162, First Floor, Willow bridge Centre, Carl Cronje Dr, Cape Town, 7530, South Africa. The Company is authorized and regulated by the Financial Sector Conduct Authority (the “FSCA”) as a Financial Service Provider (“FSP”) to offer certain Investment Services.

Additionally, ELLAND ROAD carries out its activities in line with the Financial Intelligence Centre Act, 2001 (Act No. 38 of 2001) as amended by the Protection of Constitutional Democracy against Terrorist and Related Activities Act, 2004 (Act No. 33 of 2004), the Financial Intelligence Centre Amendment Act, 2008 (Act No. 11 of 2008), the General Intelligence Laws Amendment Act, 2013 (Act No. 11 of 2013), the Financial Intelligence Centre Amendment Act, 2017 (Act No. 1 of 2017) and the Financial Sector Regulation Act, 2017 (Act No. 9 of 2017).

ELLAND ROAD also follows the Financing Control Regulations, under Money Laundering and Terrorist Financing Control Regulations, 2002, published in Government Notice No. R. 1595 of 20 December 2002 as amended by GN R456 in Government Gazette 27580 of 20 May 2005 and GN R867 in Government Gazette 33596 of 1 October 2010 and GN 1107 in Government Gazette 33781 of 26 November 2010 and GN R.1062 in Government Gazette 41154 of 29 September 2017. The Minister of Finance has, in terms of section 77 of the Financial Intelligence Centre Act, 2001 (Act No. 38 of 2001), made the regulations set out in the Schedule.

Furthermore, ELLAND ROAD is operating in line with the FATF Recommendations. The “Financial Action Task Force” (“FATF”) set standards and promote effective implementation of legal, regulatory, and operational measures for combating money laundering, terrorist financing and other related threats to the integrity of the international financial system. Starting with its own members, the FATF monitors countries’ progress in implementing the FATF Recommendations; reviews money laundering and terrorist financing techniques and countermeasures; and promotes the adoption and implementation of the FATF Recommendations globally.

2. ELLAND ROAD AML POLICY

At ELLAND ROAD we are devoted in preventing money laundering activities and identifying suspicious transactions, therefore we have implemented the following measures to comply with our regulatory requirements:

- Verifying our client’s identity and place of residence.
- The nature of the client’s business.
- The intended purpose of the business relationship concerned and the source of the funds which the client expects to use.
- Identifying, monitoring and reporting any kind of suspicious transactions.
- Keeping documents and records for at least 5 years after the termination of the business relationships with our clients.
- Continuous training of our staff to recognize suspicious transactions, fulfill all reporting obligations and keep up to date with the AML regulatory requirement.
- Depending on client location, report any suspicious activities to authorities in several countries.
- In addition to the abovementioned ELLAND ROAD:
- Collects, verifies and updates at least annually the personal identification information of all account holders.

- Tracks any suspicious transactions made by clients and any transactions executed under non-standard trading conditions.
- Does not accept deposits from 3rd parties nor cash deposits or disbursements under any circumstances.
- Matches each deposit to the account name held on file for that customer.
- Monitors funding from bank accounts held outside the account holder's home country.
- Reserves the right to refuse to process a transaction where it believes the transaction to be connected in any way to money laundering or criminal activity. In accordance with international law, ELLAND ROAD is under no obligation to inform the client when suspicious activity is reported to any corresponding regulatory or legal bodies.

! All ELLAND ROAD client funds are held in separate, segregated accounts that are designated solely for client deposits and withdrawals!

3. ACCOUNT OPENING PROCEDURES - KNOW YOUR CUSTOMER POLICY (“KYC”).

Account Opening Requirements

In order to open a trading account with ELLAND ROAD, the potential client must have a permanent residence in a country not within the European Economic Area (EEA) and be over 18 years old. In addition, the steps listed below must be followed:

- complete the account opening application, which includes providing personal information (name, date of birth, etc.), information relating to his/her economic profile (annual income, estimated net worth, employment status, etc.)
- complete the appropriateness test
- provide identification documents which consist of a valid form of government-issued identification and a proof of residence

! Please note that from the day of receipt of the account opening application a timeframe of 2 weeks is given to the Clients provide the required information and documentation. If the potential client fails to provide these within the aforementioned timeframe, the Company may decline the application and in case of any deposits, may decide to refund the available balance back to the method used to deposit the funds.

Identification Documents:

1. Proof of Identity

Following documents are accepted as a Proof of Identity:

- A valid Passport
- A valid National Identity Card
- A valid government ID, such as a Driver's License
- A valid Residence Permit

The document must be issued on your name and all information on the document including your photo must be visible.

! Please keep in mind that your Proof of Identity must be updated once the document expires.

All photo IDs are verified through a third-party compliance software.

The Company reserves the right to ask for certified true copies of the abovementioned documents.

2. Proof of Residence

Following documents are accepted as a Proof of Residence:

- A utility or phone bill
- A bank statements
- Governmental documents such as tax bill or residence certificate (stamped)

Please note that your proof of residence document must be recent (not older than 6 months), show your name, permanent address and date of issue.

Please keep in mind that your Proof of Residence must be updated at least every six months!

The Company reserves the right to ask for certified true copies of the abovementioned documents.

Additionally, the company reserves the right to request additional documents from its clients whenever it deems necessary.

4. PROHIBITED/RESTRICTED JURISDICTIONS

ELLAND ROAD does not offer services in the USA, Iran, North Korea, Myanmar, South Africa, Canada, Australia, Israel and certain EU Member States. The Company reserves the right, at its own discretion, to refuse registration from other regions such as FATF High-Risk or countries subject to specific sanctions.

5. VERIFICATION OF ACCOUNT

ELLAND ROAD holds the sole responsibility of the verification of new accounts. Once all the required KYC documentation is submitted, the Company will review the submitted documentation and inform the potential Client accordingly. In case where the potential client fails to submit or respond to comments made by the Company in regards KYC documents, the Company retains the right to decline the application and in case of any deposits, may decide to refund the available balance back to the method used to deposit the funds.

6. BANK ACCOUNT REQUIREMENTS.

ELLAND ROAD account holders must have a valid bank or credit card account in their name. The bank/credit card statement must show their name and the same registered address as that shown on their application.

7. FUNDS WITHDRAWAL PROCEDURE.

The withdrawal procedure at ELLAND ROAD detailed below follows strict principles to ensure that the funds are send back to their originating source.

- a) ELLAND ROAD customers must complete a signed paper or digital withdrawal request containing inter alia, their correct account information.

- b) The withdrawal form must be submitted to the ELLAND ROAD Finance department for processing. The Finance department will do the following:
- confirm the account balance
 - confirm that the account is approved and the provided documents are up-to-date.
 - verify that there are no holds or withdrawal restrictions on the account
 - verify that the original funds are being withdrawn through the same method of deposit and to the name of the account holder on file
 - examine the withdrawal request against the customer's deposit history to ensure there is no suspicious activity
 - verify the bank account details held on file
 - If there is no mismatch or suspicious activity the Finance Department will approve the withdrawal, and the funds are released to the client.
 - In the event that the Finance Department believes there was suspicious activity on the account, the ELLAND ROAD Anti-Money Laundering Compliance Officer (AMLCO) will be informed, in order to perform further investigation.
 - If the withdrawal will be flagged for suspicious activity by the ELLAND ROAD AMLCO, the withdrawal is placed on hold, and send to the ELLAND ROAD Management.
 - ELLAND ROAD Management along with the ELLAND ROAD AMLCO will decide if further action is needed and which, if any, relevant regulatory bodies need to be contacted.

! Please note that your trading account must be verified in order for the withdrawal to be processed!

8. COMPLIANCE FOOTNOTE.

The compliance procedure related to AML listed above is only a brief summary of the compliance function guidelines followed by the ELLAND ROAD Compliance Team. A detailed copy of our Compliance Policy is available for qualified institutions, regulatory bodies and related counterparties.

No substitutions or modifications will be accepted to the requirements above. The ELLAND ROAD Compliance Department reserves the final determination regarding the validity of these documents.

Clients should assume that all information provided to the Company is available to the competent regulatory authorities in

1. the country of incorporation of the Company;
2. the country of origin of any funds transmitted to ELLAND ROAD; and
3. the destination country of any funds refunded by or withdrawn from the Company.

ELLAND ROAD does not wish to enter into a business relationship if the funds are sourced from criminal activities or if the nature of your account transactions is illegal in any manner whatsoever.

The Company reserves the right to review and/or amend its Anti Money Laundering Policy, at its sole discretion, whenever it deems fit or appropriate.

Our AML Policy is a policy only but is not part of our Terms and Conditions of Business and is not intended to be contractually binding.

For additional questions concerning ELLAND ROAD policies, please contact our Compliance Department:

Email: compliance@ellandroadcapital.com

Attn. Compliance Department, ELLAND ROAD CAPITAL (PTY) LTD, registration number 2021 / 939672 / 07

Address: Office 162 1st floor, Willow Bridge Centre, Carl Cronje Drive, Cape Town, Western Cape, 7530, South Africa



ELLAND ROAD CAPITAL (PTY) LTD

Elland Road Capital (PTY) LTD, a South Africa Investment Firm, authorized and regulated by the Financial Sector Conduct Authority (FSCA) of South Africa, with FSP License Number 52127. Elland Road Capital (PTY) LTD registration number is 2021 / 939672 / 07.

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