



# COMPANY ACCOUNT

Client Services Agreement



**Pacific Financial Derivatives Ltd**

**Mailing Address:** PO Box 105108, Auckland City 1143, New Zealand

**Physical Address:** Level 8, 12-26 Swanson St, Auckland Central 1010, New Zealand

**Tel:** +64 96320129, **Fax:** +64 96320115, **Email:** [compliance@pfd-nz.com](mailto:compliance@pfd-nz.com)

### Restrictions

Pacific Financial Derivatives Limited accepts clients for trading Derivatives including Foreign Exchange and CFDs from all countries other than residents in USA and UN & OFAC Sanctioned Countries.

PFD accepts company accounts by paper mode application only

### Derivatives Risk Warning

The most important thing you should know before opening account for trading Derivatives is that they are complex products that carry a high degree of risk. It may not be suitable for every investor. Because of this, it is up to you to decide whether or not you are comfortable trading the type of Derivatives and you should not trade Foreign Exchange and CFDs without understanding the risks involved. If you are in any doubt, it is important that you seek independent professional advice.

### Suitability of Derivatives for clients

Conditions and obligations imposed by the Financial Markets Conduct Regulations 2014 require us to assess whether the retail investor has knowledge, experience and understanding of the relevant type of Derivatives and the risks involved. We therefore require you to provide information to us to enable us to assess whether investing in Derivatives is suitable to you.

### Warning if you elect not to provide information

Unless you provide all the information we have asked for, there is risk we will not be able to assess whether you have an ability to understand the risks involved. It is essential that you provide accurate and full information and if, at a future date, any circumstances that adversely affect this information, you are required to write to us advising us of these details.

### Understanding the Product

Before opening an account to trade in Derivatives, it is important that you read our Product Disclosure Statement and General Terms and Conditions. This Client Services Agreement (which includes Client Information Form, Client Declaration, Client Acknowledgement and Acceptance), together with our Product Disclosure Statement and the General Terms and Conditions (as may from time to time amend, varied or supplemented), contains information needed to establish an account and relationship with us.

PFD may from time to time, at our discretion, vary the type of Derivatives provided to you. We may from time to time introduce new products and services to our customers. The terms and conditions governing such products and services may require a written or electronic acknowledgement of acceptance from you prior to trading. In other cases, clients will be deemed to have received and accepted as binding and conclusive all the terms and conditions upon which PFD extends such products or services, and also to have accepted all risks inherent in or associated with any Derivatives.

Should any such amendment, variation or supplement be unacceptable to you, you must discontinue operating the account (s) and service (s) in accordance with the Client Services Agreement. If you do not, you shall be deemed to have agreed to the amendment, or variation.

The Client Services Agreement will come into effect when you are notified in writing by us that your account has been opened. By signing the Client Declaration, Client Acknowledgement and Acceptance manually or electronically

## CLIENT SERVICES AGREEMENT – COMPANY ACCOUNT

you acknowledge that you have read and fully understood the Product Disclosure Statement and the General Terms and Conditions.

Please contact [compliance@pfd-nz.com](mailto:compliance@pfd-nz.com) for any questions related to the completion of these documents.

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STANDARD CUSTOMER DUE DILIGENCE (SCDD) FOR DIRECTORS, SHARHOLDERS, AUTHORISED SIGNATORIES RESIDENT IN LOW & MEDIUM RISK COUNTRIES AND /OR WHERE ELECTRONIC VERIFICATION IS AVAILABLE.

## COMPANY ACCOUNT - SUPPORT DOCUMENTS

Enhanced Customer Due Diligence (ECDD) applies to Companies. All application forms must be accompanied by below Company documents:

- Copy of the Certificate of Incorporation which confirms the full legal name, jurisdiction of incorporation;
- Copy of a bank/utility statement dated in the last 3 months and contains the Company's current principal business address or registered office address;
- Directors Register (or other evidence of Directors);
- Shareholders Register (or other evidence of Ownership).

Certification of company documents applies where they cannot be verified from official registers.

In the case of individual Directors, Shareholders and Authorised Signatories, below apply.

## EXPLANATION ON SUPPORT DOCUMENTS

To meet its obligations in terms of the AML/CFT Act 2009, PFD risk weights each jurisdiction using various matrix by taking the Corruption Perception Index that is compiled by Transparency International as its base and applying assessments undertaken by the Financial Action Task Force (FATF) as well as known Tax Havens and perceived countries thought to be a risk for their involvement in drugs and money laundering.

Residents from Argentina, Belgium, Brazil, Canada, Denmark, Finland, France, Germany, Ireland, Italy, Japan, Luxemburg, Mexico, Norway, Portugal, South Africa, Spain, Sweden, Switzerland, Turkey & United Kingdom are required to produce the following information.

- A. A copy of your passport that can verify your name, date of birth and visible photograph OR
  - B. A National ID that can verify name, date of birth and visible photograph
- Residents from China, Hong Kong, Malaysia, Mexico & Singapore must produce
- a. A copy of your passport that can verify your name, date of birth and visible photograph AND
  - b. A copy of your National Identity Card
- Residents of New Zealand must produce
- a. A copy of your passport OR
  - b. A copy of your driving license
- From all applicants we also require

Proof of your Address which could be a Bank statement, Utility Statement dated in the last three (3) months that has your address OR

### ENHANCED CUSTOMER DUE DILIGENCE (ECDD) for DIRECTORS, SHARHOLDERS, AUTHORISED SIGNATORIES RESIDENT IN HIGH RISK COUNTRIES AND/OR WHERE ELECTRONIC VERIFICATION IS NOT AVAILABLE

#### Explanation on support documents

Residents from countries risk weighted as high and/or where electronic verification is not available to send digital copies of documents certified by a person authorised by law in their country to take statutory declarations or equivalent.

- A. Photo ID viz., (1) Passports and (2) National Identity Cards that can verify name, date of birth and visible photograph &
- B. Address proof viz., Bank statement, Utility Statement dated in the last three (3) months and contains current legal address.

Other Guidelines: It is preferable to have support documents in English language; however, in cases where documents in language other than English are used, an English translation of such documents should be attached.

## HOW TO SUBMIT

Please complete the application form, attach relevant documentation and

Email to : [compliance@pfd-nz.com](mailto:compliance@pfd-nz.com)

Post to : PO Box 105108, Auckland City 1143, New Zealand

Physical delivery at: Level 8, 12-26 Swanson St, Auckland Central 1010, New Zealand

Fax: +64.9.6320115

# CLIENT SERVICES AGREEMENT – COMPANY ACCOUNT

## CLIENT INFORMATION FORM GENERAL INFORMATION

Entity Name:		
Registered address:		
City:	State:	Country:
Country Incorporated In:		
Authorised Contact Person:		
Phone:	E-mail:	Fax:
Industry:	Number of Directors:	
Professional Status: <input type="checkbox"/> Employee <input type="checkbox"/> Entrepreneur <input type="checkbox"/> Professional Trader		
Description/Nature of activities:		
Country of origin of incoming funds to invest:		
Estimated amount to invest with PFD: <input type="checkbox"/> \$1,000 - \$50,000 <input type="checkbox"/> \$50,001 - \$250,000 <input type="checkbox"/> Over \$250,001		
Economic origin of investment: <input type="checkbox"/> Business income <input type="checkbox"/> financial markets income		
<b>Establishment of beneficial owner's identity: The contracting parties hereby declare that :</b>		
<input type="checkbox"/> the contracting parties are the beneficial owner of the assets concerned. <input type="checkbox"/> the beneficial owners of the assets are different from the contracting parties. <input type="checkbox"/> the contracting parties undertakes to inform PFD immediately in case of any changes.		

## CLIENT SERVICES AGREEMENT – COMPANY ACCOUNT

### FINANCIAL INFORMATION

Estimated annual income:	<input type="checkbox"/> \$25,000 - \$50,000	<input type="checkbox"/> \$50,001 - \$250,000	<input type="checkbox"/> Over \$250,001
Estimated net worth:	<input type="checkbox"/> \$25,000 - \$50,000	<input type="checkbox"/> \$50,001 - \$250,000	<input type="checkbox"/> Over \$250,001
Investment Strategy/Nature and purpose:	<input type="checkbox"/> Speculative	<input type="checkbox"/> Hedging	<input type="checkbox"/> Both
Suitability of Derivatives - Relevant Experience: Over the last 3 years have directors, employees or agents acting on behalf of the Company traded any of the following products?			
a) Shares and Bonds	Regularly	Occasionally	Rarely
			Never
b) OTC Derivatives – Foreign Exchange or CFDs	Regularly	Occasionally	Rarely
			Never
c) Exchange Traded Derivatives – Warrants, Futures	Regularly	Occasionally	Rarely
			Never
Have directors, employees or agents acting on behalf of the Company ever attended an educational seminar or course on OTC Derivatives?			
Yes	No		
Do directors, employees or agents acting on behalf of the Company have any relevant experience of education, profession or relevant former profession that provide them with a good understanding of the risks of trading OTC Derivatives?			
Yes	No		
Have directors, employees or agents acting on behalf of the Company received personalized financial advice in relation to OTC Derivatives and whether the financial advisor has confirmed that they have the ability to understand of the risks of trading OTC Derivatives?			
Yes	No		
Features & Risks of Foreign Exchange & CFDs. Do directors, employees or agents acting on behalf of the Company have a good understanding that: Trading Foreign Exchange and CFDs is different from other types of financial investments, as they do not own, or have any rights in, the underlying assets?			
Yes	No		
The concepts of margin and leverage apply to these products which means that when directors, employees or agents acting on behalf of the Company trade Foreign Exchange and CFDs, they could lose substantially more than the initial deposit or margin payment and might have to make further payments?			
Yes	No		
The concepts of market volatility and liquidity apply to trading on these products which means that market circumstances may impact on pricing and our ability to generate prices or to execute orders?			
Yes	No		
Foreign Exchange and CFDs are traded on an online platform, which means directors, employees or agents acting on behalf of the Company need to be familiar using an online trading platform including how to open and close a trading position?			
Yes	No		
It is the responsibility of directors, employees or agents acting on behalf of the Company to monitor open positions and manage the risks of trading by using trading tools such as stop loss orders?			
Yes	No		
Account Type:	<input type="checkbox"/> PFD Trader (MT4)	<input type="checkbox"/> PFD Pro (MT4)	<input type="checkbox"/> PFD ProPlus (MT4)
			<input type="checkbox"/> Islamic (MT4)
Base Currency	<input type="checkbox"/> USD	<input type="checkbox"/> GBP	<input type="checkbox"/> EUR
		<input type="checkbox"/> AUD	<input type="checkbox"/> NZD
			<input type="checkbox"/> JPY

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### REFUNDING INFORMATION

Account Holders Name:

Account Number:

Bank / e-payment Solution Provider name:

Account Number :

IBAN # or Swift Code:

Bank Address:

City:

Country:

Beneficiary Name:

Beneficiary address:

City:

Country:

### INDIVIDUAL DIRECTORS

Please note to complete the Individual Directors and the majority share holders details

### DIRECTOR (1)

First Names:

Surname/Family Name:

Title:

Date of birth:

Email:

Phone:

Fax:

Legal address:

City:

State:

Country:

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### DIRECTOR (2)

First Names:	Surname/Family Name:	
Title:	Date of birth:	
Email:	Phone:	Fax:
Current address:		
City:	State:	Country:

### MAJORITY SHAREHOLDER

First Names:	Surname/Family Name:	
Title:	Date of birth:	
Email:	Phone:	Fax:
Current address:		
City:	State:	Country:

### SENIOR MANAGEMENT

First Names:	Surname/Family Name:	
Title:	Date of birth:	
Email:	Phone:	Fax:
Current address:		
City:	State:	Country:

Will any other person aside the Authorised Persons will give us instructions regarding trading to be undertaken on your account, or will an agent act on your behalf?  Yes  No

If yes, please list names of all persons authorised to act on your account :

**Please note, each Authorised Person will need to complete the Authorised Persons**



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AUTHORISED PERSON	
First Names:	Surname/Family Name:
Relationship to Applicant:	Date of birth:
Phone:	Email:
Current address:	
State:	Country:
Identification Type & Number:	Signature

### CERTIFIED CORPORATE BOARD OF DIRECTORS RESOLUTION

I, the undersigned, CERTIFY that:

(i) The Board of Directors ("Board") of \_\_\_\_\_ (the "Company") a company duly incorporated and subject to the laws of \_\_\_\_\_ having its registered or principal office at \_\_\_\_\_ lawfully passed the resolutions that follow below ("Resolutions");

(ii) The Resolutions were lawfully passed at a properly called meeting of the Board, held on \_\_\_\_\_ at which meeting a quorum was present, and the Resolutions are recorded in the minutes of the Board meeting, or the Resolutions were otherwise lawfully passed;

(iii) I am the duly appointed officer of the Company responsible for maintaining the minutes and records of the Company; and

(iv) The Resolutions have not been rescinded or modified.

IT IS RESOLVED by the Board of the Company that:

1. Any director of the Company and/or \_\_\_\_\_

(List names of individuals) (each an Authorized Person) is authorized to establish and maintain on behalf of the Company one or more accounts with the Company or its successors or assigns ("Account") for the purpose of trading in Contracts, whether for present or future delivery, for hedging, speculation or otherwise. The authority granted to each Authorized Person includes (without limitation) the power to do any and/or all of the following:

1. to give written or oral instructions to the Company with respect to transactions;
2. to bind and commit the Company to any contract, arrangement or transaction entered into with or through Pacific Financial Derivatives Limited for and on behalf of the Company;
3. to pay, whether by cash, cheques or drafts drawn upon the funds of the Company or otherwise, such sums considered necessary or desirable in connection with any of the Accounts;
4. to deliver any amount of any currency to the Company;
5. to authorize the transfer or delivery of any amount of any currency to any other person;
6. to affix the corporate seal to any document or agreement;
7. to sign for the Company all releases and/or other documents in connection with any such Account;
8. to agree to any terms or conditions for the control of the Account;
9. to appoint any other person(s) to do any and all things that any of the Authorized Persons is authorized to do;
10. to accept delivery of any amount of any currency; and
11. generally to do and take any and all action necessary in connection with the Account or any Spot Foreign Exchange, Spot Metal and Spot Oil Contracts considered desirable;

## CLIENT SERVICES AGREEMENT – COMPANY ACCOUNT

### CERTIFIED CORPORATE BOARD OF DIRECTORS RESOLUTION

2. any two directors of the Company (or any director and a witness) are authorized to affix the Company's seal to or otherwise execute any document to be entered into by the Company in connection with any Account with Pacific Financial Derivatives Limited or any Contracts entered or to be entered into in respect of any Account;

3. (or such other person as the Company may notify Pacific Financial Derivatives Limited in writing) who is not an Authorized Person is authorized to receive and verify the correctness of all written confirmations of all Contracts effected by the Company for the Company, and all statements of Account(s) for the Company and other pertinent records and documents;

4. any and all Contracts entered or purportedly entered into before the passing of these Resolutions, by or on behalf of the Company, with or through The Company, is affirmed and ratified if such Contracts would have been validly entered into on behalf of the Company if entered into after the passing of these Resolutions;

5. Pacific Financial Derivatives Limited is authorized to act upon the authority of all and any of these Resolutions until receipt by Pacific Financial Derivatives Limited of a certificate showing rescission or modification of these Resolutions signed by any director or the secretary of the Company and that Pacific Financial Derivatives Limited is also authorized to recognize, deal with and accept instructions in relation to the trading or operation of any Account or any transaction entered or to be entered into for or on behalf of the Company from any of the Authorized Persons referred to above or such other person or persons as may be notified to Pacific Financial Derivatives Limited in writing from time to time by any director or the secretary of the Company.

I FURTHER CERTIFY that the directors of the Company are:

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the seal of the Company (if any) this \_\_\_\_\_ Day of \_\_\_\_\_ 20\_\_\_\_

Seal:

Directors Name:

Signature:

Directors Name:

Signature:

*Note: The person authorised to receive confirmations of transactions in resolution (3) may not be an Authorised Person under resolution (1).*

CLIENT DECLARATION

In applying to become a Client of PFD, we hereby declare:

1. All information submitted and to be submitted from time to time to PFD are, and will be complete, true and accurate in all respects, and are not and will not be misleading;
2. We shall supply additional information, or do such acts that PFD may reasonably require from time to time in relation with the application, its opening, operation and maintenance of account established or to be established with PFD;
3. We are aware that the PFD Product Disclosure Statement is not a substitute for taking independent financial or other professional advice and we have been provided with the opportunity to obtain independent legal advice and financial advice by PFD, and we have obtained appropriate and sufficient advice, or have elected not to obtain advice, concerning the PFD Product Disclosure Statement and PFD General Terms and Conditions governing the relationship with PFD;
4. We are aware of PFD's warning that unless we provide full information or provide insufficient information, there is risk that PFD will not be able to assess whether we have ability to understand the derivative and the risks involved and that PFD will use the information to assess my suitability to trade Derivatives and in accepting us as a client of PFD.
5. We are aware that for the above reason it is essential that we provide accurate and full information and if, at a future date, any circumstances adversely affect this information we are required to write to PFD advising of these details.
6. We have given consideration to our objectives, financial situation and needs and the significant risk of loss that we could be exposed to in entering into the type of Derivatives viz., Foreign Exchange and CFDs. In doing so, we have formed the opinion that dealing in Foreign Exchange and CFDs that are offered by PFD are suitable for our circumstances and purposes.
5. We further agree that we will act in good faith and observe all applicable laws, codes and regulations on our dealings with PFD.

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### CLIENT ACKNOWLEDGEMENT AND ACCEPTANCE

We acknowledge that:

1. We have received, read and fully understood the terms and conditions set out in Client Services Agreement including Product Disclosure Statement, PFD General Terms and Conditions and agree to be bound by the same.
2. We acknowledge that we are the beneficial owners of all monies lodged with PFD and should funds wished to be lodged for the benefit of my account that are not wholly owned by us, we will request approval from PFD in writing prior to lodging such monies.
3. We confirm that we do not have any pending litigation, disputed accounts or other unresolved matters whatsoever. If we have any pending litigation, disputed accounts or other unresolved matters whatsoever, we are aware that we must advise PFD in writing of such matters and PFD must consider such matters prior to approving the opening of the account.
4. We understand and agree that PFD may vary, update or replace the PFD Product Disclosure Statement, PFD General Terms and Conditions at any time by posting a notice on our website or by notifying by email. Without prejudice to the consents given or to be given by me under the Client Services Agreement, we hereby consent to the disclosure by PFD, its representatives, officers, employees and/or agents, to such persons as they may deem fit, of any or all information about us (including my particulars, the information set out in this application form relating to my account (s) with PFD and/or our trades and investments).
5. We acknowledge that our company/personal information will be handled in accordance with PFD's Privacy Policy and we consent to PFD using these information to electronically verify you using your resident country data base.

### CLIENT SIGNATURE

We confirm that we have read and understood this Client Services Agreement – Client Declaration, Client Acknowledgement and Acceptance, PFD Product Disclosure Statement, PFD General Terms and Conditions and by signing this Client Services Agreement, we agree to be legally bound by its terms and conditions.

Signature of applicant:

Signed on behalf of :

Date:

Signature of Authorised Person: \_\_\_\_\_

Approval by Pacific Financial Derivatives Limited:

Name \_\_\_\_\_ Signature \_\_\_\_\_ Date \_\_\_\_\_

