



## Contracts For Difference (“CFD”) Individual Account Application Form

### **CGS International Futures Malaysia Sdn. Bhd.**

[199301002937 (257674-P)]

(formerly known as CGS-CIMB Futures Sdn. Bhd.)

A Trading Participant of Bursa Malaysia Derivatives Berhad

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## INSTRUCTIONS FOR COMPLETION OF CONTRACTS OF DIFFERENCE INDIVIDUAL ACCOUNT APPLICATION FORM

**NOTE : Contracts for Difference (“CFD”) is a speculative derivative product that is highly leveraged and carry significantly greater risk than other investments or products (whether geared or otherwise) such as share trading. They may not be suitable for everyone. You should consider carefully and determine whether CFD is suitable for you, before deciding whether to open a CFD Account with CGS International Futures Malaysia Sdn. Bhd. (formerly known as CGS-CIMB Futures Sdn. Bhd.) (“CGS MYF”). IN PARTICULAR, IF YOU CONSIDER YOURSELF TO BE A CONSERVATIVE, RISK-AVERSE INVESTOR, THEN CFD IS NOT FOR YOU.**

1. Kindly complete all applicable fields of the CFD Individual Account Application Form and Declaration of Sophisticated Investor using BLOCK LETTERS and check the relevant boxes with a tick √. Any inaccurate or incomplete information provided by you may affect the outcome of our suitability assessment.
2. The completed Application Form must be returned with certified true copy of the following supporting documents:
  - a. Malaysian - NRIC / Armed Forces or Police Personnel Authority Card (both sides)
  - b. Non-Malaysian - Passport and valid Visa / Entry Permit
  - c. Supporting Document for declaration of sophisticated investor status - Latest Bank Statement / Payslip / Income Tax Return / Fixed Deposit Certificate / Employees' Provident Fund Statement / Bachelor's or Master's Degree Certification / Membership Certification / Relevant Documents
3. The applicant is also required to complete the Individual Self-Certification Form and Form W-8BEN.
4. Applicant residing outside Malaysia is required to arrange for a Notary Public, or in countries that do not have a Notary Public, advocates and solicitors or officers authorized by a licensed derivatives broking company with a recognized derivatives exchange, or authorised officer of a Malaysian Embassy or High Commission Consulate, to authenticate the Account Application Form and the photocopy of supporting documents.
5. Definition of Resident :

Resident	Non-Resident
(a) a citizen of Malaysia, excluding a citizen who has obtained permanent resident status in a country or a territory outside Malaysia and is residing outside Malaysia;  (b) a non-citizen of Malaysia who has obtained permanent resident status in Malaysia and is ordinarily residing in Malaysia;	(a) any person other than a resident;  (b) a Malaysian citizen who has obtained permanent resident status of a country or territory outside Malaysia and is residing outside Malaysia;

6. Where applicable, please submit Form W-9
7. Any amendments made must be legible and countersigned by the Applicant. Form defaced by erasure or any kind of correction fluid may result in the application being rejected.

## CONTRACTS FOR DIFFERENCE INDIVIDUAL ACCOUNT APPLICATION

### A. PERSONAL DETAILS

Name (as per NRIC/Passport)		
New NRIC No. / Authority Card No.		Old NRIC/Passport No.
Gender	<input type="checkbox"/> Male <input type="checkbox"/> Female	Date of Birth
Nationality	<input type="checkbox"/> Malaysian <input type="checkbox"/> Others _____	Residence Status <input type="checkbox"/> Resident <input type="checkbox"/> Non-Resident (Please refer to the definition of resident in previous page)
Race	<input type="checkbox"/> Bumiputra <input type="checkbox"/> Chinese <input type="checkbox"/> Indian <input type="checkbox"/> Others _____	
Marital Status	<input type="checkbox"/> Single <input type="checkbox"/> Married <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed	
Place & Country of Birth		
Registered Address (as per NRIC/Passport)		
	Postcode	
Mailing Address (if differs from above)		
	Postcode	
Home Telephone No.		Mobile Phone No.
Email Address		

### B. EMPLOYMENT DATA

Employment Status	<input type="checkbox"/> Employed <input type="checkbox"/> Self-Employed <input type="checkbox"/> Others _____
<i>For retiree, please specify the last employment prior to retirement</i>	
Name of Employer / Firm / Business	Registration No. (if own business)
Nature of Business	Designation /Occupation
Years in Employment/ Business	<input type="checkbox"/> Less than 5 Years <input type="checkbox"/> Between 5 to 15 Years <input type="checkbox"/> More than 15 Years <input type="checkbox"/> Not Applicable
Office/ Business Address	
	Postcode
Office Telephone No.	

### C. EDUCATION AND PROFESSIONAL QUALIFICATIONS

1. Do you hold a diploma or higher qualifications in one or more of the following? If yes, please tick all which are applicable.

- |  |  |  |                                       |
|--|--|--|---------------------------------------|
| <input type="checkbox"/> Accountancy           | <input type="checkbox"/> Actuarial Science     | <input type="checkbox"/> Business Administration / Business Management | <input type="checkbox"/> Commerce     |
| <input type="checkbox"/> Capital Markets       | <input type="checkbox"/> Computational Finance | <input type="checkbox"/> Economics                                     | <input type="checkbox"/> Finance      |
| <input type="checkbox"/> Financial Engineering | <input type="checkbox"/> Financial Planning    | <input type="checkbox"/> Insurance                                     | <input type="checkbox"/> Others _____ |

Name of Institution / Issuing Body : \_\_\_\_\_

☐ **No**, I do not have a diploma or higher qualification.

2. Do you hold any professional finance-related qualifications in one or more of the following? If yes, please tick all which are applicable.

- |   |  |
|---|--|
| <input type="checkbox"/> Associate Financial Planner (AFP)                        | <input type="checkbox"/> Associate Wealth Planner (AWP)                  |
| <input type="checkbox"/> Certified Financial Planner (CFP)                        | <input type="checkbox"/> Certified Financial Technician (CFTs)           |
| <input type="checkbox"/> Certified Public Accountant (CPA) / ACCA                 | <input type="checkbox"/> Chartered Alternative Investment Analyst (CAIA) |
| <input type="checkbox"/> Chartered Financial Analyst (CFA)                        | <input type="checkbox"/> Chartered Financial Consultant (ChFC)           |
| <input type="checkbox"/> Chartered Institute of Securities and Investments (CISI) | <input type="checkbox"/> Financial Risk Manager (FRM)                    |
| <input type="checkbox"/> CMSA Module 6 & 7 – Dealing in Securities                | <input type="checkbox"/> CMSA Module 14 & 16 – Dealing in Derivatives    |
| <input type="checkbox"/> Others _____   |  |

Name of Institution / Issuing Body : \_\_\_\_\_

☐ **No**, I do not have a professional finance-related qualification.

### D. WORK EXPERIENCE

Do you have at least 3 continuous years of working experience in any of the following in the preceding ten 10 years? If yes, please tick all which are applicable. (Note: Support functions in these areas are not considered as relevant experience)

- |  |  |
|--|--|
| <input type="checkbox"/> Accountancy                                     | <input type="checkbox"/> Actuarial Science                                 |
| <input type="checkbox"/> Development/Structuring of Investments Products | <input type="checkbox"/> Financial Risk Management                         |
| <input type="checkbox"/> Research / Analysis of Investment Products      | <input type="checkbox"/> Sales / Trading / Training of Investment Products |
| <input type="checkbox"/> Treasury  | <input type="checkbox"/> Legal (in relevant financial areas)               |
| <input type="checkbox"/> Management of Investment Products               | <input type="checkbox"/> Others _____                                      |

Name of Company	Job Title	Years of Service

☐ **No**, I do not have at least 3 continuous years of working experience in any of the above in the preceding ten (10) years.

### E. INVESTMENT EXPERIENCE

1. Have you transacted at least 6 times in any of the following investment or leveraged products in the preceding 3 years? If yes, please tick all which are applicable.

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Callable Bull / Bear Contracts | <input type="checkbox"/> Certificates          | <input type="checkbox"/> Contracts for Difference        |
| <input type="checkbox"/> Daily Leveraged Certificates   | <input type="checkbox"/> Exchange Traded Funds | <input type="checkbox"/> Exchange Traded Notes           |
| <input type="checkbox"/> Extended Settlement Contracts  | <input type="checkbox"/> Futures Contracts     | <input type="checkbox"/> Leverage Foreign Exchange       |
| <input type="checkbox"/> Stapled Securities             | <input type="checkbox"/> Structured Products   | <input type="checkbox"/> Structured Warrants and Options |

Name of Broker: \_\_\_\_\_

☐ **No**, I have not transacted a minimum of 6 times in any of the above investment or leveraged products over the preceding 3 years.

2. Have you undergone any education programs on leverage products in the preceding 3 years?

☐ Yes ☐ No

3. Do you understand the concepts of leverage, nature and risks of margins (or geared) transactions.

☐ Yes ☐ No

## F. RISK TOLERANCE AND INVESTMENT OBJECTIVE / PROFILE

1. In relation to CFD, which of the following describes your investment objectives and risk tolerance?

- ☐ Conservative.  
I am willing to take small amount of risks to achieve returns of up to 5% above bank deposit rates.
- ☐ Moderate.  
I am willing to take moderate risks to achieve returns of 5% to 10% above bank deposit rates.
- ☐ Aggressive.  
I am willing to take high amount of risks to achieve returns of more than 10% above bank deposit rates.

2. What are your sources of funds for investment? Please tick all which are applicable.

- ☐ Salary ☐ Commission ☐ Business Income ☐ Interest Income
- ☐ Rental Income ☐ Investment Income ☐ Others \_\_\_\_\_

3. What is the country / jurisdiction of your source of funds?

- ☐ Malaysia ☐ Others \_\_\_\_\_

4. What are your sources of wealth? Please tick all which are applicable.

- ☐ Savings ☐ Pension Fund/ Provident Fund ☐ Inheritance
- ☐ Sale of Real Estate ☐ Gift ☐ Others \_\_\_\_\_

5. What is the country / jurisdiction of your source of funds?

- ☐ Malaysia ☐ Others \_\_\_\_\_

6. What is your expected pattern of activities?

Anticipated funds for CFD trading: RM \_\_\_\_\_

Anticipated number of transactions per month : \_\_\_\_\_

## G. RELATED PARTIES/ ACCOUNTS

1. Do you have any trading account(s) with other futures brokers? ☐ Yes ☐ No

If yes, please specify name of broker(s) \_\_\_\_\_

2. Do you have any shares trading account(s)? ☐ Yes ☐ No

If yes, please specify name of broker(s) \_\_\_\_\_

3. Are you related to any staff/ director/ Futures Broker's Representative of CGS International Futures Malaysia Sdn. Bhd. (formerly known as CGS-CIMB Futures Sdn. Bhd.)? ☐ Yes ☐ No

If yes, please provide the following details :

Name	Designation	Relationship
_____	_____	_____
_____	_____	_____

4. Are you an employee of any Exchange or futures broker? ☐ Yes ☐ No

If yes, please specify name of Exchange/ Firm \_\_\_\_\_

#### H. POLITICALLY EXPOSED PERSON ("PEP")

1. Are you a PEP<sup>1</sup> ? ☐ Yes ☐ No  
If yes, please elaborate \_\_\_\_\_ Position Held : \_\_\_\_\_ No. of Years : \_\_\_\_\_
2. Are you a Family Member<sup>2</sup> / or Close Associate<sup>3</sup> of a PEP? ☐ Yes ☐ No  
If yes, please elaborate \_\_\_\_\_  
Name of PEP : \_\_\_\_\_ Relationship : \_\_\_\_\_  
Position Held : \_\_\_\_\_ NRIC/ Passport No. : \_\_\_\_\_

<sup>1</sup> PEPs are individuals who are or have been entrusted with prominent public functions (whether in Malaysia or in a foreign country) e.g. Heads of State, Heads of Government, government ministers, senior civil or public servants (e.g. Cabinet and permanent secretaries, Director Generals, head of departments and their deputies), senior judicial or military officials, senior executives of government owned corporations, senior political party officials, important political party officials, members of the legislature and senior management of statutory bodies and International Organisations (e.g. UN, IMF, World Bank, OECD, European Union, ASEAN and International Sport Organisations).

<sup>2</sup> Family Members include the spouse; child and their spouses (including a biological and non-biological child); parents (including biological and non-biological parents); spouse's parents, siblings and their spouses (including biological and non-biological parents, commonly referred to parents in law); and siblings and their spouses (including biological and non-biological siblings).

<sup>3</sup> Close Associates include extended family member such as relatives (biological and non-biological relationship); financially dependent individuals (e.g. persons salaried by the PEPs such as drivers, bodyguards, secretaries); business partners or associates; prominent members of the same organisation as the PEP; person who is working closely with the PEPs (e.g. work colleagues); or close friends.

#### I. PARTICULARS OF SPOUSE (IF MARRIED) OR NEXT OF KIN (IF NOT MARRIED)

Name (as per NRIC/ Passport) \_\_\_\_\_  
New NRIC No. / Authority Card No. \_\_\_\_\_ Mobile Phone No. \_\_\_\_\_  
Relationship with Applicant ☐ Spouse ☐ Parent ☐ Sibling ☐ Children ☐ Relative \_\_\_\_\_  
Employment Status ☐ Employed ☐ Self-employed ☐ Others \_\_\_\_\_  
Name of Employer / Company / Business \_\_\_\_\_ Designation / Occupation \_\_\_\_\_

#### J. STANDING CREDIT INSTRUCTION

All payments arising from my fund withdrawal requests to CGS MYF shall be credited directly into my designated bank account as specified below:

Bank Name \_\_\_\_\_

Account No. \_\_\_\_\_

(Please enclose a photocopy of the Applicant's Passbook/Latest Bank Statement for verification purposes)

Type of Account ☐ Individual Account ☐ Joint Account (only allowed for Immediate Family)  
Please provide proof of relationship (ie. Marriage/Birth certification)

In consideration of CGS MYF agreeing to the above standing credit instruction, I hereby agree:

- to refund to CGS MYF any payments wrongly made to me or wrongly credited into my trading account maintained with CGS MYF and/or the above mentioned bank account;
- not to hold CGS MYF responsible for any losses arising thereof and undertake to indemnify CGS MYF at all times against all claims, losses or expenses incurred by CGS MYF in connection with this instruction; and
- the above standing credit instruction shall remain in force until further notice in writing is provided by me. CGS MYF in its sole and absolute discretion shall be entitled to vary the above mode or manner of payment without prior written notice to me.

## K. E-INVOICING

Pursuant to the implementation of e-invoicing by the Inland Revenue Board of Malaysia (IRBM);  
Do you require e-invoices to be issued to you?

☐ Yes

☐ No

If yes, please provide your Tax Identification Number (TIN)

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Note: For individual taxpayers, e-invoice may not be required for tax filing purposes. If you select "No" in this application but you subsequently require e-invoices to be issued, you may contact CGS MYF to update your preferences with respect to e-invoicing.

## L. INSTRUCTIONS FOR E-STATEMENTS/ NOTIFICATIONS

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Tick

Signature

I hereby consent to receive my daily and monthly statements, invoices (which may be incorporated and issued as part of the daily contract statements), e-invoices validated by IRBM or any other statements/notifications ("statements/notifications") that may be made available to me by CGS MYF in relation to my account opened from time to time to my registered email address as provided in Section A.

As such, I hereby instruct and give my consent to CGS MYF to:-

1. issue and deliver the statements/ notifications in electronic form;
2. deliver the statements/ notifications to my specific email address as advised; and
3. adopt an alternative mode of delivery as may be determined by CGS MYF in issuing and delivering the statements/ notifications in the event of systems failure.

In this regard, I hereby undertake to continue to be bound by the terms and conditions stated in this CFD application form executed by me for my account(s) including any addition or amendments that may be made by CGS MYF from time to time.

I also accept and assume the inherent risk associated in receiving the above statements/ notifications electronically. I will not make any claims against CGS MYF, its directors or officers nor hold CGS MYF or them responsible for any matters or liabilities that may arise in relation to this consent but shall instead, be entirely responsible for any liabilities or losses suffered as a result of such mode of delivery.

I further acknowledge and agree that all my liabilities (if any) with CGS MYF shall remain unchanged and continuous, and it shall not be affected in any way with the change in the mode of electronic delivery of statements/ notifications that may be made available to me by CGS MYF.

In the event that I wish to discontinue receiving the statements/ notifications in electronic form, I shall provide CGS MYF no less than 7 working days from the intended effective date, my written instruction to revoke my instructions with respect to the electronic delivery of statements/ notifications and from the effective date, will agree to receive my statements/ notifications in hardcopy to the latest available correspondence address maintained in CGS MYF's record.

## M. INDIVIDUAL SELF-CERTIFICATION

Under Common Reporting Standard ("CRS") and Foreign Account Tax Compliance Act ("FATCA"), CGS MYF is required to collect and report certain information to the local tax authority on the status of our clients. Should there be a change in circumstances relating to information, such as the Account Holder's tax status or other mandatory field information that makes this form incorrect or incomplete, please notify and submit to CGS MYF with an updated Self-Certification Form. Kindly consult your tax or legal adviser should you have questions on or in relation to CRS and FATCA.

### Part 1. Identification of Account Holder

Please declare your Tax Residency status:

☐

Malaysian tax resident.

Not required to complete Part 2.

Please proceed to complete Part 3.

☐

Malaysian and Non-Malaysian tax resident.

(If multiple tax residency status)

Please proceed to complete Part 2 & 3.

☐

Non-Malaysian tax resident.

Please proceed to complete Part 2 & 3.

### Part 2. Tax Residence Information

Country/Jurisdiction of Tax Residence	Tax Identification Number (TIN) or equivalent	If TIN or equivalent is unavailable, please state reason (A, B or C)

For U.S. Person <sup>(a)</sup>, please fill up W-9 Form. <sup>(a)</sup> U.S. Person refers to citizen or resident of the United States or holds a U.S. green card or a U.S. passport)

**Reason A** - Country does not issue TIN to its residents.

**Reason B** - No tax obligation (i.e. TIN application in progress, not required to register tax file, housewife / househusband, retiree, student, others)

**Reason C** - No TIN is required (note: only select this reason if the authorities of the country of residence for tax purposes do not require the TIN to be disclosed)

For Reason B, please explain reason of Account Holder unable to obtain TIN or equivalent number.

1	
2	
3	

### **Part 3. Declaration**

I understand that the information supplied by me is subject to the terms and conditions governing the Account Holder's relationship with CGSI Group setting out how CGSI Group may use and share the information supplied by me.

I acknowledge that the information contained in this form and information regarding the Account Holder and any Reportable Account(s) may be provided directly or indirectly to any relevant tax authority, including of the country/jurisdiction in which this account(s) is/are maintained and exchanged with tax authorities of another country/jurisdiction or countries/jurisdictions in which the Account Holder may be resident for tax purposes pursuant to agreements between competent authorities to exchange financial account information.

I certify that I am the Account Holder, of the account(s) to which this form relates and I declare that all statements made in this declaration are to the best of my knowledge and belief, correct and complete.

If there is a change in circumstances that affects the tax residence of the Account Holder or causes the information contained herein to become incorrect or incomplete, I understand that I am obligated to inform CGSI Group of the change in circumstances within 30 days of its occurrence and to provide a suitably updated self-certification.

\_\_\_\_\_  
Signature & Name

\_\_\_\_\_  
Date

\_\_\_\_\_  
Passport/ID No.

\_\_\_\_\_  
Passport Expiry Date

#### **Definitions of Individual Self-Certification**

1. **ACCOUNT HOLDER**  
Means the person listed or identified as the holder of a Financial Account by the Financial Institution that maintains the account. A person, other than a Financial Institution, holding a Financial Account for the benefit of another person as an agent, a custodian, a nominee, a signatory, an investment advisor, an intermediary, or as a legal guardian, is not treated as the Account Holder. With respect to a jointly held account, each joint holder is treated as an Account Holder.
2. **CONTROLLING PERSON**  
Means the natural persons who exercise control over an entity or any shareholder with interest of more than 25% shares or threshold set by the local authority. In the case of a trust, such term means the settlor, the trustee, the protector (if any), the beneficiaries or class of beneficiaries, and any other natural person exercising ultimate effective control over the trust, and in the case of a legal arrangement other than a trust, such term means persons in equivalent or similar positions. The term 'Controlling Persons' must be interpreted in a manner consistent with the Financial Action Task Force (FATF) recommendations or by the local regulations governing non-individual entities. If the account is maintained for an entity of which the individual is a Controlling Person, then the 'Controlling Person tax residency Self-Certification' form should be completed instead of this form.
3. **ENTITY**  
Means a legal person or a legal arrangement, such as a corporation, partnership, trust or foundation.
4. **FINANCIAL ACCOUNT**  
Means an account maintained by a Financial Institution, and includes depository accounts, custodial accounts, equity and debt interest in certain investment entities; cash value insurance contracts and annuity contracts.
5. **REPORTABLE ACCOUNT**  
Means an account held by one or more Reportable Persons or by a Passive NFE with one or more Controlling Persons that is a Reportable Person.
6. **REPORTABLE JURISDICTION**  
A Reportable Jurisdiction is a jurisdiction with which an obligation to provide financial account information is in place and that is identified in a published list.
7. **REPORTABLE PERSON**  
A Reportable Person is defined as an individual who is tax resident in a Reportable Jurisdiction under the tax laws of that jurisdiction.
8. **TAX RESIDENT**  
A Tax Resident/Resident (for tax purposes) is an individual or an entity who is resident under the tax laws of a jurisdiction.
9. **TIN**  
Means Taxpayer Identification Number or functional equivalent in the absence of a Taxpayer Identification Number. Further details of acceptable TINs can be found at: <https://www.oecd.org/tax/automatic-exchange/crs-implementation-and-assistance/tax-identification-numbers/>

#### **DISCLAIMER:**

The above are selected definitions to assist you with the completion of this Form. Should you have any questions, please consult your tax or legal adviser on or in relation to CRS and FATCA.



## N. INVESTMENT IN FOREIGN CURRENCY ASSET BY RESIDENT

(This Declaration by Resident is mandatory and must be completed for foreign currency asset under the Foreign Exchange Notices as set out below).

I hereby declare that for foreign exchange notices purposes:

Tick	Signature

Currently I do NOT have any domestic Ringgit borrowing/financing<sup>i</sup>.

\*For foreign currency asset offshore<sup>ii</sup> and foreign currency asset onshore<sup>iv</sup>- out of a joint account opened/maintained by two or more individuals, the applicant is required to declare for or on behalf of other joint account holder(s). The applicant is required to declare its compliance with the applicable threshold below in the event any one of the joint account holders has domestic Ringgit borrowing/financing.

Tick	Signature

Currently I have domestic Ringgit borrowing/financing and hereby confirm that my total foreign currency asset offshore<sup>ii</sup> and foreign currency asset onshore<sup>iv</sup> including Demand Draft ("DD") / Telegraphic Transfer ("TT") / Dual Currency Investment ("DCI") / Foreign Currency Account ("FCA") / Foreign Currency ("FC") Fixed Deposit/ FC denominated Structured Investment/ any FC denominated deposits or investments application complies with the following thresholds:

	Applicable Threshold
	For resident <sup>v</sup> individual, sole proprietorship and a general partnership
<b>Source of the fund for foreign currency asset including DD/TT/ DCI/ FCA/ FC Fixed Deposit/ FC denominated Structured Investment/any FC denominated deposits or investments</b>	<p>Up to RM1 million equivalents<sup>@</sup> per calendar year using funds sourced from the aggregate of:</p> <ul style="list-style-type: none"> <li>• conversion of Ringgit into Foreign Currency;</li> <li>• Trade FCA; and</li> <li>• swapping of Ringgit-denominated financial assets in Malaysia for a financial asset outside Malaysia.</li> </ul> <p><sup>@</sup>Computed in aggregate based on Resident Individual, sole proprietorship and General Partnership's investment in Foreign Currency Asset.</p>

Tick	Signature

Currently I have domestic Ringgit borrowing/financing and my/our total foreign currency asset (including DD/TT/ DCI/ FCA/ FC Fixed Deposit/ FC denominated Structured Investment/any FC denominated deposits or investments application) exceeds the above applicable threshold.

I hereby provide you with the relevant approval letter from Bank Negara Malaysia ("BNM") to effect the DD/TT/ DCI/ FCA/ FC Fixed Deposit/ FC denominated Structured Investment/ any FC denominated deposits or investments application<sup>#</sup>. I understand that CGS MYF may decline or delay any foreign currency asset that does not fulfil any conditions set in BNM's approval letter.

I further undertake to seek specific approval from BNM in the event my foreign currency asset offshore exceed the limits set out above and I further undertake to promptly deliver to CGS MYF a copy of the specific approval duly granted to me by BNM.

I further declare that CGS MYF is not responsible to advise the Applicant of:

- Any exchange control or similar restriction which may be imposed by the local laws or regulations in the country in which payment is to be effected and shall not be liable for any loss or delay as a result of the payment being subject to such control and restriction. Applicant is strongly advised to make his own inquiries.
- Any charges which may be imposed by overseas bank and shall not liable if such information cannot be provided.

I make this declaration in full knowledge and awareness of reliance placed by CGS MYF on such declaration as a basis to undertake any foreign currency asset on my behalf.

I undertake to notify CGS MYF immediately in writing of any changes in the declaration given herein.

**Signature of Applicant**

Name:

NRIC/Passport No.:

Date (Mandatory):

<sup>#</sup>Acknowledgement Receipt of the BNM's Approval Letter

Officer / Relationship Manager

Date:

### **Definition for Foreign Currency Asset by Resident**

<sup>i</sup> “Domestic Ringgit Borrowing/ financing” means:

- (a) any Borrowing/ financing in Ringgit obtained by a Resident from another Resident; or
- (b) any obligation considered or deemed as Domestic Ringgit Borrowing/ financing under any of the BNM FEP.

Note:

For purposes of determining the Domestic Ringgit Borrowing/ financing status of a Resident Entity—

- (a) the Resident Entity is deemed to have a Domestic Ringgit Borrowing/ financing when another Resident Entity with Parent-Subsidiary Relationship has a Domestic Ringgit Borrowing/ financing; and
- (b) the following shall not be considered as Domestic Ringgit Borrowing/ financing—
  - (i) a Borrowing/ financing obtained from another Resident Entity with Parent-Subsidiary Relationship;
  - (ii) a Borrowing/ financing obtained from its Direct Shareholder; or
  - (iii) any facility including credit facility or financing facility which is used for Sundry Expenses or Employees' Expenses only.
- “Sundry Expenses” refers to small and infrequent expenses for office supplies (e.g. stationaries), ancillary services (e.g. software and online subscription) and other minor expenses to facilitate daily business operation.
- “Employees' Expenses” refers to business-related expenses which may include, but not limited to, travel (e.g. lodging and transportation), entertainment, health, insurance, takaful and other employees' expenses, excluding investment.
- “Borrowing/ financing” refers to the definition of “Borrowing/ financing” below.

“Borrowing/ financing” means

- (a) any utilised or unutilised credit facility or financing facility;
- (b) any utilised or unutilised trade financing facility, including but not limited to, trade guarantee or guarantee for payment of goods;
- (c) redeemable preference share or Islamic redeemable preference share; or
- (d) Corporate Bond or Sukuk.

Notwithstanding the above, the following are excluded from the definition of Borrowing/ financing—

- i. a trade credit term extended by a supplier for any goods or services;
- ii. a credit limit that a Licensed Onshore Bank (“LOB”) apportions for its client to undertake a Forward Basis transaction, excluding a transaction that involves—
  - (A) exchanging or swapping of Ringgit or Foreign Currency debt for another Foreign Currency debt; or
  - (B) exchanging of Foreign Currency debt for a Ringgit debt;
- iii. a Financial Guarantee or Non-Financial Guarantee;
- iv. an operational leasing facility;
- v. a factoring facility without recourse;
- vi. a credit card or charge card facility obtained by an Individual from a Resident and used for payment for retail goods or services only; or
- vii. a credit facility or financing facility obtained by a Resident Individual from a Resident to purchase one (1) residential property and one (1) vehicle.

Note: For clarity purposes, the transactions in paragraphs (ii)(A) and (ii)(B) shall be considered as Borrowing/ financing.

<sup>ii</sup> “Foreign Currency Asset Offshore” means –

- (a) a financial asset in Malaysia swapped for a financial asset in a Labuan Entity or outside Malaysia;
- (b) Foreign Currency Borrowing/ financing given to a Non-Resident;
- (c) working capital arising from the set up of any business arrangement outside Malaysia (including a joint venture project where no Entity is created or established);
- (d) deposit in a Foreign Currency Account maintained with a Labuan Entity or outside Malaysia excluding reasonable amount of deposit for education, employment or migration outside Malaysia; or
- (e) Foreign Currency-denominated—
  - i. asset (tangible or intangible) offered by a Non-Resident or any person whose residency cannot be determined;
  - ii. asset (tangible or intangible) in or maintained with a Labuan Entity, or outside Malaysia;
  - iii. Financial Instrument or Islamic Financial Instrument (excluding Exchange Rate Derivatives) without Firm Commitment offered on a Specified Exchange under the Capital Market and Services Act 2007 outside Malaysia undertaken by a Resident through a Resident futures broker; or
  - iv. Financial Instrument or Islamic Financial Instrument (excluding Exchange Rate Derivatives) without Firm Commitment issued or offered by a Non-Resident.

iii "Direct Investment Abroad" means –

- (a) an investment in Foreign Currency Asset Offshore by a Resident resulting in at least 10% equity ownership or control of a Non-Resident Entity outside Malaysia or a Labuan Entity;
- (b) an inter-company lending by a Resident Entity to a Non-Resident Entity within the Resident Entity's Group where the Non-Resident Entity is outside Malaysia or a Labuan Entity; or
- (c) a capital expenditure by a Resident investor in an unincorporated Entity outside Malaysia or a project outside Malaysia by an agreement with no establishment created, where the Resident investor—
  - i. contributes capital of at least 10% of the cost of the project;
  - ii. is entitled to at least 10% of profits from the unincorporated Entity or project; or
  - iii. has management control of the unincorporated Entity or project.

iv "Foreign currency asset onshore" means

- (a) Foreign Currency-denominated securities or Islamic securities offered in Malaysia by a Resident as approved in writing by BNM;
- (b) Foreign Currency-denominated Financial Instrument or Islamic Financial Instrument offered in Malaysia by a Resident as approved in writing by BNM excluding a derivative or Islamic derivative transaction entered with Firm Commitment;
- (c) deposit in Investment FCA with a LOB or an approved Financial Institution as specified in Notice 3 of BNM FEP; or
- (d) any instrument offered by a LOB with Foreign Currency delivery at maturity<sup>2</sup>.

<sup>2</sup> Such as dual-currency investment.

v "Resident" means –

- (a) a citizen of Malaysia, excluding a citizen who has obtained permanent resident status in a country or a territory outside Malaysia and is residing outside Malaysia;
- (b) a non-citizen of Malaysia who has obtained permanent resident status in Malaysia and is ordinarily residing in Malaysia;
- (c) a body corporate incorporated or established, or registered with or approved by any authority, in Malaysia;
- (d) an unincorporated body registered with or approved by any authority in Malaysia; or
- (e) The Government or any state Government.

vi "Foreign Currency Asset" means Foreign Currency Asset Offshore and Foreign Currency Asset Onshore.

## O. ACKNOWLEDGEMENT OF DISCLOSURE DOCUMENT, PRODUCT HIGHLIGHTS SHEET AND RISK STATEMENT

I hereby acknowledge that I have been provided a copy of the **Disclosure Document** and the **Product Highlights Sheet** which are made available at [www.cgsi.com.my](http://www.cgsi.com.my), read and understood the contents therein.

I also hereby acknowledge that I understand the risks associated with trading in CFD, as detailed in the **Risk Statement** below and disclosed in the Disclosure Document and Product Highlights Sheet.

### RISK STATEMENT

This statement does not disclose all the risks and other significant aspects of trading in CFDs. In light of the risks, you should undertake such transactions only if you understand the nature of the contracts (and contractual relationships) into which you are entering and the extent of your exposure to the risks. Trading in CFDs may not be suitable for many members of the public. You should carefully consider whether such trading is appropriate for you in light of your experience, objectives, financial resources and other relevant circumstances.

You should be aware of the following when considering whether to trade in leveraged products:

(1) Effect of leverage or gearing

Transactions in CFD carry a high degree of risk. The amount of initial margin is small relative to the value of the CFD so that the transaction is leveraged or geared. A relatively small market movement will have a proportionately larger impact on the funds you have deposited or will have to deposit; this may work against you as well as for you. You may sustain a total loss of the initial margin funds and any additional funds deposited with the firm to maintain your position. If the market moves against your position or margin levels are increased, you may be called upon to pay substantial additional funds on short notice in order to maintain your position. If you fail to comply with a request for additional funds within the time prescribed, your position may be liquidated at a loss as you will be liable for any resulting deficit in your account.

(2) Risk-reducing orders or strategies

The placing of certain orders (e.g., stop-loss orders, where permitted under local law, or stop-limit orders) which are intended to limit losses to certain amounts may not be effective because market conditions may make it impossible to execute such orders. At times, it is also difficult or impossible to liquidate a position without incurring substantial losses. Strategies using combinations of positions, such as spread and straddle positions may be as risky as taking simple long (buy) or short (sell) positions.

(3) Risk of inadequate margin

Positions are marked-to-market on a daily basis with payment being settled daily to account for the underlying market movements. You must maintain the minimum margin requirement on your open positions at all times. You will be responsible to monitor your margin account balance and may be called upon at short notice to make additional margin deposits. If required margin is not made within the prescribed time, the firm may liquidate any or all of your CFDs positions. This may result in a loss for you, which may be substantial.

(4) Suspension or restriction of trading and pricing relationship

Market conditions (e.g., illiquidity) or the operation of the rules of certain markets (e.g., the suspension of trading in any contract or contract month because of price limits or circuit breakers) may increase the risk of loss by making it difficult or impossible to effect transactions or liquidate or offset positions.

Further, normal pricing relationships between the underlying that is the subject of a CFD transaction and the CFD transaction may not exist. This can occur when, for example, the absence of an underlying reference price may make it difficult to judge fair value.

(5) Deposited cash and property

You should familiarise yourself with the protections accorded to money or other property you deposit for domestic and foreign transactions, particularly in the event of a firm's insolvency or bankruptcy. The extent to which you may recover your money or property may be governed by specific legislation. In some jurisdictions, property which had been specifically identifiable as your own will be pro-rated in the same manner as cash for purposes of distribution in the event of a shortfall.

(6) Commission and other charges

Before you begin to trade, you should obtain a clear explanation of all commission, fees and other charges for which you will be liable. These charges will affect your net profit (if any) or increase your loss.

(7) Transactions in other jurisdictions

Transactions on markets in other jurisdictions, including markets formally linked to a domestic market, may expose you to additional risk. Such markets may be subjected to a rule which may offer different or diminished investor protection. Before you trade, you should enquire about any rules relevant to your particular transactions. Your local regulatory authority will be unable to compel the enforcement of the rules of the regulatory authorities or markets in other jurisdictions where your transactions have been affected. You should ask the firm with which you conduct your transactions for details about type of redress available in both your home jurisdiction and other relevant jurisdictions before you start to trade.

(8) Currency risks

The profit or loss in transactions in foreign currency-denominated contracts will be affected by fluctuations in currency rates where there is a need to convert from the currency denomination of the contract to another currency.

(9) Liquidity and market risks

Adverse market conditions may result in you not being able to affect CFD, liquidate all or part of your CFD, assess a value or your exposure or determine a fair price, as and when you require. The pricing relationships between a derivatives and the underlying instrument may not exist in certain circumstances. The absence of an underlying reference price may make it difficult to judge fair value.

It is also important to understand that the fluctuation of the underlying instrument may influence the value of the derivative product and affect your profitability. Sudden market movements, known as gapping may occur, causing a dramatic shift in the price of an underlying instrument. This gapping event can result in a significant profit or loss on your account. Gapping can occur when the underlying instrument/market is open and when it is closed.

(10) Trading facilities

Electronic trading facilities are supported by computer-based component systems for order- routing, execution or registration of trades. As with all facilities and systems, they are vulnerable to temporary disruption or failure. Your ability to recover certain losses may be subject to limits on liability imposed by the system provider or firms. Such limits may vary. You should ask the firm with which you deal for details in this respect.

(11) Electronic trading

Trading on an electronic trading system may differ not only from trading on other electronic trading systems. If you undertake transactions on an electronic trading system, you will be exposed to risks associated with the system including the failure of hardware and software. The result of any system failure may be that your order is either not executed according to your instructions or is not executed at all.

(12) Over-the-counter ("OTC") Transactions

CFD is an OTC transaction or off-exchange transaction. The firm with which you conduct your transaction is acting as your counterparty to the transaction. It may be difficult or impossible to liquidate an existing position, to assess the value, to determine a fair price or to assess the exposure to risk. Thus, these transactions may involve increased risks. OTC transactions may be less regulated or subject to a separate regulatory regime. Before you undertake such transactions, you should familiarise yourself with the applicable rules and attendant risks.

(13) Corporate action

You should be aware of all corporate events in regard to the underlying financial instrument of the CFD. It is important to understand the risks of delayed processing due to market condition, differences in time zones or unforeseen circumstances which may result in any acts or omissions.

The treatment you receive during a corporate action may be less favourable than if you owned the underlying instrument. Therefore, the time you have to make decisions could be considerably less, the options available may be more restrictive/less advantageous and may be such that there is no option for you to close the position. Given that corporate action(s) can often be announced at extremely short notice, you may have no opportunity or choice to close positions to avoid such consequences and such corporate action(s) may require you to provide more funds to cover the margin at very short notice.

(14) Shares recall

To enable you to take a short CFD position, the hedge provider may need to borrow the shares of the underlying instrument to conduct a short hedge. Lenders of the shares have the right to recall anytime. In the event of a recall, the shares may have to be returned at short notice and the hedge provider might no longer be able to maintain the short hedge. This may result in the CFD provider closing your short CFD positions immediately or at a short notice.

Regulatory changes prohibiting short selling and share borrowing in specific shares or in the entire underlying market may also result in the CFD provider force closing your short positions in CFD.

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Signature of Applicant

Name:

NRIC/Passport No.:

Date:

## P. YOU MATTER TO US

Your well-being is our priority. Please let us know below if there are any personal circumstances or conditions we should be aware of to ensure we can offer additional support in providing our services to you. Additionally, if there is anything about your health or current situation (including any challenges or require additional support related to your financial or technology matters) that may impact how you prefer to receive and process information regarding your trading activities/investments, please inform us.

We are dedicated to upholding strict confidentiality standards and any information you share will be used exclusively to provide you with support/services tailored to your needs.

Should there be any changes to your circumstances or conditions in the future which may impact our services to you, we encourage you to notify us promptly so we can continue to provide appropriate support.

## Q. APPLICANT'S DECLARATION AND AGREEMENT

By signing the CFD Application Form, I hereby declare/agree/undertake that:

1. I am not under eighteen (18) years of age or of unsound mind or an undischarged bankrupt or I have not been adjudicated or declared a bankrupt and have not committed an act of bankruptcy and have no knowledge of any bankruptcy petition presented against me in any court of competent law.
2. The information given herein, including all documents attached hereto, are true and complete in every respect and do not contain any false or misleading information and I have not wilfully withheld any facts. I shall keep you informed of any change in particulars given in this Application Form.
3. If there is any change in circumstances relating to my status as a sophisticated investor as set out in the Declaration of Sophisticated Investor Form such that I cease to be a sophisticated investor at any time, I undertake to inform you within seven (7) working days of such change in circumstances. If such changes cannot be rectified, I acknowledge and accept that CGS MYF has full discretion to refrain from treating me as a sophisticated investor.
4. CGS MYF shall have the right to reject the Applicant's application at its sole discretion without any reason whatsoever.
5. I confirm that CGS MYF is authorised to verify any information and/or make any checks and/or obtain any information and/or confirmation at any time and from time to time now and /or in the future, with or from any credit reference/reporting agencies, including but not limited to and/or any other agencies and/or from any financial institution and/or any other source(s) that CGS MYF may in its sole discretion deem appropriate and to provide such aforesaid party(s) with the required information requested to enable CGS MYF to ascertain my status and/or any other person, individual, and/or entity related to and/or associated with me as maybe required by CGS MYF for the purpose of the consideration of this application and thereafter if this application is approved, for the purposes of continued maintenance of the Account; and/or recovery of debts due and payable under the Account; and/or any purpose related to or in connection with the Account applied for; and/or for any other purpose, that is required or permitted by any law, regulations, guidelines and/or relevant regulatory authorities.
6. I am fully aware of and understand the processes, procedures and risks involved in using the services and executing transactions through the Online Services.  
  
"Online Services" shall carry the meaning as defined in the Terms and Conditions for Contracts for Difference.
7. I am fully aware of and understand and agree to comply with the relevant laws, rules and regulations relating to the services provided by CGS MYF to me under the Terms and Conditions for Contracts for Difference, Disclosure Document, Product Highlights Sheet and Risk Statement.
8. I shall indemnify CGS MYF against any losses, damages, debts, charges, taxes and all other costs and expenses whatsoever incurred, withheld or suffered or which CGS MYF may incur or suffer by reason of or in relation to or arising from or in connection with the provision of services by CGS MYF to me under the Terms and Conditions for Contracts for Difference, Disclosure Document, Product Highlights Sheet and Risk Statement.
9. Pursuant to paragraph 13.2 of the Terms and Conditions for Contracts for Difference, I acknowledge and agree that CGS MYF may retain, for the benefit of CGS MYF and without any obligation to account to me, any interest CGS MYF receives from my monies deposited in the Client's Account (the "**Client's Monies**"). I further consent to CGS MYF withdrawing the Client's Monies and any interest received on the Client's Monies from the Client's Account, to the extent permitted by applicable laws, including but not limited to paying out such interest. CGS MYF may in its sole and absolute discretion, taking into account any withholding tax and any administrative expenses incurred by CGS MYF in maintaining the Client's Account, pay any interest received on the Client's Monies to me. I agree and acknowledge that any interest paid by CGS MYF to me may be less than that received by CGS MYF.  
  
I duly verify that this is my written direction allowing CGS MYF to do the above.
10. I hereby declare that trading in CFD for my Account is/shall be carried out for me as principal and I make this solemn declaration conscientiously believing the same to be true.

11. I hereby confirm that:

- ☐ I **am not** a U.S. person or resident, and that the information provided in this form or declaration, and any supporting documents, is true, accurate and complete.
- ☐ I **am** a U.S. person or resident, and that the information provided in this form or declaration, and any supporting documents, is true, accurate and complete.

My Tax Identification or Social Security Number is \_\_\_\_\_

Note: Applicant who is Non U.S. Individual with U.S. Indicia to provide Form W-8BEN. Applicant who is an U.S. individual to provide Form W-9.

I hereby consent for CGS MYF and its related corporations (as defined in Companies Act 2016) (collectively "**CGSI Group**") to share my information with domestic or overseas regulators or tax authorities, where necessary to establish my tax liability in any relevant jurisdiction.

I agree and undertake to sign and/or deliver to CGSI Group additional information, documents and/or forms, for the purposes of CGSI Group's compliance with any tax laws and regulations.

Where required by domestic or overseas governmental, supervisory or regulatory authorities, I understand and agree that CGSI Group may withhold, and pay out, from any of my account(s) such amounts as may be required according to applicable laws, regulations, directives, guidelines and/or agreements with and/or from domestic or overseas governmental, supervisory or regulatory authorities.

I also agree and undertake to notify CGS MYF in a timely manner (which in any case, within 30 calendar days), and provide the information if requested by CGS MYF, if there is a change in any information which I have provided to CGS MYF as above.

12. **Disclosure to third parties for strategic alliances, marketing and promotional purposes:-**

I consent to my personal data and/or any individual, and/or entity related to and/or associated with me to be collected, used, disclosed and/or processed by CGS MYF in accordance with the Terms and Conditions for Contracts for Difference, provided always that disclosure for cross selling purposes shall not be effected if such disclosure is objected by me by writing to CGS MYF at the following address (which may be changed by CGS MYF from time to time by notice to us): Level 12, Menara Aras-Raya, No. 11, Jalan Raja Laut, 50350 Kuala Lumpur, Wilayah Persekutuan, Malaysia. (Attention to Client Services Department).

Further, where CGS MYF intends to share my information (excluding information relating to my affairs or Account) with third parties for strategic alliances, marketing and promotional purposes,

- ☐ I hereby give my consent to the above disclosure to third parties.
- ☐ I do not consent to the giving of the above disclosure to third parties.

13. **Personal Data Notice Acknowledgement:**

I hereby acknowledge that I have accessed, read and agreed to be bound by:

- (a) the Privacy Notice issued by CGS MYF (which is available at all CGS MYF branches as well as at CGS MYF's website at [www.cgsi.com.my](http://www.cgsi.com.my) or has otherwise been made available to me); and
- (b) the Personal Data Notice issued by Bursa Malaysia Berhad ("**Bursa Malaysia**"), (which is available at Bursa Malaysia's website at [www.bursamalaysia.com](http://www.bursamalaysia.com) or has otherwise been made available to me).

14. I also acknowledge that I have received, read and understood the contents of the Terms and Conditions for Contracts for Difference and agree to be bound by them or such additional amendments or terms and conditions as may be made from time to time.

\_\_\_\_\_  
Signature of Applicant

Name:

NRIC/Passport No.:

Date:

\_\_\_\_\_  
Signature of Futures Broker's Representative / Witness / Notary Public

Name:

NRIC/Passport No.:

Date:



**TO BE COMPLETED BY FUTURES BROKER'S REPRESENTATIVE ("FBR")**

- (a) ☐ Face to face verification  
☐ Non face to face verification  
Acceptable Witness : ☐ Notary Public ☐ Advocate & Solicitor ☐ Malaysian Embassy/ High Commission  
☐ FBR/ Officers of authorised by licensed derivatives broking company with a recognised derivatives exchange  
Video recording with Applicant date & time : \_\_\_\_\_  
(Please provide the video recording to Client Services Department)
- (b) How do you know Applicant / Name of Introducer : \_\_\_\_\_
- (c) No. of years you have known the Applicant : \_\_\_\_\_ Years
- (d) Trading Experience with Applicant : \_\_\_\_\_ Years
- (e) Proposed Commission Rate : ☐ Default rate ☐ Customized rate as attached
- (f) Other relevant information \_\_\_\_\_

**DECLARATION BY FUTURES BROKER'S REPRESENTATIVE ("FBR")**

I hereby:

1. confirm that I have explained the contents of the Terms and Conditions for CFD, Disclosure Document, Product Highlights Sheet and Risk Statement to the Applicant.
2. confirm that the information given by me above is true and I have not withheld any information which might prejudice this application; where the Applicant is unable to read and understand the provisions (including the rights, covenants, undertakings and obligations of the Applicant) as contained in the application form, I have distinctly, clearly and audibly translated the same for the Applicant into the..... language / dialect which is the language / dialect understood by the Applicant, and the Applicant has appeared to clearly understand the same.
3. confirm that I have conducted suitability assessment on the Applicant.
4. confirm to have read and understood the provisions under Treatment of Vulnerable Clients of the Securities Commission Malaysia Guidelines on Conduct For Capital Market Intermediaries (as maybe amended from time to time).
5. declare that based on my observation/engagement with Applicant, below is the confirmation of my assessment on the Applicant:  
☐ No, the Applicant does not appear to require additional support;  
☐ Yes, the Applicant may require additional support.  
  
If answer is "Yes", please describe any specific circumstances or observations that might explain why the Applicant could benefit from additional support (e.g. permanent or temporary disabilities, significant life events that may impact Applicant's financial resilience, or if Applicant need assistance in financial or technology associated matters).  
\_\_\_\_\_  
\_\_\_\_\_
6. confirm to have assessed the Applicant based on vulnerable client criteria and I agree to respond appropriately throughout all stages of business relationship, including but not limited to following:
  - i. allow sufficient time for Applicant to process information that has been provided to him/ her;
  - ii. clarify with Applicant on the method of communication available and offer to provide details in an alternate format, such as, post or email for clarity; and
  - iii. ask Applicant whether he/ she would like to consult someone else first or would like to have someone with him/ her when receiving advice.
7. request CGS MYF to allow the Applicant to open a CFD Account with CGS MYF.
8. agree to allow the Applicant to use the Online Services to effect CFD transactions and I confirm that the Applicant has the knowledge of the process of entering orders through the Online Services.
9. confirm that the signature on the Risk Statement and CFD Application Form is that of the Applicant and I am aware that the Applicant is required to comply with all the terms and conditions accompanying this CFD Application Form which CGS MYF may vary from time to time at its absolute discretion.
10. undertake to indemnify CGS MYF against any losses, damages, debts, charges and all other costs and expenses whatsoever incurred or suffered or which CGS MYF may incur or suffer in relation to CGS MYF opening the CFD Account of this Applicant and the subsequent operation thereof and in connection with the provision of services by CGS MYF to the Applicant (applicable to commissioned FBR only).

\_\_\_\_\_  
FBR's Signature  
Name :

\_\_\_\_\_  
Date



**FOR OFFICE USE ONLY****Client Services Department**

Reviewed by : \_\_\_\_\_ Date : \_\_\_\_\_

Approved by : \_\_\_\_\_ Date : \_\_\_\_\_

Remarks : \_\_\_\_\_  
\_\_\_\_\_**Account Opening : -**

Client Code : \_\_\_\_\_ Date : \_\_\_\_\_

Keyed in by : \_\_\_\_\_ Date : \_\_\_\_\_

Reviewed by : \_\_\_\_\_ Date : \_\_\_\_\_

Approved by : \_\_\_\_\_ Date : \_\_\_\_\_

**Online Services : -**

User ID : \_\_\_\_\_

Updated by : \_\_\_\_\_ Date : \_\_\_\_\_

Checked by : \_\_\_\_\_ Date : \_\_\_\_\_

Remarks : \_\_\_\_\_  
\_\_\_\_\_**Credit Management Department**

Reviewed by : \_\_\_\_\_ Date : \_\_\_\_\_

Recommended Gross Exposure Limit : RM \_\_\_\_\_

Recommended by : \_\_\_\_\_ Date : \_\_\_\_\_

Approved Gross Exposure Limit : RM \_\_\_\_\_

Approved by : \_\_\_\_\_ Date : \_\_\_\_\_

Risk Profile : ☐ Low ☐ Medium ☐ High. Approved by: \_\_\_\_\_Remarks : \_\_\_\_\_  
\_\_\_\_\_**Compliance**

Reviewed by : \_\_\_\_\_ Date : \_\_\_\_\_

## Declaration of Sophisticated Investor

CFD can ONLY be traded by sophisticated investors i.e. any person who is determined to be a sophisticated investor under the Guidelines on Categories of Sophisticated Investors issued by the Securities Commission Malaysia ("SC").

Please select at least one of the following criteria.

### Individual

- ☐ I confirm that I am a **High Net Worth Individual** as defined in the Guidelines on Categories of Sophisticated Investors being:
- ☐ An individual who has a gross annual income **exceeding** RM300,000 or its equivalent in foreign currencies in the preceding 12 months.
  - ☐ An individual who, jointly with his or her **spouse / child (circle where applicable)**, has a gross annual income **exceeding** RM400,000 or its equivalent in foreign currencies in the preceding 12 months.
  - ☐ An individual whose total net personal assets **exceeding** RM3 million or its equivalent in foreign currencies, provided that the net value of the primary residence of the individual contribute not more than RM1 million of the total net assets.
  - ☐ An individual whose total net joint assets with his or her **spouse / child (circle where applicable)**, **exceeding** RM3 million or its equivalent in foreign currencies, provided that the net value of the primary residence of the individual with his or her spouse / child contribute not more than RM1 million of the total net assets.
  - ☐ An individual whose total net personal investment portfolio or total net joint investment portfolio with his or her **spouse / child (circle where applicable)**, in any capital market products **exceeding** RM1 million or its equivalent in foreign currencies.
  - ☐ An individual who holds any of the following qualifications and has five consecutive years of relevant working experience in finance, economics, actuarial science or accounting—
    - ☐ holds a Bachelor's or Master's degree related to Finance, Economics or Actuarial Science;
    - ☐ holds a Bachelor's or Master's degree in Accounting; or
    - ☐ holds a Master of Business Administration;
  - ☐ An individual who holds the following membership in the associations as set out below:
    - ☐ Active Member of Chartered Financial Analyst (CFA) Institute;
    - ☐ Chartered Banker of Asian Institute of Chartered Bankers (AICB);
    - ☐ Ordinary Member of Financial Markets Association Malaysia (FMAM);
    - ☐ Chartered Accountant, C.A. (M) of Malaysian Institute of Accountants (MIA);
    - ☐ Ordinary Member of Malaysia Association of Tax Accountants (MATA);
    - ☐ Accredited Angel Investor of Malaysian Business Angel Network (MBAN);
    - ☐ Certified Member of Financial Planning Association of Malaysia (FPAM); or
    - ☐ Ordinary Member of Malaysian Financial Planning Council (MFPC).
  - ☐ An individual who has five consecutive years of working experience in a capital market intermediary relating to product development, corporate finance, deal advisory, investment management, sales and trading, investment research and advisory, financial analysis, or the provision of training in investment products.

	Applicant (RM)	Applicant Jointly with Spouse / Child (RM)
Gross Annual Income		
Total Net Personal / Joint Assets (Including net value of primary residence of not more than RM1 million)		
Total Net Personal / Joint Investment Portfolio in any capital market products		

- ☐ I confirm that I am an **Accredited Investor** as defined in the Guidelines on Categories of Sophisticated Investors being:
- ☐ A licensed person or a registered person.
  - ☐ A chief executive officer or a director of:
    - ☐ a licensed person or a registered person.
    - ☐ an exchange holding company, a stock exchange, a derivatives exchange, an approved clearing house, a central depository or a recognized market operator.
    - ☐ a corporation that is licensed, registered or approved to carry on any regulated activity or capital market services by an authority in Labuan or outside Malaysia which exercises functions corresponding to the functions of the SC.
    - ☐ a bank licensee or an insurance licensee as defined under the Labuan Financial Services and Securities Act 2010 [Act 704].
    - ☐ an Islamic bank licensee or a takaful licensee as defined under the Labuan Islamic Financial Services and Securities Act 2010 [Act 705].

### **Corporate**

- ☐ We confirm that we are a **High-Net Worth Entity** as defined in the Guidelines on Categories of Sophisticated Investors being:
- ☐ A company that is registered as a trust company under the Trust Companies Act 1949 and has assets under its management exceeding RM10 million or its equivalent in foreign currencies.
  - ☐ A corporation that is a public company under the Companies Act 2016 which is approved by the SC to be a trustee under the Capital Market and Services Act 2007 and has assets under its management, exceeding RM10 million or its equivalent in foreign currencies.
  - ☐ A corporation that is carrying on the regulated activity of fund management solely for the benefit of its related corporations and has assets under its management exceeding RM10 million or its equivalent in foreign currencies.
  - ☐ A corporation with total net assets exceeding RM10 million or its equivalent in foreign currencies based on the last audited accounts.
  - ☐ A partnership with total net assets exceeding RM10 million or its equivalent in foreign currencies.
  - ☐ A statutory body established under any law whose function or mandate is investment in capital market products.
  - ☐ A pension fund approved by the Director General of Inland Revenue under the Income Tax Act 1967.
- ☐ We confirm that we are an Accredited Investor as defined in the Guidelines on Categories of Sophisticated Investors being:
- ☐ A licensed person or a registered person.
  - ☐ A unit trust scheme, private retirement scheme or prescribed investment scheme.
  - ☐ Bank Negara Malaysia.
  - ☐ An exchange holding company, a stock exchange, a derivatives exchange, an approved clearing house, a central depository or a recognized market operator.
  - ☐ A corporation that is licensed, registered or approved to carry on any regulated activity or capital market services by an authority in Labuan or outside Malaysia which exercises functions corresponding to the functions of the SC.
  - ☐ A bank licensee or an insurance licensee as defined under the Labuan Financial Services and Securities Act 2010 [Act 704].
  - ☐ An Islamic bank licensee or a takaful licensee as defined under the Labuan Islamic Financial Services and Securities Act 2010 [Act 705].
  - ☐ A closed-end fund approved by the SC.

I/We confirm that the information given herein are true and complete in every respect and do not contain any false or misleading information and I/we have not willfully withheld any facts. I/we shall keep you informed of any change in particulars given in this form.

If there is any change in circumstances relating to my/our status as a sophisticated investor as set out above such that I/we cease to be a sophisticated investor at any time, I/we undertake to inform you within seven (7) working days of such change in circumstances. If such changes cannot be rectified, I/we acknowledge and accept that CGS MYF has full discretion to refrain from treating me/us as a sophisticated investor.

\_\_\_\_\_  
Signature of Applicant

Name:

NRIC/Passport No.:

Date:

#### **Definition for Declaration of Sophisticated Investor**

child	includes stepchild of an individual or the individual's spouse, or a child adopted in accordance with any law by the individual or the individual's spouse.
capital market intermediary	means— (a) a Capital Markets Services Licence holder; (b) a registered person; or (c) a person registered under section 76A of the Capital Market Services Act 2007 to provide capital market services.
net value of primary residence	means a value after deducting any outstanding amounts in respect of any credit facility that is secured for the primary residence from the estimated fair market value of the primary residence.
primary residence	means a house, a condominium unit, an apartment or a flat purchased or obtained solely to be used as a dwelling house and includes a service apartment and small office home office (SOHO) where the person lives in most of the time, either in Malaysia or overseas.
sophisticated investor	means a person who is specified as a sophisticated investor in the Guidelines on Categories of Sophisticated Investors.
total net personal investment portfolio, total net joint investment portfolio	means an individual's total personal or total joint investments (with his / her spouse or child), in capital market products, less any borrowings or other liabilities related to such investments.

**Certificate of Foreign Status of Beneficial Owner for United States Tax Withholding and Reporting (Individuals)**

- **For use by individuals. Entities must use Form W-8BEN-E.**
- **Go to [www.irs.gov/FormW8BEN](http://www.irs.gov/FormW8BEN) for instructions and the latest information.**
- **Give this form to the withholding agent or payer. Do not send to the IRS.**

**Do NOT use this form if:**

- You are NOT an individual . . . . . **W-8BEN-E**
- You are a U.S. citizen or other U.S. person, including a resident alien individual . . . . . **W-9**
- You are a beneficial owner claiming that income is effectively connected with the conduct of trade or business within the United States (other than personal services) . . . . . **W-8ECI**
- You are a beneficial owner who is receiving compensation for personal services performed in the United States . . . . . **8233 or W-4**
- You are a person acting as an intermediary . . . . . **W-8IMY**

**Instead, use Form:**

**Note:** If you are resident in a FATCA partner jurisdiction (that is, a Model 1 IGA jurisdiction with reciprocity), certain tax account information may be provided to your jurisdiction of residence.

**Part I Identification of Beneficial Owner** (see instructions)

<b>1</b> Name of individual who is the beneficial owner	<b>2</b> Country of citizenship
<b>3</b> Permanent residence address (street, apt. or suite no., or rural route). <b>Do not use a P.O. box or in-care-of address.</b>	
City or town, state or province. Include postal code where appropriate.	Country
<b>4</b> Mailing address (if different from above)	
City or town, state or province. Include postal code where appropriate.	Country
<b>5</b> U.S. taxpayer identification number (SSN or ITIN), if required (see instructions)	
<b>6a</b> Foreign tax identifying number (see instructions)	<b>6b</b> Check if FTIN not legally required . . . . . <input type="checkbox"/>
<b>7</b> Reference number(s) (see instructions)	<b>8</b> Date of birth (MM-DD-YYYY) (see instructions)

**Part II Claim of Tax Treaty Benefits** (for chapter 3 purposes only) (see instructions)

- 9** I certify that the beneficial owner is a resident of \_\_\_\_\_ within the meaning of the income tax treaty between the United States and that country.
- 10 Special rates and conditions** (if applicable—see instructions): The beneficial owner is claiming the provisions of Article and paragraph \_\_\_\_\_ of the treaty identified on line 9 above to claim a \_\_\_\_\_ % rate of withholding on (specify type of income): \_\_\_\_\_.
- Explain the additional conditions in the Article and paragraph the beneficial owner meets to be eligible for the rate of withholding: \_\_\_\_\_.

**Part III Certification**

Under penalties of perjury, I declare that I have examined the information on this form and to the best of my knowledge and belief it is true, correct, and complete. I further certify under penalties of perjury that:

- I am the individual that is the beneficial owner (or am authorized to sign for the individual that is the beneficial owner) of all the income or proceeds to which this form relates or am using this form to document myself for chapter 4 purposes;
- The person named on line 1 of this form is not a U.S. person;
- This form relates to:
  - (a) income not effectively connected with the conduct of a trade or business in the United States;
  - (b) income effectively connected with the conduct of a trade or business in the United States but is not subject to tax under an applicable income tax treaty;
  - (c) the partner's share of a partnership's effectively connected taxable income; or
  - (d) the partner's amount realized from the transfer of a partnership interest subject to withholding under section 1446(f);
- The person named on line 1 of this form is a resident of the treaty country listed on line 9 of the form (if any) within the meaning of the income tax treaty between the United States and that country; and
- For broker transactions or barter exchanges, the beneficial owner is an exempt foreign person as defined in the instructions.

Furthermore, I authorize this form to be provided to any withholding agent that has control, receipt, or custody of the income of which I am the beneficial owner or any withholding agent that can disburse or make payments of the income of which I am the beneficial owner. **I agree that I will submit a new form within 30 days if any certification made on this form becomes incorrect.**

**Sign Here**
☐ I certify that I have the capacity to sign for the person identified on line 1 of this form.

Signature of beneficial owner (or individual authorized to sign for beneficial owner)

Date (MM-DD-YYYY)

Print name of signer