

CLIENT CATEGORIZATION POLICY

According to the Cypriot Law for the Provision of Investment Services and Activities 87(I)/2017 (the “Law”), iCFD Limited operating under the brand name ‘Vestle’ (formerly known as “iFOREX”), is required to categorize its clients into one of the following three categories: retail, professional or eligible counterparty.

“**Retail client**” is a client who is not a Professional Client by default, as defined in Part 1 further below. Retail clients are afforded with the highest level of protection.

“**Professional client**” is a client who possesses the experience, knowledge and expertise to make its own investment decisions and properly assess the risks that it incurs, as further detailed below (see Parts 1 and 2 below).

“**Eligible counterparty**” is a subset of professional clients, applicable only when the service provided to such professional client is of receiving & transmitting and/or executing orders (see Part 3 below).

1. Categories of Clients who are considered to be Professionals by default

Prospective clients that satisfy one or more of the following criteria shall be classified as *Professional Clients*:

(a) Entities which are required to be authorized or regulated to operate in the financial markets such as:

- Credit institutions
- Investment firms
- Other authorized or regulated financial institutions
- Insurance companies
- Collective investment schemes and management companies of such schemes
- Pension funds and management companies of such funds
- Commodity and commodity derivatives dealers
- Locals¹
- Other institutional investors

(b) Large undertakings meeting two of the following size requirements, on a portfolio basis:

- Balance sheet total at least EUR 20.000.000

¹ This should be understood as “firms which provide investment services and/or perform investment activities **consisting exclusively in dealing on own account** on markets in financial futures or options or other derivatives and on cash markets **for the sole purpose of hedging positions** on derivatives markets or which deal for the accounts of other members of those markets or make prices for them and which are **guaranteed by clearing members** of the same markets, where responsibility for ensuring the performance of contracts entered into by such firms is assumed by clearing members of the same markets”

- Net turnover at least EUR 40.000.000
 - Own funds at least EUR 2.000.000
- (c) National and regional governments, public bodies that manage public debt, Central Banks, international and supranational institutions such as the World Bank, the IMF, the ECB, the European Investment Bank and other similar international organizations.
- (d) Other institutional investors whose main activity is to invest in financial instruments, including entities dedicated to the securitization of assets or other financing transactions.

The entities mentioned above are considered to be professionals. They must however be allowed to request non professional treatment and Vestle may agree to provide a higher level of protection. Where the client fulfils one of the criteria referred to above, Vestle must inform it prior to any provision of services that, on the basis of the information available to Vestle, the client is deemed to be a professional client and will be treated as such unless Vestle and the client agree otherwise. Vestle must also inform the customer that he can request a variation of the terms of the agreement in order to secure a higher degree of protection.

It is the responsibility of the client, considered to be a professional client, to ask for a higher level of protection when it deems it is unable to properly assess or manage the risks involved.

This higher level of protection will be provided when a client who is considered to be a professional enters into a written agreement with Vestle to the effect that it shall not be treated as a professional for the purposes of the applicable conduct of business regime. Such agreement should specify whether this applies to one or more particular services or transactions, or to one or more types of product or transaction.

2. Non-Professional Clients who may be treated as professionals on request:

(a) Identification criteria

With the exception of the clients listed above, Clients may also be allowed to waive some of the protections afforded by the conduct of business rules of Vestle.

Vestle is allowed to treat any of the above clients as professionals provided the relevant criteria and procedures mentioned below are fulfilled. These clients should not, however, be presumed to possess market knowledge and experience comparable to that of the categories listed above. Any such waiver of the protection afforded by the standard conduct of business regime shall be considered valid only if an adequate assessment of the expertise, experience and knowledge of the client, undertaken by Vestle, gives reasonable assurance, in light of the nature of the transactions or services envisaged, that the client is capable of making his own investment decisions and understanding the risks involved.

The fitness test applied to managers and directors of entities licensed under European Union Directives in the financial field could be regarded as an example of the assessment of expertise and knowledge. In the case of

small entities, the person subject to the above assessment should be the person authorised to carry out transactions on behalf of the entity.

In the course of the above assessment, as a minimum, two of the following criteria should be satisfied:

- The client has carried out transactions, in significant size, on the relevant market at an average frequency of 10 per quarter over the previous four quarters;
- The size of the client's financial instrument portfolio, defined as including cash deposits and financial instruments exceeds 500,000 Euros;
- The client works or has worked in the financial sector for at least one year in a professional position, which requires knowledge of the transactions or services envisaged.

(b) Procedure

The clients defined above may waive the benefit of the detailed rules of conduct only where the following procedure is followed:

- It must state in writing to Vestle that it wishes to be treated as a professional client, either generally or in respect of a particular investment service or transaction, or type of transaction or product.
- Vestle must give it a clear written warning of the protections and investor compensation rights they may lose.
- It must state in writing, in a separate document from the contract, that it is aware of the consequences of losing such protections.

Before deciding to accept any request for waiver, Vestle must take all reasonable steps to ensure that the client requesting to be treated as a professional client meets the relevant requirements stated above.

Vestle maintains appropriate written internal policies and procedures to categorize clients. Professional clients are responsible for keeping Vestle informed about any change which could affect their current categorization. However, should Vestle become aware that the client no longer fulfils the initial conditions which made him eligible for a professional treatment, Vestle must take appropriate action.

3. Eligible Counterparties

An Eligible Counterparty is any of the following entities: Cyprus Investment Firm, other investment firms, credit institutions, insurance companies, UCITS and UCITS management companies, pension funds and their management companies, other financial institutions authorised by a Member State or regulated under the laws of Cyprus or under European Union law, national governments and their correspond offices, include public bodies that deal with public debt at national level, central banks and supranational organizations. Moreover, those included in Section 31(2)(b), (31)(3) and 31(4) of the Law. Further, the Eligible Counterparty category is applicable only for the following investment services and activity:

Vestle is the trading name of iCFD Limited, authorized and regulated by CySEC under license # 143/11.

Corner of Agiou Andreou & Venizelou Streets, Vashiotis Agiou Andreou Building,
Second Floor, P.O.B. 54216, Limassol, Cyprus

Tel: +35725204600 | Fax: +35725204607 | www.vestle.com

- Reception and transmission of client orders
- Execution of orders on behalf of clients
- Dealing on own account (executing orders by acting as principal).

On request, Vestle may also recognize as an Eligible Counterparty corporate undertakings which fall within a category of Clients who are to be considered professional clients in accordance to the fitness test (see Part 2 above). In such cases, however, the undertaking concerned shall be recognized as an Eligible Counterparty only in respect of the services or transactions for which it could be treated as a professional client.

In the event of a transaction where the prospective counterparty is located in another EEA Member State, Vestle shall defer to the status of the other undertaking as determined by the legislation of the said Member State in which that undertaking is established.

4. Request for different categorization and protection rights

The following requests may be submitted to Vestle should a Client wish to change its categorization:

- (a) A retail client can request to be categorized as a professional client either generally or in respect of a particular investment service or transaction, or type of transaction or product. The client therefore accepts a lower level of protection.
- (b) A professional client can request to be categorized as a retail client. The client therefore obtains higher level of protection.
- (c) A professional client can request to be categorized as an eligible counterparty either for all services for which such opt-up is permitted by the Law or in respect of a particular investment service or transaction, or type of transaction or product. The client therefore accepts a lower level of protection.
- (d) An eligible counterparty can request to be categorized as a professional client or a retail client. The client therefore obtains higher level of protection.

It is noted that Vestle is not required to agree with a request for non-professional or non-Eligible Counterparty treatment. In addition, Vestle may, on its own initiative, treat as a professional or retail client an eligible counterparty or treat as a retail client a professional client.

5. Protection Rights

Retail Clients / Professional Clients

Where Vestle treats the Client as a Retail Client, the Client is entitled to more protections under the law than if the Client was treated as a Professional Client. In summary, the protections Retail Clients are entitled to are as follows (the list may not be exhaustive):

- (a) A Retail Client will be given more information/disclosures with regard to Vestle, its services and any investments, its financial instruments and their performance, the nature and risks of financial instruments, its costs, commissions, fees and charges and the safeguarding of client financial instruments and client funds, including summary details of any relevant investor compensation or deposit guarantee scheme, as applicable.
- (b) Where Vestle is providing the services of Reception & Transmission of orders and/or Executing Client order (including when acting as principal), Vestle shall ask a Retail Client to provide information regarding his knowledge and experience in the investment field relevant to the specific type of product or service offered or demanded so as to enable Vestle to assess whether the investment service or product envisaged is appropriate for the client. In case Vestle considers, on the basis of the information received, that the product or service is not appropriate to a Retail Client, it shall warn the client accordingly. Please note that Vestle is not required to assess appropriateness in certain cases specified by the Law (for example but not limited to the situation where on an execution only basis the financial instrument concerned is not complex).

Vestle shall be entitled to assume that a Professional Client has the necessary experience and knowledge in order to understand the risks involved in relation to those particular investment services or transactions, or types of transaction or product, for which the client is classified as a Professional Client.

Consequently, and unlike the situation with a Retail Client, Vestle should not generally need to obtain additional information from the client for the purposes of the assessment of appropriateness for those products and services for which they have been classified as a Professional Client.

- (c) When executing orders, investment firms and credit institutions providing investment services must take all reasonable steps to achieve what is called “best execution” of the client’s orders, that is to obtain the best possible result for their clients.
- (d) Where Vestle executes an order of a Retail Client, the best possible result shall be determined in terms of the total consideration, representing the price of the financial instrument and the costs related to execution, which shall include all expenses incurred by the client which are directly related to the execution of the order, including execution venue fees, clearing and settlement fees and any other fees paid to third parties involved in the execution of the order. Vestle shall also send a notice to a Retail Client confirming execution of the order as soon as possible and no later than the first business day following execution or, if the confirmation is received by Vestle from a third party, no later than the first business day following receipt of the confirmation from the third party, as applicable. Professional Clients are also entitled to a confirmation for the execution of their orders however there is no specific timeframe involved as to when the Professional Client will receive this information. Nevertheless, this confirmation shall be provided promptly.
- (e) Vestle must inform Retail Clients of material difficulties relevant to the proper carrying out of their order(s) promptly upon becoming aware of the difficulty.
- (f) Retail Clients may be entitled to compensation under the Investor Compensation Fund for Clients of Investment Firms, while, Professional Clients are not entitled to compensation under the said fund.

Eligible Counterparties

Where Vestle treats the Client as an Eligible Counterparty, the Client will be entitled to fewer protections under the law than he would be entitled to as a Professional Client. In particular, and in addition to the above (the list may not be exhaustive):

- (a) Vestle is not required to provide the Client with best execution in executing the Client's orders;
- (b) Vestle is not required to implement procedures and arrangements which provide for the prompt, fair and expeditious execution of its client orders, relative to other client orders or its trading interests;
- (c) Vestle is not required to assess the appropriateness of a product or service that it provides to Client but can assume that the Client have the expertise to choose the most appropriate product or service for him;
- (d) Vestle is not required to provide the Client with information about Vestle, its services, financial instruments and proposed investment strategies, execution venues, the arrangements through which Vestle will be remunerated and other relevant information;
- (e) The Investors Compensation Fund does not cover Eligible Counterparties.