

Client Categorization Policy

KEY WAY MARKETS LTD, operating trade name "CAPEX.com" is incorporated in Abu Dhabi Global Market (ADGM) under Company Registration Number 000003041 and licensed and regulated by ADGM Financial Services Regulatory Authority (FSRA License no. 190005) of the United Arab Emirates, having its registered address at Al Sila Tower, 21st Floor, Office No. 2, ADGM Square, Al Maryah Island, Abu Dhabi, UAE (the 'Company').

1. Clients Classification

The client classification will take place as soon as the Client applies to open an account online with Key Way Markets Ltd.

There are three Client Categories:

- a) Retail Client;
- b) Professional Client; and
- c) Market Counterparty.

2. Retail Clients

A Person who cannot be classified as a Professional Client or Market Counterparty in accordance with COBS rules, is a Retail Client.

3. Professional Client

There are two routes through which a Person may be classified as a Professional Client:

- a) "deemed" Professional Clients;
- b) "assessed" Professional Clients.

3.1. A Person is a "deemed" Professional Client if that Person is:

- A. a Person which, as at the date of its most recent financial statements, met at **least two** of the following requirements:
 - a balance sheet total of US\$ 20 million;
 - a net annual turnover of US\$ 40 million; or
 - own funds or called up capital of at least US\$ 2 million (a "Large Undertaking");

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- B. a supranational organization whose members are either countries, central banks or national monetary authorities;
 - C. a properly constituted government, government agency, central bank or other national monetary authority of any country or jurisdiction;
 - D. a public authority or state investment body;
 - E. a Recognized Body or Remote Body;
 - F. an Authorised Person;
 - G. the management company of a regulated pension fund;
 - H. a Collective Investment Fund or a regulated pension fund;
 - I. a Body Corporate whose shares are listed or admitted to trading on any exchange of an IOSCO member country;
 - J. any other institutional investor whose main activity is to invest in Financial Instruments, including an entity dedicated to the securitization of assets or other financial transactions;
 - K. a trustee of a trust which has, or had during the previous twelve months, assets of at least US\$10,000,000. An individual trustee on the board of such a trust is only a "deemed" Professional Client in relation to that particular trust;
 - L. a single family office with respect to its activities carried on exclusively for the purposes of, and only in so far as it is, carrying out its duties as a single family office; or
 - M. a Subsidiary or a Parent of any of the Persons described in Rules (a) - (i).

3.2. The Company must have a reasonable basis for classifying a client as falling within the list of "deemed" Professional Clients above, including by inspecting copies of any necessary supporting documentation and keeping records of the same.

4. Assessed Professional Client

An Individual can be treated as an 'assessed Professional Client' if:

The individual has at least USD 500,000 in net assets (has provided the Company with sufficient proof thereof), excluding the followings:

- a) property which is that person's primary residence or any loan secured on that residence;
- b) any rights of that person under a qualifying Contract of Insurance within the meaning of Financial Services & Markets Regulations; or
- c) any benefits (in the form of pensions or otherwise) which are payable on the termination of that person's service or on death or retirement and to which that person or that person's dependents are, or may be, entitled

AND

The individual has been in the previous 12 months an employee in a relevant professional position of another ADGM Authorized Firm **and** has provided the Company with sufficient proof thereof.

OR

the individual appears, on reasonable grounds, to have sufficient experience and understanding of relevant financial markets, products or transactions and any associated risks, following analysis by the Company.

An Undertaking can be treated as an 'assessed Professional Client' if:

The Undertaking, or (as assessed by the Company) its Controller (provided that if such controller is a natural person, it meets the Professional Client criteria for an individual above, Holding Company, Subsidiary or joint venture partner:

- a) has own funds or called up capital of at least US\$500,000;
- b) appears, on reasonable grounds, to have sufficient experience and understanding of relevant financial markets, products or transactions and any associated risks, following the analysis by the Company; and
- c) has not opted to be classified as a Retail Client;

5. Right to be treated as a Retail Client

All Professional Clients have the right to be treated as a Retail Client. Please notify the Company should you wish to be treated as a Retail Client

6. Market Counterparties

The Company may classify a Person as a 'Market Counterparty' if:

- a) that Person is a "deemed" Professional Client; and
- b) the requirements below requirements have been met.

Requirements:

The Company must, before classifying a Person as a Market Counterparty, ensure that such a Person has:

- a) been given a prior written notification of the classification as a Market Counterparty in relation to a particular Regulated Activity or Transaction, or in respect of all Regulated Activities and Transactions; and
- b) not requested to be classified otherwise within the period specified in the notice.

The notification mentioned above need only be given to:

- a) in the case of a Fund, either to the Fund or its Fund Manager; and
- b) in the case of a pension fund, either to such fund or its management company.

Once a Client was classified a Professional Client, that Professional Client has a right at any time thereafter to ask to be re-classified as a Retail Client to obtain a higher level of protection.

If the Company becomes aware of any circumstances which would warrant a re-classification of the Client, has the right to initiate the process with the Client to give a more appropriate classification.