



# Client Classification Policy

Exinity ME Ltd

Date February 2021  
Version no. 1.0  
Other category: Client Policy

# Table of Contents

Introduction.....	1
Client Categories.....	1
Retail Clients .....	1
Professional Client .....	1
Deemed Professional Client .....	1
Assessed Professional Client.....	2
Right to be classified as a Retail Client .....	3
Market Counterparties .....	3

## Introduction

Exinity ME Ltd ("EXME" and or the "Company") is authorised and regulated by the Financial Services Regulatory Authority ("FSRA") with registration number 200015. The Company's business address is at 16-104 Al Khatem Tower, ADGM Square, Al Maryah Island, Abu Dhabi.

## Client Categories

The client classification will take place as soon as the Client applies to open an account online with the Company. As per the relevant COBS legislation, Clients can be categorised into the following three categories:

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

It shall be noted that the Company conducts business only with Clients who meet the definition of Professional Clients or Market Counterparties.

## Retail Clients

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

## Professional Client

A Person can be classified either as a "deemed" Professional or as an "assessed" Professional Client.

## Deemed Professional Client

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");
- 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;

Exinity ME Ltd, a Company limited by shares that is formed and registered under the Laws of the Abu Dhabi Global Market ("ADGM") under license number 200015, authorized and regulated by the Financial Services Regulatory Authority ("FSRA"). The Company Registration Number is 000004692, with registered offices at 16-104, 16 Floor, Al Khatem Tower, ADGM Square, Al Maryah Island, Abu Dhabi, UAE. Exinity ME Ltd is a duly licensed Category 3A Firm authorized to provide financial products and services to persons who meet the qualifying criteria of a Professional Client as defined in the FSRA Financial Services License. The proposed financial services and/or the provided marketing material, promoted products, or communicated information is only available to Professional Clients and should not be distributed to Retail Clients or potential Retail Clients (as defined under the FSRA rules)".

- 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).

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.

## 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 (and 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 Authorised Firm or regulated financial institution **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;

OR

Meets any of the criteria for the “deemed” Professional Client.

## Right to be classified as a Retail Client

It shall be noted that all Professional Clients have the right to elect to be classified as a Retail Client at any time thereafter to ask to be re-classified as a Retail Client to obtain a higher level of protection.

However, please note that the Company does not conduct business with clients who are classified as Retail Clients.

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

## Market Counterparties

The Company may classify a Person as a ‘Market Counterparty’ if:

- a) that Person is a “deemed” Professional Client; and
- b) 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
- c) 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.