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## APPLICATION FORM

### FOR ENTITIES OR TRUSTS

**POLAR STAR MANAGEMENT SEZC**

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www.polarstarfunds.com

# INVESTOR INFORMATION

STEP ONE

Investor Name

Registration Number

Address

Postal Code

Contact Person

Phone

Email

Monthly Valuation Statement  
and Contract Note



# FUND(S) SELECTION

## / INVESTOR DETAILS

### Name of Investor

#### FUND(S) SELECTION

#### OFFERING MEMORANDUM

#### INVESTMENT AMOUNT (USD)

Polar Star Fund Ltd

Polar Star Spectrum Fund Ltd

Polar Star Quantitative Commodity Fund Ltd

Polar Star Energy Fund Ltd


Note: Minimum initial investment amount per fund is USD 100,000.00

### DEAR SIR(S)

I/we unconditionally and irrevocably apply to become an investor in the fund(s) selected above, on the terms and conditions of the Offering Memorandum of the fund(s) selected above, a copy of which we have already received and read. We understand that you may reject this application;

I/we irrevocably and unconditionally commit the above investment amount(s) as committed capital to the fund(s);

Your acceptance of this application form shall ipso facto constitute us as an investor in the Fund(s) on the terms and conditions as set out in the Offering Memorandum, as if I/we were a party to the Offering Memorandum, in which event we shall be deemed to be investors in the Fund(s) and bound by the Offering Memorandum and the memorandum and articles of association of the Fund, as amended from time to time;

I/we have read and understand the Risk Warnings Statement contained in the Offering Memorandum of the selected fund(s);

I/we accept and confirm that our application to become an investor in the fund(s) or to make a further investment therein is made solely and only on the basis of the Offering Memorandum issued by or on behalf of the fund relating to investments into the Fund(s), as amended from time to time, and as defined therein. Our application is not made in reliance on any other information, representations or warranties, whether express or implied, whether oral or written, whatsoever. We understand and confirm that we have evaluated the risks connected with becoming an investor in the fund(s) or to make a further investment therein, as may be applicable;

I/we agree to provide to the Fund(s) or its agents upon request, any documentation or other information regarding me/us and our beneficial owners (if applicable) that the Fund(s) or its agents may require from time to time in connection with the obligations of the Fund(s) under, and compliance with, applicable laws and regulations including, but not limited to FATCA/CRS;

In consideration of the Administrator processing this Investor Form and the Fund(s) making a provisional allotment of Participating Shares, I/we hereby agree to indemnify and hold harmless the Fund(s), the Administrator, the Directors of the Fund(s) and the Investment Manager against any loss, costs or expenses incurred by it or them as a result of my/our failure to pay the required subscription monies for the application of Participating Shares within the time required by the fund documents;

I/we agree to comply with all tax, anti-money laundering and exchange control reporting requirements imposed on me/us by any applicable jurisdiction in connection with this Investor Form. I/we acknowledge that if the Fund(s) or the Administrator has a suspicion that a payment to the Fund(s) (by way of subscription or otherwise) contains the proceeds of criminal conduct, the Fund(s) or the Administrator will be required to report such suspicion to the appropriate governmental authorities pursuant to applicable law. Any such report and the disclosures therein shall not be treated as a breach of any confidentiality restriction;

I/we acknowledge that any wire transfers of the proceeds of any distributions or redemptions sent to the financial institution indicated by me/us will constitute payment to me/us and relieve the Fund(s) of any further obligation to me/us with respect to the amounts so paid and the Participating Shares thereby redeemed. I/we release the Fund(s) from any further obligation with respect thereto;

I/we represent and warrant that I/we have all requisite power, authority and capacity to acquire and hold the Participating Shares and to execute, deliver and comply with the terms of this Investor Form and any documents to be delivered hereunder, and such execution, delivery and compliance does not conflict with, or constitute a default under, any instruments governing or binding on me/us or any law, regulation or order or any agreement to which I am/ we are a party or by which I/we may be bound;

I/we further acknowledge that the Fund(s) and the Investment Manager may take such action as each of them considers necessary in relation to our holding and/or redemption proceeds to ensure that any withholding tax payable by the Fund(s), and any related costs, interest, penalties and other losses and liabilities suffered by the Fund(s), the Administrator, or any other investor, or any agent, delegate, employee, director, officer or affiliate of any of the foregoing persons, arising from our failure to provide any requested documentation or other information to the Fund, including in connection with FATCA/CRS, is economically borne by me/us;

By executing this agreement, I/we waive any provision under the laws and regulations of any jurisdiction that would, in the absence of such waiver, prevent or inhibit the compliance by the Fund(s) with applicable law as described in the above paragraph including, but not limited to preventing (i) me/us from providing any requested information or documentation, or (ii) the disclosure by the Fund(s) or its agents of the provided information or documentation to applicable governmental or regulatory authorities;

I/we acknowledge that I/we have read and understood the Cayman Islands Privacy Notice attached hereto which explains the manner in which the Fund(s) will collect and maintain personal information about the subscriber and, if applicable, individuals connected to the subscriber pursuant to the Data Protection Act, 2017 of the Cayman Islands (the "DPA"), the contents of which shall be deemed to be incorporated herein by reference in its entirety. In particular, if personal data is provided by anyone other than a natural person (that is, a partnership, trust, corporation or other entity), the subscriber hereby undertakes, represents and warrants that:

1. To the extent applicable, all such personal data has been collected, processed and transferred in accordance with the DPA (as defined in the Cayman Islands Privacy Notice);
2. Such personal data is and will be adequate, relevant, limited to what is necessary for the purposes described in the Cayman Islands Privacy Notice attached hereto, and is accurate and up-to-date; and
3. The data subjects of such personal data have been made aware of the purposes for, and manner in, which such personal data will be processed (as set out in the Cayman Islands Privacy Notice attached hereto) and (where required by the DPA) have consented in writing to such processing.

I/we acknowledge that due to anti-money laundering requirements operating within its jurisdiction and/or the requirements of the Anti-Money Laundering Regulations (as amended) of the Cayman Islands and the Guidance Notes on the Prevention and Detection of Money Laundering, Terrorist Financing and Proliferation Financing in the Cayman Islands issued by the Monetary Authority, the Administrator may require further identification on me/us before the application can be processed and the Administrator shall be held harmless and indemnified against any loss arising as a result of a failure to process the application if such information has been requested by the Administrator and has not been provided by me/us;

The Offering Memorandum shall be governed by and construed according to the laws and practices in place in the Cayman Islands at the relevant time and is subject to changes therein;

I/we have chosen the physical address completed on the Investor Information section for the purpose of any notice to be served on us pursuant to the Offering Memorandum, and this address shall be our chosen domicilium citandi et executandi.

**SIGNED ON**

**AUTHORISED SIGNATORY**

**AUTHORISED SIGNATORY**

**NAME OF SIGNATORY**

**NAME OF SIGNATORY**



# APPENDIX 1

## / QUALIFYING INVESTOR DECLARATION FORM

This section should be completed by the Investor or his / her / its duly authorized agent  
(Tick one of the boxes below as appropriate)

### **The investment is being made directly by the investor (not through a duly authorised agent)**

*I hereby confirm that I am eligible to be treated as a "Qualifying Investor", since I have met at least one of the qualifying requirements below. I certify that I have read and understood the general Offering Memorandum issued by the Company including the mandatory risk warnings.*

### **The investment is not being made directly by the investor, but through a duly authorised agent**

*I hereby confirm that I have been properly appointed as a duly authorised agent of a prospective investor in the Fund(s) described above. I certify that my principal is eligible to be treated as a "Qualifying Investor" since my principal has met at least one of the qualifying requirements below. I certify that my principal has read and understood the Offering Document including the mandatory risk warnings.*

## QUALIFYING REQUIREMENTS

(Tick one of the boxes below as appropriate)

### **1. Sophisticated person; being a person:**

- a. regulated by the Cayman Islands Monetary Authority ("CIMA"); or
- b. regulated by an overseas regulatory authority recognised by CIMA; or
- c. any of whose securities are listed on a securities exchange recognised by CIMA; or
- d. who:
  - (i) by virtue of knowledge and experience in financial and business matters is reasonably to be regarded as capable of evaluating the merits of a proposed transaction; and
  - (ii) participates in a transaction with a value or in monetary amounts of at least USD100,000 in the case of each single transaction

**OR**

### **2. High net worth person; being a person who is:**

- a. an individual whose net worth is at least USD1,000,000; or
- b. any person who has total assets of not less than USD5,000,000;

**OR**

### **3. Company, partnership or trust:**

- a. of which the shareholders, unit-holders or limited partners are one or more persons falling within 1 or 2 above.

## APPENDIX 2 / GENERAL DATA PROTECTION REGULATION (GDPR)

### DOCUMENT HANDLING

It is a legal requirement to keep copies of investor documents and details for at least 5 years after the end of a business relationship, however, kindly tick this box should you wish that your documents and information be deleted after the 5 year period following the end of the business relationship.



# ENTITY SELF-CERTIFICATION

We are obliged under the Tax information Authority Act, the Regulations, and Guidance Notes made pursuant to that Act, and treaties and intergovernmental agreements entered into by the Cayman Islands in relation to the automatic exchange of information for tax matters (collectively "AEOI"), to collect certain information about each account holder's tax status. Please complete the sections below as directed and provide any additional information that is requested. Please note that we may be obliged to share this information with relevant tax authorities. Terms referenced in this Form shall have the same meaning as applicable under the relevant Cayman Islands Regulations, Guidance Notes or international agreements.

If any of the information below regarding your tax residence or AEOI classification changes in the future, please ensure you advise us of these changes promptly. If you have any questions about how to complete this Form, please refer to accompanying guidelines for completion or contact your tax advisor.

## / PART 1: GENERAL

### ACCOUNT HOLDER IDENTIFICATION

Investor Legal Name of Entity

Country of Incorporation

Registered Address

Postal Code

Postal Address

(If different from above)

Postal Code

(If different from above)

U.S. PERSON

U

I confirm that the entity is not a U.S. Person<sup>1</sup> AND has no direct or indirect U.S. Persons in its corporate structure.

I confirm that the entity is a U.S. Person OR has direct or indirect U.S. Persons in its corporate structure.

<sup>1</sup> For the purpose of this specific declaration: the definition of U.S. person is largely territorial-based. The definition would include collective investment vehicles - including hedge funds - that are directly or indirectly majority-owned by U.S. persons, or that have their principal place of business in the United States based on the relevant facts and circumstances (focusing principally on whether the senior personnel responsible for either the formation and promotion of the fund or the implementation of the fund's investment strategy are located in the United States). A non-U.S. person that is guaranteed by and is an affiliate of a U.S. person is not included in the definition of U.S. person (a "guaranteed affiliate"), but both "guaranteed affiliates" and "conduit affiliates" are treated the same as a U.S. person in certain respects under the CTFC guidance. Factors that are relevant to the consideration of whether a non-U.S. person is an "affiliate conduit" include whether: (i) the non-U.S. person is majority-owned, directly or indirectly, by a U.S. person; (ii) the non-U.S. person controls, is controlled by, or is under common control with the U.S. person; (iii) the non-U.S. person, in the regular course of business, engages in swaps with non-U.S. third party(ies) for the purpose of hedging or mitigating risks faced by, or to take positions on behalf of, its U.S. affiliate(s), and enters into offsetting swaps or other arrangements with such U.S. affiliate(s) in order to transfer the risks and benefits of such swaps with third-party(ies) to its U.S. affiliates; and (iv) the financial results of the non-U.S. person are included in the consolidated financial statements of the U.S. person. Other facts and circumstances also may be relevant.



## /PART 2: US IGA

### U.S. PERSONS

The entity is a specified U.S. person and the entity's U.S. federal taxpayer identifying number (U.S TIN) is as follows:

The entity is a U.S. Person that is not a Specified U.S. Person. Indicate exemption<sup>1</sup>:

### U.S. FATCA CLASSIFICATION FOR ALL NON-US ENTITIES

Please complete this section if the entity is not a U.S. Person:

**If the entity is a Registered Foreign Financial Institution**, please tick one of the below categories, and provide the entity's FATCA GIIN:

Reporting Model 1 FFI

Registered Deemed Compliant Foreign Financial Institution

(other than a reporting Model 1 FFI, sponsored FFI, or non-reporting IGA FFI)

Reporting Model 2 FFI

Participating Foreign Financial Institution

*Global Intermediary Identification Number (GIIN):*

**If the entity is a Financial Institution but unable to provide a GIIN or has a Sponsored Entity GIIN**, please tick one of the below categories:

The Entity is a Sponsored Financial Institution (sponsored by another entity that has registered as a Sponsoring Entity) and (select one):

- i)** *has no US reportable accounts, is a Sponsored FI in a Model 1 IGA jurisdiction and therefore not required to obtain a Sponsored Entity GIIN. Please provide the Sponsoring Entity's name and GIIN.*

*Sponsoring Entity's Name:*

*Sponsoring Entity's GIIN:*

- ii)** *its Sponsor has obtained a Sponsored Entity GIIN on its behalf. Please provide the Sponsoring Entity's name and GIIN, and Sponsored Entity's GIIN.*

*Sponsoring Entity's Name:*

*Sponsoring Entity's GIIN:*

*Sponsored Entity's GIIN:*



## / PART 2: US IGA Continued...

### U.S. PERSONS

The Entity is a Trustee Documented Trust. Please provide the Trustee's name and GIIN.

*Trustee's Name:*

*Trustee's GIIN:*

The Entity is a Certified Deemed Compliant, or otherwise Non-Reporting, Foreign Financial Institution (including a Foreign Financial Institution deemed compliant under Annex II of an IGA, except for a Trustee Documented Trust or Sponsored Financial Institution).

*Indicate Exemption:*

The Entity is a Non-Participating Foreign Financial Institution.

If the entity is **not** a Foreign Financial Institution, please confirm the entity's FATCA status below:

The Entity is an **Exempt Beneficial Owner**<sup>2</sup>

*Indicate Status:*

The Entity is an **Active Non-Financial Foreign Entity**.<sup>3</sup> Indicate qualifying criteria(see Exhibit A)

The Entity is a **Direct Reporting NFFE**.<sup>4</sup> Please provide the Entity's GIIN.

*Direct Reporting NFFE's GIIN:*

The Entity is a **Sponsored Direct Reporting NFFE**.<sup>5</sup> Please provide the Sponsoring Entity's name and GIIN.

*Sponsoring Entity's Name:*

*Sponsoring Entity's GIIN:*

*Sponsored Entity's GIIN:*

The Entity is a **Passive Non-Financial Foreign Entity**.<sup>6</sup>

<sup>1</sup> Under the US IGA and in the U.S. Internal Revenue Code, Specified US Person does not include: An organization exempt from tax under section 501(a) or any individual retirement plan as defined in section 7701(a)(37); The United States or any of its agencies or instrumentalities; A state, the District of Columbia, a possession of the United States, or any of their political subdivisions, or instrumentalities; A corporation the stock of which is regularly traded on one or more established securities markets, as described in Reg. section 1.1472-1(c)(1)(i); A corporation that is a member of the same expanded affiliated group as a corporation described in Reg. section 1.1472-1(c)(1)(i); A dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such under the laws of the United States or any state; A real estate investment trust; A regulated investment company as defined in section 851 or an entity registered at all times during the tax year under the Investment Company Act of 1940; A common trust fund as defined in section 584(a); A bank as defined in section 581; A broker; A trust exempt from tax under section 664 or described in section 4947; or A tax-exempt trust under a section 403(b) plan or section 457(g) plan.

<sup>2</sup> "Exempt Beneficial Owner" means any of the entities listed as such in Annex II.I of the US IGA or Section 1.1471-6 or 1.1471-6T of the U.S. Treasury Regulations. See additional notes in Exhibit A.

<sup>3</sup> See definition of Active Non-Financial Foreign Entity in Exhibit A.

<sup>4</sup> See US Treasury FATCA Regulations, 26 CFR 1.1472-1(c)(3).

<sup>5</sup> See US Treasury FATCA Regulations, 26 CFR 1.1472-1(c)(5).

<sup>6</sup> See definition of Passive Non-Financial Foreign Entity in Exhibit A.



**FOR PASSIVE NON-FINANCIAL FOREIGN ENTITY**

This section only applies to passive, non-financial foreign entities. Indicate the full name, address, and tax reference type and number of any Substantial U.S. Owners. If the Entity has chosen to use the definition of ‘Substantial U.S. Owner’ from the U.S. Treasury Regulations in lieu of the definition of ‘Controlling Person’ as permitted under Article 4(7) of the Agreement between the Government of the Cayman Islands and the Government of the United States of America to Improve International Tax Compliance and to Implement FATCA, please complete the table below providing details of any Substantial U.S. Owners<sup>7</sup>.

*Note: The decision to utilize the definition of ‘Substantial U.S. Owner’ in lieu of Controlling Person is only permitted with respect to PART II: US IGA.*

Full Name	Residential Address	Tax Residence Type And Number

**OR**

Alternatively, if you wish to use the Controlling Person<sup>8</sup> definition as per the CRS definition in Exhibit A then please complete the following:

**Name Of Controlling Person(s):**

*Please complete Part 5 providing further details of any ultimate Controlling Persons who are natural persons.*

<sup>7</sup> See definition of Substantial U.S. Owner(s) in Exhibit A.  
<sup>8</sup> See definition of Controlling Person(s) in Exhibit A.





## / PART 3: COMMON REPORTING STANDARDS (CRS)

### DECLARATION OF ALL TAX RESIDENCY repeat any residences indicated in Part II, Section 2 (US)

Please indicate the Entity's place of tax residence (if resident in more than one jurisdiction please detail all jurisdictions and associated tax reference number type and number). For the purposes of the Common Reporting Standard (CRS), all matters in connection with residence are determined in accordance with the CRS and its Commentaries. If an entity has no residence for tax purposes please indicate the jurisdiction in which its place of effective management is situated. Please indicate not applicable if jurisdiction does not issue or you are unable to procure a tax reference number or functional equivalent, and indicate the reason below.

Jurisdiction(s) of Tax Residency	Tax Reference Number Type	Tax Reference Number <small>(e.g. TIN)</small>

If applicable, please specify the reason for non-availability of a tax reference number:

### CRS CLASSIFICATION

Provide your CRS classification by checking the corresponding box(es). Note that CRS classification does not necessarily coincide with your classification for U.S. FATCA purposes.

**If the entity is a Financial Institution<sup>9</sup>(FI), please specify the type of FI in (a), (b), or (c)<sup>10</sup>:**

- a)** Reporting Financial Institution under CRS. (Please note this classification only applies to a FI in a CRS Participating Jurisdiction. If the entity is a FI in a Non-Participating Jurisdiction<sup>11</sup> under CRS, proceed to (c).
- OR**
- b)** Non-Reporting Financial Institution under CRS. (Please note this classification only applies to a FI in a CRS Participating Jurisdiction. If the entity is a FI in a Non-Participating Jurisdiction under CRS, proceed to (c). Specify the type of Non-Reporting Financial Institution below:

*Governmental Entity*

*International Organisation*

*Central Bank*

*Broad Participation Retirement Fund*

*Narrow Participation Retirement Fund*

*Pension Fund of a Governmental Entity, International Organization, or Central Bank*

*Exempt Collective Investment Vehicle*

*Trust whose trustee reports all required information with respect to all CRS Reportable Accounts*

*Qualified Credit Card Issuer*

*Other Entity defined under the domestic law as low risk of being used to evade tax.*

*Specify the type provided in the domestic law:*

<sup>9</sup> See definition of Financial Institution in Exhibit B.

<sup>10</sup> Where the entity is resident in a Participating Jurisdiction, use the terms as defined under the CRS regime in that Jurisdiction. Where the entity is resident in a Non-Participating Jurisdiction, definitions under the Cayman Islands CRS regime must be used.

<sup>11</sup> See definition of Non-Participating Jurisdiction in Exhibit B.



OR

c)

Financial Institution resident in a Non-Participating Jurisdiction under CRS. Specify the type of Financial Institution resident in a Non-Participating Jurisdiction below:

1. **Investment Entity** managed by another **Financial Institution**<sup>12</sup> where a controlling ownership interest is held (directly or indirectly) by a company listed on a stock exchange and subject to disclosure requirements or is a majority owned subsidiary of such a company.
2. **Investment Entity** managed by another Financial Institution (other than 1. above).

**Note:** If you are either:

A widely-held, regulated Collective Investment Vehicle (CIV) established as a trust; **OR**

A pension fund established as a trust.

You may apply the Controlling Persons test of a legal person as per the Controlling Person definition in Exhibit B, and where simplified due diligence procedures are permitted to be applied by the Financial Institution under the applicable AML regime<sup>13</sup> in relation to the Account Holder and its Controlling Persons, no further information is required.

**If you have ticked the box for (c), and neither of the exemptions under (a) and (b) above applies, please indicate the name of the Controlling Person(s) in the table below:**

3. Other Investment Entity (other than 1. or 2. above; OR
4. Other Financial Institution, including a Depository Institution, Custodial Institution, or Specified Insurance Company.

**If the entity is an Active Non-Financial Entity ("NFE"), please specify the type below:**

Corporation that is regularly traded or a related entity of a regularly traded corporation. Provide the name of the stock exchange where traded:

If you are a related entity of a regularly traded corporation, provide the name of the regularly traded corporation:

Governmental Entity, International Organization, a Central Bank, or an Entity wholly owned by one or more of the foregoing

Other Active Non-Financial Entity<sup>14</sup>. Indicate qualifying criteria (see Exhibit B):

**If the entity is a Passive Non-Financial Entity<sup>15</sup>, please tick this box. If you have ticked this box, please indicate the name of the Controlling Person(s). Please refer to the definition of Controlling Person in Exhibit B.**

Name(s) of Controlling Person(s)

<sup>12</sup> The managing Financial Institution must be a Fi other than an Investment Entity type b) defined within the definition of a Financial Institution in Exhibit B.

<sup>13</sup> Please contact the Financial Institution to confirm whether simplified due diligence procedures under the Cayman Islands AML regime may apply to you as an Account Holder (e.g. by being a regulated pension fund in an approved jurisdiction).

<sup>14</sup> See definition of Active Non-Financial Entity in Exhibit B.

<sup>15</sup> Please see the definition of Passive Non-Financial Entity in Exhibit B.



**Please complete Part 5 providing further details of any ultimate Controlling Persons who are natural persons.**

**DECLARATION AND UNDERTAKINGS**

I/We declare (as an authorised signatory of the Entity) that the information provided in this form is, to the best of my/our knowledge and belief, accurate and complete. I/We undertake to advise the recipient promptly and provide an updated Self-Certification form within 30 days where any change in circumstances occurs, which causes any of the information contained in this form to be inaccurate or incomplete. Where legally obliged to do so, I/we hereby consent to the recipient sharing this information with the relevant tax information authorities.

I/we acknowledge that it is an offence to make a self-certification that is false in a material particular.

**SIGNED ON**

**AUTHORISED SIGNATORY**

**AUTHORISED SIGNATORY**

**NAME OF SIGNATORY**

**NAME OF SIGNATORY**



## **/ PART 4: CONTROLLING PERSONS**

### **IDENTIFICATION OF CONTROLLING PERSONS -**

**please complete for each Controlling Person who is a natural person**

**Full Name**

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**Residential Address**

---

**Postal Code**

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**Postal Address**

*(If different from above)*

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**Postal Code**

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**Date of Birth<sup>16</sup>**

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**Place of Birth<sup>17</sup>**

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**Nationality**

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**ID/Passport No.**

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**Please enter the legal name of the relevant entity Account Holder(s) of which you are a Controlling Person:**

Name of Legal Entity 1

Name of Legal Entity 2

Name of Legal Entity 3

Name of Legal Entity 4

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<sup>16</sup> The Controlling Person's date of birth is not required to be collected if the Controlling Person is not a Reportable Jurisdiction Person

<sup>17</sup> The Controlling Person's place of birth is not required to be collected if the Controlling Person is not a Reportable Jurisdiction Person



## JURISDICTION OF RESIDENCE FOR TAX PURPOSES & RELATED TAX REFERENCE NUMBER

*Note: This includes any functional equivalents such as "TIN".*

**Please complete the following table indicating:**

- (i) where the Controlling Person is tax resident;
- (ii) the Controlling Person's TIN for each jurisdiction indicated<sup>18</sup> and,
- (iii) if the Controlling Person is a tax resident in a jurisdiction that is a Reportable Jurisdiction(s) then please also complete Section "Type of Controlling Person".

**If the Controlling Person is tax resident in more than three jurisdictions please use a separate sheet**

Jurisdiction(s) of Tax Residency	Tax Reference Number Type	Tax Reference Number <small>(e.g. TIN)</small>

**If applicable, please specify the reason for non-availability of a tax reference number:**

## TYPE OF CONTROLLING PERSON

*Note: Please only complete this section if you are tax resident in one or more Reportable Jurisdictions*

Provide status by ticking appropriate box	Entity 1	Entity 2	Entity 3
Controlling Person of a legal person – <b>control by ownership</b>			
Controlling Person of a legal person – <b>control by other means</b>			
Controlling Person of a legal person – <b>senior managing official</b>			
Controlling Person of a trust – <b>settlor</b>			
Controlling Person of a trust – <b>trustee</b>			
Controlling Person of a trust – <b>protector</b>			
Controlling Person of a trust – <b>beneficiary</b>			
Controlling Person of a trust – <b>other</b>			
Controlling Person of a legal arrangement (non-trust) – <b>settlor-equivalent</b>			
Controlling Person of a legal arrangement (non-trust) – <b>trustee-equivalent</b>			
Controlling Person of a legal arrangement (non-trust) – <b>protector-equivalent</b>			
Controlling Person of a legal arrangement (non-trust) – <b>beneficiary-equivalent</b>			
Controlling Person of a legal arrangement (non-trust) – <b>other-equivalent</b>			

<sup>18</sup> The Controlling Person's TIN is not required to be collected if the Controlling Person is not a Reportable Jurisdiction Person.



## CONTROLLING PERSON DECLARATIONS AND UNDERTAKINGS

I acknowledge that the information contained in this form and information regarding the Controlling Person(s) and any Reportable Account(s) may be reported to the tax authorities of the jurisdiction in which this account(s) is/are maintained and exchanged with tax authorities of another jurisdiction(s) in which [I/the Controlling Person] may be tax resident pursuant to international agreements to exchange financial account information.

I certify that either (a) I am the Controlling Person, or am authorised to sign for the Controlling Person, of all the account(s) held by the entity Account Holder to which this form relates; or (b) I am authorised by the Account Holder to make this declaration.

**I declare that all statements made in this declaration are, to the best of my knowledge and belief, correct and complete.**

I acknowledge that it is an offence to make a self-certification that is false in a material particular.

I undertake to advise the recipient within 30 days of any change in circumstances which affects the tax residency status of the individual identified in Part IV of this form or causes the information contained herein to become incorrect, and to provide the recipient with a suitably updated self-certification and Declaration within 30 days of such change in circumstances.

SIGNED ON

AUTHORISED SIGNATORY

AUTHORISED SIGNATORY

NAME OF SIGNATORY

NAME OF SIGNATORY

*Note: If you are not the Controlling Person, and not authorised to sign the Declaration on behalf of the Account Holder, please indicate the capacity in which you are signing the form on behalf of the Controlling Person. If signing under a power of attorney or other equivalent written authorisation, on behalf of the Controlling Person, please also attach a certified copy of the power of attorney or written authorisation.*

**Capacity:**



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# EXHIBIT A

## / U.S. IGA DEFINITIONS

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### ACCOUNT HOLDER

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 or account of another person as agent, custodian, nominee, signatory, investment advisor, or intermediary, is not treated as holding the account for purposes of this Agreement, and such other person is treated as holding the account. For purposes of the immediately preceding sentence, the term “Financial Institution” does not include a Financial Institution organized or incorporated in a U.S. Territory. In the case of a Cash Value Insurance Contract or an Annuity Contract, the Account Holder is any person entitled to access the Cash Value or change the beneficiary of the contract. If no person can access the Cash Value or change the beneficiary, the Account Holder is any person named as the owner in the contract and any person with a vested entitlement to payment under the terms of the contract. Upon the maturity of a Cash Value Insurance Contract or an Annuity Contract, each person entitled to receive a payment under the contract is treated as an Account Holder.

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### ACTIVE NON-FINANCIAL FOREIGN ENTITY:

**means any NFFE which is a Non U.S. entity that meets any of the following criteria:**

- (a) Less than 50 percent of the NFFE’s gross income for the preceding calendar year or other appropriate reporting period is passive income and less than 50 percent of the assets held by the NFFE during the preceding calendar year or other appropriate reporting period are assets that produce or are held for the production of passive income;
- (b) The stock of the NFFE is regularly traded on an established securities market or the NFFE is a Related Entity of an Entity the stock of which is traded on an established securities market;
- (c) The NFFE is organized in a U.S. Territory and all of the owners of the payee are bona fide residents of that U.S. Territory;
- (d) The NFFE is a non-U.S. government, a government of a U.S. Territory, an international organization, a non-U.S. central bank of issue, or an Entity wholly owned by one or more of the foregoing;
- (e) Substantially all of the activities of the NFFE consist of holding (in whole or in part) the outstanding stock of, and providing financing and services to, one or more subsidiaries that engage in trades or businesses other than the business of a Financial Institution, except that an NFFE shall not qualify for this status if the NFFE functions (or holds itself out) as an investment fund, such as a private equity fund, venture capital fund, leveraged buyout fund or any investment vehicle whose purpose is to acquire or fund companies and then hold interests in those companies as capital assets for investment purposes;
- (f) The NFFE is not yet operating a business and has no prior operating history, but is investing capital into assets with the intent to operate a business other than that of a Financial Institution; provided, that the NFFE shall not qualify for this exception after the date that is 24 months after the date of the initial organization of the NFFE;
- (g) The NFFE was not a Financial Institution in the past five years, and is in the process of liquidating its assets or is reorganizing with the intent to continue or recommence operations in a business other than that of a Financial Institution;
- (h) The NFFE primarily engages in financing and hedging transactions with or for Related Entities that are not Financial Institutions, and does not provide financing or hedging services to any Entity that is not a Related Entity, provided that the group of any such Related Entities is primarily engaged in a business other than that of a Financial Institution; or
- (i) The NFFE is an “excepted NFFE” as described in relevant U.S. Treasury Regulations; or



(i) The NFFE meets all of the following requirements:

- 1) *It is established and maintained in its country of residence exclusively for religious, charitable, scientific, artistic, cultural, athletic or educational purposes; or it is established and operated in its jurisdiction of residence and it is a professional organization, business league, chamber of commerce, labor organization, agricultural or horticultural organization, civic league or an organization operated exclusively for the promotion of social welfare;*
- 2) *It is exempt from income tax in its country of residence;*
- 3) *It has no shareholders or members who have a proprietary or beneficial interest in its income or assets;*
- 4) *The applicable laws of the Entity's country of residence or the Entity's formation documents do not permit any income or assets of the Entity to be distributed to, or applied for the benefit of, a private person or non-charitable Entity other than pursuant to the conduct of the Entity's charitable activities, or as payment of reasonable compensation for services rendered, or as payment representing the fair market value of property which the Entity has purchased; and*
- 5) *The applicable laws of the Entity's country of residence or the Entity's formation documents require that, upon the Entity's liquidation or dissolution, all of its assets be distributed to a governmental entity or other non-profit organization, or escheat to the government of the Entity's jurisdiction of residence or any political subdivision thereof.*

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## CODE

Code means the U.S Internal Revenue Code of 1986, as amended.

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## CONTROLLING PERSON

Controlling Person means the natural persons who exercise direct or indirect control over an entity. In the case of a trust, such term means the settlor, the trustees, 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' shall be interpreted in a manner consistent with the Financial Action Task Force Recommendations ("FATF").

### **FATF Recommendations on Controlling Persons:**

Identify the beneficial owners of the customer and take reasonable measures to verify the identity of such persons, through the following information. For legal persons<sup>21</sup>:

- (a) The identity of the natural persons (if any – as ownership interests can be so diversified that there are no natural persons (whether acting alone or together) exercising control of the legal person or arrangement through ownership) who ultimately have a controlling ownership interest<sup>22</sup> in a legal person; and
- (b) To the extent that there is doubt under (a) as to whether the person(s) with the controlling ownership interest are the beneficial owner(s) or where no natural person exerts control through ownership interests, the identity of the natural persons (if any) exercising control of the legal person or arrangement through other means.
- (c) Where no natural person is identified under (a) or (b) above, financial institutions should identify and take reasonable measures to verify the identity of the relevant natural person who holds the position of senior managing official.

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<sup>21</sup> Measures (a) to (b) are not alternative options, but are cascading measures, with each to be used where the previous measure has been applied and has not identified a beneficial owner.

<sup>22</sup> A controlling ownership interest depends on the ownership structure of the company. It may be based on a threshold, e.g. any person owning more than a certain percentage of the company (e.g. 25%).





## ENTITY

Entity means a legal person or a legal arrangement such as a trust.

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## EXEMPT BENEFICIAL OWNERS

Exempt Beneficial Owners under the US IGA include Government entities, International Organisations, Central Bank, Broad Participation Retirement Funds, Narrow Participation Retirement Funds, Pension Funds of an Exempt Beneficial Owner, and Investment Entities wholly owned by Exempt Beneficial Owners. Please refer to the IGA for detailed definitions.

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## FINANCIAL INSTITUTION

**Financial Institution** means a Custodial Institution, a Depository Institution, an Investment Entity, or a Specified Insurance Company, where:

- (a) **Custodial Institution** means any entity that holds, as a substantial portion of its business, financial assets for the account of others. An entity holds financial assets for the account of others as a substantial portion of its business if the entity's gross income attributable to the holding of financial assets and related financial services equals or exceeds 20 percent of the Entity's gross income during the shorter of:
- 1) *The three-year period that ends on 31 December (or the final day of a non-calendar year accounting period) prior to the year in which the determination is being made; or*
  - 2) *The period during which the entity has been in existence;*
- (b) **Depository Institution** means any entity that accepts deposits in the ordinary course of a banking or similar business;
- (c) **Investment Entity** means any entity that conducts as a business (or is managed by an entity that conducts as a business) one or more of the following activities or operations for or on behalf of a customer:
- 1) *Trading in money market instruments (cheques, bills, certificates of deposit, derivatives, etc.); foreign exchange; exchange, interest rate and index instruments; transferable securities; or commodity futures trading;*
  - 2) *Individual and collective portfolio management; or*
  - 3) *Otherwise investing, administering, or managing funds or money on behalf of other persons. The term Investment entity shall be interpreted in a manner consistent with similar language set forth in the definition of "financial institution" in the Financial Action Task Force Recommendations; and*
- (d) **Specified Insurance Company** means any entity that is an insurance company (or the holding company of an insurance company) that issues, or is obligated to make payments with respect to, a Cash Value Insurance Contract or an Annuity Contract.
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## NFFE

NFFE means any Non-U.S. Entity that is not a Financial Institution as defined in US FATCA.

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## NON-U.S. ENTITY

Non-U.S. Entity means an Entity that is not a U.S. Person.

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## PASSIVE NON-FINANCIAL FOREIGN ENTITY

Passive Non-Financial Foreign Entity means any NFFE that is not an Active Non-Financial Foreign Entity.



## RELATED ENTITY

An entity is a Related Entity of another entity if either entity controls the other entity, or the two entities are under common control. For this purpose control includes direct or indirect ownership of more than 50 percent of the vote or value in an entity. Notwithstanding the foregoing, either Party may treat an entity as not a related entity if the two entities are not members of the same affiliated group, as defined in Section 1471(e) (2) of the Code.

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## SPECIFIED U.S. PERSON

**Specified U.S. Person means a U.S. Person other than:**

- (a) a corporation the stock of which is regularly traded on established securities markets;
  - (b) any corporation that is a member of the same expanded affiliated group;
  - (c) the United States or any wholly owned agency or instrumentality thereof;
  - (d) any State of the United States, any U.S. Territory, any political subdivision or wholly owned agency or instrumentality of any one or more of the foregoing;
  - (e) any organization exempt from taxation under section 501 (a) of the Internal Revenue Code (the “Code”) or certain individual retirement plans defined in section 7701(a)(37) of the Code ;
  - (f) any bank as defined in section 581 of the Code;
  - (g) any real estate investment trust as defined in section 856 of the Code;
  - (h) any regulated investment company defined in section 851 of the Code or any entity registered with the U.S. Securities and Exchange Commission under the Investment Company Act of 1940;
  - (i) any common trust fund as defined in section 584(a) of the Code;
  - (j) any trust that is exempt from tax under section 664(c) of the Code or that is described in 4947(a)(1) of the Code;
  - (k) a dealer in securities, commodities, or derivative financial instruments that is registered as such under the laws of the United States or any State;
  - (l) a broker as defined in section 6045(c) of the Code; or
  - (m) any tax-exempt trust under a plan that is described in section 403(b) or section 457(g) of the Code.
- 

## SUBSTANTIAL U.S. OWNER

**Substantial U.S. Owner (as defined in Regulations section 1.1473-1(b)) means generally:**

- (a) With respect to any foreign corporation, any Specified U.S. Person that owns, directly or indirectly, more than 10 percent of the stock of such corporation (by vote or value);
  - (b) With respect to any foreign partnership, any Specified U.S. Person that owns, directly or indirectly, more than 10 percent of the profits interests or capital interests in such partnership; and
  - (c) In the case of a trust:
    - 1) *Any Specified U.S. Person treated as an owner of any portion of the trust under sections 671 through 679 of the IRC; and*
    - 2) *Any Specified U.S. Person that holds, directly or indirectly, more than 10 percent of the beneficial interests of the trust.*
- 



## U.S. PERSON

U.S. Person means a U.S. citizen or resident individual, a partnership or corporation organized in the United States or under the laws of the United States or any State thereof, a trust if

- 1) *A court within the United States would have authority under applicable law to render orders or judgments concerning substantially all issues regarding administration of the trust, and*
  - 2) *One or more U.S. persons have the authority to control all substantial decisions of the trust, or an estate of a decedent that is a citizen or resident of the United States. Refer to the U.S. Internal Revenue Code for further interpretation.*
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# EXHIBIT B

## / CRS DEFINITIONS

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### ACCOUNT HOLDER

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 or account of another person as agent, custodian, nominee, signatory, investment advisor, or intermediary, is not treated as holding the account for purposes of the Common Reporting Standard, and such other person is treated as holding the account. In the case of a Cash Value Insurance Contract or an Annuity Contract, the Account Holder is any person entitled to access the Cash Value or change the beneficiary of the contract. If no person can access the Cash Value or change the beneficiary, the Account Holder is any person named as the owner in the contract and any person with a vested entitlement to payment under the terms of the contract. Upon the maturity of a Cash Value Insurance Contract or an Annuity Contract, each person entitled to receive a payment under the contract is treated as an Account Holder.

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### ACTIVE NON-FINANCIAL ENTITY

**means any NFE that meets any of the following criteria:**

- (a) less than 50% of the NFE's gross income for the preceding calendar year or other appropriate reporting period is passive income and less than 50% of the assets held by the NFE during the preceding calendar year or other appropriate reporting period are assets that produce or are held for the production of passive income;
- (b) the stock of the NFE is regularly traded on an established securities market or the NFE is a Related Entity of an Entity the stock of which is regularly traded on an established securities market;
- (c) the NFE is a Governmental Entity, an International Organisation, a Central Bank, or an Entity wholly owned by one or more of the foregoing;
- (d) substantially all of the activities of the NFE consist of holding (in whole or in part) the outstanding stock of, or providing financing and services to, one or more subsidiaries that engage in trades or businesses other than the business of a Financial Institution, except that an Entity does not qualify for this status if the Entity functions (or holds itself out) as an investment fund, such as a private equity fund, venture capital fund, leveraged buyout fund, or any investment vehicle whose purpose is to acquire or fund companies and then hold interests in those companies as capital assets for investment purposes;
- (e) the NFE is not yet operating a business and has no prior operating history, but is investing capital into assets with the intent to operate a business other than that of a Financial Institution, provided that the NFE does not qualify for this exception after the date that is 24 months after the date of the initial organisation of the NFE;
- (f) the NFE was not a Financial Institution in the past five years, and is in the process of liquidating its assets or is reorganising with the intent to continue or recommence operations in a business other than that of a Financial Institution;
- (g) the NFE primarily engages in financing and hedging transactions with, or for, Related Entities that are not Financial Institutions, and does not provide financing or hedging services to any Entity that is not a Related Entity, provided that the group of any such Related Entities is primarily engaged in a business other than that of a Financial Institution; or



(h) the NFE meets all of the following requirements:

- 1) *It is established and operated in its jurisdiction of residence exclusively for religious, charitable, scientific, artistic, cultural, athletic, or educational purposes; or it is established and operated in its jurisdiction of residence and it is a professional organisation, business league, chamber of commerce, labour organisation, agricultural or horticultural organisation, civic league or an organisation operated exclusively for the promotion of social welfare;*
- 2) *It is exempt from income tax in its jurisdiction of residence;*
- 3) *It has no shareholders or members who have a proprietary or beneficial interest in its income or assets;*
- 4) *The applicable laws of the NFE's jurisdiction of residence or the NFE's formation documents do not permit any income or assets of the NFE to be distributed to, or applied for the benefit of, a private person or non-charitable Entity other than pursuant to the conduct of the NFE's charitable activities, or as payment of reasonable compensation for services rendered, or as payment representing the fair market value of property which the NFE has purchased; and*
- 5) *The applicable laws of the NFE's jurisdiction of residence or the NFE's formation documents require that, upon the NFE's liquidation or dissolution, all of its assets be distributed to a Governmental Entity or other non-profit organisation, or escheat to the government of the NFE's jurisdiction of residence or any political subdivision thereof.*

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## CONTROLLING PERSON

Controlling Person means the natural persons who exercise direct or indirect control over an entity. In the case of a trust, such term means the settlor(s), the trustees(s), the protector(s) (if any), the beneficiary(ies) or class(es) of beneficiaries, and any other natural person(s) 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' shall be interpreted in a manner consistent with the Financial Action Task Force Recommendations ("FATF").

### FATF Recommendations on Controlling Persons:

Identify the beneficial owners of the customer and take reasonable measures to verify the identity of such persons, through the following information. For legal persons<sup>21</sup>:

- (a) The identity of the natural persons (if any – as ownership interests can be so diversified that there are no natural persons (whether acting alone or together) exercising control of the legal person or arrangement through ownership) who ultimately have a controlling ownership interest<sup>22</sup> in a legal person; and
- (b) to the extent that there is doubt under (a) as to whether the person(s) with the controlling ownership interest are the beneficial owner(s) or where no natural person exerts control through ownership interests, the identity of the natural persons (if any) exercising control of the legal person or arrangement through other means.
- (c) Where no natural person is identified under (a) or (b) above, financial institutions should identify and take reasonable measures to verify the identity of the relevant natural person who holds the position of senior managing official.

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## FINANCIAL INSTITUTION

Financial Institution means a Custodial Institution, a Depository Institution, an Investment Entity, or a Specified Insurance Company, where:

- **Custodial Institution** means any entity that holds, as a substantial portion of its business, financial assets for the account of others. An entity holds financial assets for the account of others as a substantial portion of its business if the entity's gross income attributable to the holding of financial assets and related financial services equals or exceeds 20 percent of the Entity's gross income during the shorter of:

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<sup>21</sup> Measures (a) to (b) are not alternative options, but are cascading measures, with each to be used where the previous measure has been applied and has not identified a beneficial owner.

<sup>22</sup> A controlling ownership interest depends on the ownership structure of the company. The threshold in respect of a legal person is direct or indirect ownership or control of 10% or more of the shares or voting rights in the legal person, being the threshold specified by the Anti-Money Laundering Regulations, 2017 which implement the FATF Recommendations in the Cayman Islands.



- 1) *The three-year period that ends on 31 December (or the final day of a non-calendar year accounting period) prior to the year in which the determination is being made; or*
- 2) *The period during which the entity has been in existence;*

• **Depository Institution** means any entity that accepts deposits in the ordinary course of a banking or similar business;

• **Investment Entity means any entity :**

- 1) That primarily conducts as a business one or more of the following activities or operations for or on behalf of a customer:
  - ▶ *Trading in money market instruments (cheques, bills, certificates of deposit, derivatives, etc.); foreign exchange; exchange, interest rate and index instruments; transferable securities; or commodity futures trading;*
  - ▶ *Individual and collective portfolio management; or*
  - ▶ *Otherwise investing, administering, or managing Financial Assets or money on behalf of other persons; or*
- 2) The gross income of which is primarily attributable to investing, reinvesting, or trading in Financial Assets, if the entity is managed by another entity that is a Depository Institution, a Custodial Institution, a Specified Insurance Company, or an Investment Entity described in limb (1) of this definition. An entity is treated as primarily conducting as a business one or more of the activities described in limb (1), or an entity's gross income is primarily attributable to investing, reinvesting, or trading in Financial Assets for purposes of limb (2) if the entity's gross income attributable to the relevant activities equals or exceeds 50% of the entity's gross income during the shorter of:
  - ▶ *The three-year period ending on 31 December of the year preceding the year in which the determination is made; or*
  - ▶ *The period during which the entity has been in existence. The term "Investment Entity" does not include an entity that is an Active Non-Financial Foreign Entity because it meets any of the criteria in sub-paragraphs (d) through (g) of the definition of Active NFE. The preceding paragraph shall be interpreted in a manner consistent with similar language set forth in the definition of "financial institution" in the Financial Action Task Force Recommendations; and*

• **Specified Insurance Company** means any entity that is an insurance company (or the holding company of an insurance company) that issues, or is obligated to make payments with respect to, a Cash Value Insurance Contract or an Annuity Contract.

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## NON-FINANCIAL ENTITY

Non-Financial Entity or NFE means any Entity that is not a Financial Institution.

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## NON-PARTICIPATING JURISDICTION

Non-Participating Jurisdiction means a jurisdiction that is not a Participating Jurisdiction.

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## NON-REPORTING FINANCIAL INSTITUTION

**means any Financial Institution that is:**

- (a) A Governmental Entity, International Organisation or Central Bank, other than with respect to a payment that is derived from an obligation held in connection with a commercial financial activity of a type engaged in by a Specified Insurance Company, Custodial Institution, or Depository Institution;
- (b) A Broad Participation Retirement Fund; a Narrow Participation Retirement Fund; a Pension Fund of a Governmental Entity, International Organisation or Central Bank; or a Qualified Credit Card Issuer;



- (c) Any other Entity that presents a low risk of being used to evade tax, has substantially similar characteristics to any of the Entities described in subparagraphs B(1)(a) and (b), and is defined in domestic law as a Non-Reporting Financial Institution, provided that the status of such Entity as a Non-Reporting Financial Institution does not frustrate the purposes of the Common Reporting Standard;
- (d) An Exempt Collective Investment vehicle; or
- (e) A trust to the extent that the trustee of the trust is a Reporting Financial Institution and reports all information required to be reported pursuant to Section I with respect to all Reportable Accounts of the trust.

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## **PARTICIPATING JURISDICTION**

### **means a jurisdiction**

- (a) With which an agreement is in place pursuant to which it will provide the information specified in Section I (of the CRS), and
- (b) Which is identified in a published list.

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## **PARTICIPATING JURISDICTION FINANCIAL INSTITUTION**

### **means**

- (a) Any Financial Institution that is resident in a Participating Jurisdiction, but excludes any branch of that Financial Institution that is located outside such Participating Jurisdiction, and
- (b) Any branch of a Financial Institution that is not resident in a Participating Jurisdiction, if that branch is located in such Participating Jurisdiction.

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## **PASSIVE NON-FINANCIAL ENTITY**

### **means any:**

- (a) Non-Financial Entity that is not an Active Non-Financial Entity; or
- (b) An Investment Entity described in limb B (or subparagraph A(6)(b) of the Standard) of the definition of Investment Entity that is not a Participating Jurisdiction Financial Institution.

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## **RELATED ENTITY**

### **Related Entity means an entity related to another entity because:**

- (a) Either entity controls the other entity;
- (b) The two entities are under common control; or
- (c) The two entities are Investment Entities described limb B of the definition of Investment Entity, are under common management, and such management fulfills the due diligence obligations of such Investment Entities. For this purpose control includes direct or indirect ownership of more than 50 % of the vote and value in an Entity.



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# SOURCE OF WEALTH DECLARATION

## / SOURCE OF FUNDS

*Source of funds is described as the activity, event, business, occupation or employment from which the funds used in a particular transaction are generated.*

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**Explanation of Source**

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### DETAILS OF REMITTING BANK

**Bank Name**

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**Account Number**

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**Name of Account**

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## / SOURCE OF WEALTH

*Source of wealth is described as the economic activity, which generates the total net worth of the individual making the transaction.*

**Explanation of Source**

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**Business Type**

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Apex Group Administration Services Ireland Ltd. ("Apex") reserves the right to request information or evidence of source of wealth in addition to the explanation and/or evidence provided herewith.

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## / EXPECTED FREQUENCY OF INVESTMENT

**Once Off**

**Quarterly**

**Annually**

**Other**

Please Specify





## / DECLARATIONS

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- ▶ I/We hereby represent and warrant that the information disclosed above and evidence provided with this form is true and correct in every respect;
- ▶ I/We warrant and confirm that the transaction is not connected with money laundering or funding of terrorism;
- ▶ I/We warrant and confirm that I/We is not involved nor have been involved in money laundering or funding of terrorism;
- ▶ I/We confirm that there have been no changes to the information provided in the subscription form including information regarding the source of wealth and activities of the Company or Client concerned and I/We undertake to notify Apex of any material changes to such information; and
- ▶ I/We have never been the subject of an investigation by a governmental, professional or other regulatory or statutory body.

**SIGNED ON**

**AUTHORISED SIGNATORY**

**AUTHORISED SIGNATORY**

**NAME OF SIGNATORY**

**NAME OF SIGNATORY**

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### TO SUMMARISE

#### Investing as a Financial Institution with services falling under Relevant Business\*

##### Please Provide:

1. Confirmation that the Financial Institution is regulated and meets certain regulatory standards regarding Anti Money Laundering procedures in accordance with Irish, EU or FATF laws and regulations;
2. Contact name and details at a regulatory body, or web address to confirm regulatory status;
3. Confirmation that the institution is investing and is allowed to invest as principal for its own account;
4. Authorised signatories, plus copies of signatures;
5. Verification of source of funds - Please provide a SWIFT copy once investment payment is made;
6. Provide letter of comfort if reliance is being placed on another Regulated Financial Institution with services falling under Relevant Business\*.

## OR

### TO SUMMARISE

#### Investing as a NON-Financial Institution

##### Please Provide:

*(Certified & dated - Required by all corporate applicants)*

1. Certificate of Incorporation and any Change of Name Certificate copy;
2. Memorandum and Articles of Association or Partnership Agreement or Trust Deed Copy;
3. A list of all directors, partners, trustees (as applicable), beneficial owners of 10% or more of share capital;
- A list of all authorised signatories and copies of signatures for instructions on behalf of this investor:
  - ▶ Certified copy of passport and residential address for authorised signatory of this subscription form
  - ▶ A letter indicating authority of authorised signatories to act on behalf of this investor
  - ▶ Certificate of Good Standing or Certificate of Incumbency
4. Copies of ID and proof of address for at least 2 directors as well as relevant KYC documentation for beneficial owners holding 10% or more of share capital;
5. Minutes, resolutions or declaration confirming the power to invest;
6. Written details on the nature of business conducted, signed by at least 2 directors, partners, trustees (as applicable).

## SUBMITTING DOCUMENTATION

**STEP THREE**

#### Once completed, please email the following to and

**Polarstar.IS@apexfs.group; investorservicesie@apexfs.group and info@polarstarfunds.com:**

- ▶ The signed & dated application form
- ▶ The signed, certified & dated Self-Certification form & Source of Wealth Form
- ▶ Certified & dated (not older than 3 months) KYC documentation

\* Kindly note that each investor subscription application form will be treated on a case by case basis and the Administrator is entitled to request any additional documentation in order to process requested transactions as required, to adhere to its legal obligations.



The Administrator (Apex Group Administration Services Ireland Ltd.) will review the application and respond to confirm whether everything is in order.

## INVESTMENT INTO FUND BANK ACCOUNT(S)

Upon the Administrators' approval of application to invest, please make your investment deposit(s) for the specific fund(s) bank account listed below.

For the safety of our investors, verifying the fund bank details by confirming with PolarStar AND Apex (administrator), is highly recommended. This can be done by clicking the icon below. This will automatically generate a pre-populated email to PolarStar and Apex to confirm the banking details:

## WIRING INSTRUCTIONS - FIXED DETAILS

### BENEFICIARY BANK DETAILS

**Bank:** FundBank Ltd.  
**Swift Code:** CAYIKYKY  
**Reference:** "Name of Investor"

## WIRING INSTRUCTIONS - FUND SPECIFIC DETAILS

FUND ACCOUNT NAME	ACCOUNT NUMBER
Polar Star Fund Ltd	00121100
Polar Star Spectrum Fund Ltd	01996100
Polar Star Quantitative Commodity Fund Ltd	02049100
Polar Star Energy Fund Ltd	02055100

**Note:** If investments are made into more than one fund, please ensure separate deposits are made using the fund specific bank account number(s) listed above.

### BENEFICIARY BANK CONTACT DETAILS

FundBank Ltd.  
 20 Genesis Close  
 PO Box 314  
 George Town, Grand Cayman KY1-1104  
 Tel: 345.946.2078 | Fax: 345.946.2079

### INTERMEDIARY / SETTLEMENT BANK HELD AT

The Bank of New York Mellon  
 One Wall Street, New York, NY10286  
 Account 890 1050 210  
 SWIFT IRVTUS3N  
 Fedwire ABA 021000018



## VERIFICATION OF SOURCE OF FUNDS

✦ STEP SIX

Once payment is complete please email the SWIFT (confirmation of payment) to Polarstar.IS@apexfs.group; investorservicesie@apexfs.group and info@polarstarfunds.com.

## CONFIRMATION OF INVESTMENT

✦ STEP SEVEN

Administrator will issue contract note to confirm investment within ten business days after month end.



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# CAYMAN ISLANDS PRIVACY NOTICE

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## SCOPE

This privacy notice explains how the Fund collects, uses, discloses, retains and secures personal data. The policy explains the legal basis for the processing of personal data and also lists the individual data subject rights under the Cayman Islands' Data Protection Act, 2017 (the "DPA").

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## OVERVIEW

The Fund is a data controller in respect of your personal data for the purposes of the DPA and as such is responsible for ensuring that it uses your personal data in compliance with the same.

The Administrator will generally process, as a data processor, personal data provided to it in connection with an investment in the Fund in accordance with the Fund's instructions and the Fund will generally act as the data controller of any such personal data.

The key principles the Fund applies when processing personal data are as follows:

- **Lawfulness:** The Fund will only collect personal data in a fair, lawful and transparent manner;
- **Purpose limitation:** The Fund will only collect personal data for specified, explicit and legitimate purposes;
- **Data minimisation:** The Fund will limit the collection of personal data to what is directly relevant and necessary;
- **Accuracy:** The Fund will keep personal data accurate and up to date while there continues to be a relationship and in certain circumstances, after that relationship has ended;
- **Retention limitation:** The Fund will retain personal data in a manner consistent with the DPA and no longer than is necessary for the purposes for which it has been collected;
- **Access and rectification:** the Fund will process personal data in accordance with a data subject's legal rights under the DPA;
- **Data security and protection:** The Fund will implement technical and organizational measures to ensure an appropriate level of data security and protection. Such measures provide for the prevention of any unauthorized or unlawful processing of personal data and against accidental loss or destruction of or damage to that data;
- **Protection for international transfers:** The Fund will ensure that if personal data is transferred outside the Cayman Islands, it is adequately protected or the transfer is otherwise permissible under applicable law.

### Personal data that the Fund might use

The Fund (or any of its affiliates, agents, employees, delegates or sub-contractors) might process the following personal data:

- Information provided to the Fund by you or (if different) the applicant. This might include your name and address (including proof of the same), contact details, date of birth, gender, nationality, photograph, signature, copies of identity documents, occupational history, job title, income, assets, other financial information, bank details, investment history, tax residency and tax identification information. Such information might be provided in an application form, face to face, by telephone, by email or otherwise;
- For non-individual subscribers: Information concerning individuals connected with you (such as your directors, trustees, employees, representatives, investors, clients, beneficial owners and/or agents);
- Information that the Fund collects or generates in relation to an applicant's investment in the Fund;
- Information that the Fund obtains from other sources including for the purposes of "know-your-client" procedures, information from government or public bodies, public websites and other public sources, the applicant's advisers or from intermediaries.

Please ensure that you provide a copy of this Privacy Notice to any third parties whose personal data you provide to the Fund. This Privacy Notice may be updated from time to time and the Fund will notify you in writing of any changes.



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# CAYMAN ISLANDS PRIVACY NOTICE

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## Uses of your personal data

Your personal data may be stored and processed by the Fund for the following purposes:

- Compliance with legal and regulatory obligations and industry standards;
- Assessing and processing applications for shares or interests in the Fund, issuing and redeeming shares or interests, receiving payments from and making payments to, the applicant, and calculating the net asset value.
- Communicating with investors, service providers, accountancy and audit services, risk monitoring, IT administration.
- In respect of information shared with the Investment Manager and its business activities relating to the Fund, business strategy, development and marketing.
- To protect the Fund's legal rights and interests including screening transactions for fraud prevention and anti-money laundering purposes.

## Legal Basis for processing personal data

The DPA sets out a number of different circumstances in which there is an entitlement to process personal data including but not limited to consent, contractual obligation, legal compliance and legitimate interest.

- Applicants will enter into an investment contract with the Fund pursuant to which processing will be necessary for the performance of that contract, or will be done at the applicant's request prior to entering into that contract.
- Processing may be necessary to discharge a legal or regulatory obligation including compliance with anti-money laundering laws and regulations.
- Processing will, in all cases, be necessary for the legitimate business interests of the Fund.

## Necessity of personal data for an investment in the Fund

The provision of certain personal data is necessary for shares or interests in the Fund to be issued to any applicant and for compliance by the Fund and its service providers with their legal and regulatory obligations. If such required personal data is not provided upon request, an application for shares or interests might not be accepted, or the Fund may be unable to process or release your investment in the Fund.

## Disclosure of personal data

The Fund may, in accordance with the purposes set out herein, disclose your personal data to third parties including:

- the Investment Manager and its affiliates;
- the Administrator and its affiliates;
- the Fund's custodians, sub-custodians and brokers;
- the Funds' bankers;
- professional advisers such as law and accountancy firms;
- other service providers including technology service providers; and
- courts and regulatory, tax and governmental authorities.

## International transfer of personal data

Your personal data may be transferred to and stored by persons outside the Cayman Islands and may be transferred to and stored by affiliates or service providers of the Fund or the Fund's Administrator outside the Cayman Islands. In such cases, the Fund will ensure that the transfer is subject to appropriate safeguards or is otherwise permitted under applicable law.

The Fund may also disclose personal data to competent authorities (including tax authorities), courts and bodies as required by applicable law or as requested by such entities, or to affiliates for internal investigations and reporting.

## Retention of personal data

The retention period for the holding of personal data will vary and will be determined by criteria including the purposes for its use and retention periods prescribed by law and other legal obligations.

## Security of personal data

The Fund employs appropriate technical and organizational measures to protect against unauthorized processing, accidental loss or destruction of, or damage to, personal data in accordance with its information technology policies.



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# CAYMAN ISLANDS PRIVACY NOTICE

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## Data Breach

The Fund, and those processing personal data on the Fund's behalf, must have effective measures in place to enable the detection, investigation, and (where appropriate) timely reporting by the Fund to the Ombudsman (and impacted individuals) of personal data breaches. If there is a personal data breach, the Fund will, without undue delay and, in any event, not later than 5 days after having become aware, notify the personal data breach to the Ombudsman and the impacted individuals. The Fund will also specify in such notice the measures taken in light of the breach, and those which individuals are recommended to take. The Fund will only refrain from reporting where the personal data breach is unlikely to prejudice the rights and freedoms of affected individuals. All data breaches will be recorded and investigated in order to prevent any reoccurrence.

## What rights do individuals have in respect of personal data?

Individuals have a right to be informed how personal data is processed and this privacy notice fulfills the Fund's obligation in this respect.

Individuals have a right to request access to their personal data, the right to request rectification or correction of personal data, the right to request that processing of personal data be stopped or restricted and the right to require that the Fund cease processing personal data for direct marketing purposes.

If you consider that your personal data has not been handled correctly, or you are not satisfied with the Fund's responses to any requests you have made regarding the use of your personal data, you have the right to complain to the Cayman Islands' Ombudsman. The Ombudsman can be contacted by calling: 1-345-946-6283 or by email at [info@ombudsman.ky](mailto:info@ombudsman.ky).

## Contacting the Fund

For further information on the collection, use, disclosure, transfer or processing of your personal data or the exercise of any of the rights listed above, please contact:  
[dpo@apexfs.com](mailto:dpo@apexfs.com)

