

**Information Memorandum on the Application of
Measures Against the Legalization of Proceeds from
Crime and the Financing of Terrorism („AML/CFT“)**

Dear clients,

LYNX.B.V., the CZ Branch, ID no.: 02451778, address: Vaclavske square no. 776 / 10, Nove Mesto, 110 00 Prague 1, file ref. A 76398 in the Municipal Court in Prague (hereinafter “**LYNX**”) must comply with the legal requirements.

The selected obligations of Client Identification, Verification, Customer/Enhanced Due Diligence and Record keeping

- the LYNX must identify participants in line with the Act no. 253/2008 Coll., on Selected Measures against Legitimization of Proceeds of Crime and Financing of Terrorism, as amended (hereinafter “*AML Act*”, *link is enclosed here*). In the identification process, we must verify and record the ID data of the natural and legal persons involved in the business. This is mainly the establishment of a contractual relationship, **the natural person** obligatorily submits to the identification 2 documents (e.g. ID card, passport, driving license) and a document with a clear address; **a legal entity**, a document proving its legal existence and a document of the company’s registered office (e.g. An extract from the Commercial Register, document with clear indication of the address, up to 6 months old). LYNX is authorized to make copies of the submitted documents. A copy of the ID card is obtained only with the consent of the holder.
- In the contractual relationship and in on-going relationship, LYNX is required by law to carry out so-called **Customer/Enhanced Due Diligence**, related to identifying the source (origin) of funds used in the particular transaction, the purpose of the transaction and, in the case of a legal entity, ownership structure, up to the level of the so-called Beneficial owner. LYNX requires, in accordance with its legal obligations in the AML/CFT area, the minimum scope of ID data: all names and surnames, birth identification number (if applicable) and date of birth, gender, permanent or other residence, nationality, type and number of ID card, state, the authority issuing it, the period of validity and nationality, at the same time we verify the identity of the form with the ID card. In the case of legal entities, the aforementioned is determined by the so-called actual Beneficial owner and at the same time by all the members of the statutory body of the Client (legal entity), who communicate with LYNX related to the contractual relationship, as well as all members of the statutory body of legal entities in the ownership and management structure of the Client that creates the position of the so-called Beneficial owner.
- Furthermore, LYNX draws attention to the fact that national and transnational Risk Assessments (at the level of the Czech Republic and the European Union) must be taken into account in the LYNX Risk Assessment, prepared in line with the Section 21a of the AML Act; it is required to identify any ID data if it is reasonable. The range of ID data is based, a. o., on the Basel Committee's Guidelines for banking supervision (see the “*General Guide to Account Opening*”). This guideline describes what information should be identified for the purpose of eliminating reputational, operational, and legal risks by obligated persons, including investment firms. This information includes, a. o., the e-mail address, occupation, employer’s name or public function. The primary way of providing ID data, in the case of a legal entity, is an extract from the **Commercial Register** (or another analogue Chamber of Commerce related to the legal arrangement of the State of the Legal Entity Registration).

LYNX B.V.

Václavské náměstí 776/10

110 00 Praha

T +420 234 262 500

E +420 234 262 501

T 800 877 877 (free)

E info@lynxbroker.cz

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If any of the required data is not included in the records, such ID data may be provided in a different way by a person acting on behalf of the client, such as an e-mail address intended to communicate with LYNX or an affidavit but only if there are no doubts about the credibility and authenticity of the data thus obtained.

- LYNX also applies mandatory procedures and measures set out in the following regulations in the field of prevention of legalization of proceeds from crime and terrorist financing, namely, Decree No. 67/2018 Coll., on Certain Requirements for the System of Internal Principles, Procedures and Controls Against Legalization Crime and Terrorist Financing (hereinafter "the *AML CNB Decree*", *link is enclosed [here](#)*), Act No. 69/2006 Coll., on the Implementation of International Sanctions (hereinafter referred to as the "*Sanction's Act*", *link is enclosed [here](#)*), the EBA / ESMA / EIOPA Guideline for the Area of Crime and Terrorist Financing "AML / CFT" of other standards and AML/CFT standards directly linked to them, in particular the FATF etc.
- Client Risk Assessment (his profile) means, LYNX may also request additional verification of this data from another source. It should be noted that the required ID data not only serve to fulfill the obligation to Identify, Verify and Due Diligence of the Client in the sense of the AML Act, but also to ensure that LYNX has sufficient data to implement the measures provided for by the international sanctions under the Sanctions Act and to meet the Client risk profile with respect to the AML requirements of the Decree of the Czech National Bank and the European institutions EBA / ESMA / EIOPA (the so-called General Risk Factors Guidelines). LYNX is entitled to request written information (for example, contracts, invoices, bill of lading, statements, notarial records, etc.) in case of verbally communicated information.
- LYNX is authorized to make copies of the documents submitted via the Customer Due Diligence. The Client is obliged to provide cooperation to fulfill the AML Act requirements. If the client does not provide the necessary cooperation, LYNX may not execute the transaction with respect to Section 15 of the AML Act and the Opinion of the Financial Intelligence Unit. The identification and other personal data provision are voluntary but is a prerequisite for the realization of brokering investment business. Archiving procedure is in line with § 16 of the AML Act, the deadline is 10 years from the date of the transaction or from the termination of the business relationship with the Client.
- LYNX applies a group Risk Based Approach to manage money laundering and terrorist financing risks.

Information about our regulated company is included in the List of Regulated and Regulated Financial Market Operators at the Czech National Bank (enclosed link to web page www.cnb.cz).

We kindly ask clients to become familiar with this memorandum before entering a contractual relationship.

Thank you.

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