

BCS Markets SA (Pty) Ltd
Anti-money laundering, terrorist and proliferation
financing Policy (FIC or AML Policy)

Last updated: February 2023

Next review: February 2024

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1. INTRODUCTION

- 1.1** BCS Markets SA (Pty) Limited (herewith "BCS", the "Company" or "We") is incorporated under the laws of South Africa and is registered by the Companies and Intellectual Property Commission with registration number 2020/523823/07. BROKSTOCK is a brand operated by BCS Markets SA (Pty) Ltd, a company incorporated and registered under the laws of South Africa and an investment firm regulated by the Financial Sector Conduct Authority ("FSCA") with license number 51404. This Policy is recommended for employees of financial institutions, by various bodies, including the Financial Sector Conduct Authority (FSCA) and the South African Reserve Bank (SARB).
- 1.2** This Policy ("the Policy") is issued by BCS Markets SA (Pty) Limited (the "Company") and applicable to the directors and employees of the Company, as well as contractors (the "Responsible Persons") for the purpose of complying with applicable sanctions laws.

2. WHAT ARE SANCTIONS?

- 2.1** Sanctions are restrictions on activity with targeted countries, governments, entities, individuals and industries ("the Targets") that are imposed by bodies such as the United Nations (UN), individual countries or groups of countries such as European Union (EU).

3. REGULATORY FRAMEWORK

- 3.1** South Africa's targeted financial sanctions regimes originate from resolutions of the United Nations Security Council ("UNSC") under Chapter VII of the Charter of the UN. South Africa implements two distinct targeted financial sanctions regimes through the Financial Intelligence Centre Act, 2001 Act and the Protection of Constitutional Democracy Against Terrorist and Related Activities Act, 2004, which form part of the regulatory framework relating to anti-money laundering ("a") and countering the financing of terrorism.
- 3.2** The Financial Action Task Force ("FATF") Recommendations 6 and 7 also require the implementation of the UNSC Resolutions on targeted financial sanctions regime for all FATF member countries.
- 3.3** It is also necessary to maintain the sanctions of the EU, United Kingdom ("UK"), United States of America ("USA") and other countries against terrorist entities, especially against Al Qaeda, Taliban, the Islamic State of Iraq and Levant amongst others.
- 3.4** Target in this context refers to any activity, country or person that relates to organized crime, illegal drugs, human trafficking, corruption, and terrorism.

4. ANTI-MONEY LAUNDERING (AML) STATEMENT

- 4.1** The Company may not:

- 4.1.1 deal with funds or economic resources owned, held or controlled by a Target where the Company knows or has reasonable grounds to suspect that a Target is holding or controlling those funds or economic resources;
 - 4.1.2 make funds, financial services or economic resources available, directly or indirectly to Targets;
 - 4.1.3 make funds, financial services or economic resources available, directly or indirectly, for the benefit of Targets; and
 - 4.1.4 knowingly and intentionally participate in activities that would directly or indirectly circumvent the financial restrictions imposed by the sanctions regime or enable or facilitate the commission of any of the above.
- 4.2 The Financial Intelligence Centre (“**FIC**”) is the principal body that assists in the implementation of financial sanctions pursuant to resolutions adopted by the Security Council of the UN, under Chapter VII of the Charter of the UN.

5. SANCTIONS

- 5.1 The Sanctions regime is not the same as the AML regime.
- 5.2 There is no distinction in the sanctions regime between regulated and non-regulated sectors or activities. The sanctions regime applies to all services and products offered by the Company.
- 5.3 A sanctions regime prevents the use of all financial resources by or for the benefit of Targets: it is irrelevant that the funds and purpose of the transaction are legal. Conversely, the AML regime is aimed at disrupting the flow of criminal property, i.e. property that constitutes or represents a person's benefit from criminal conduct.

6. RESPONSIBILITY FOR THE POLICY

- 6.1 The person that has the overall responsibility for this Policy is the Director/s of the Company (“Authorized Person”).
- 6.2 The Authorized Person is responsible for ensuring this Policy is adhered to by all staff and is responsible for maintaining a register of all reports they receive under this Policy.
- 6.3 Financial sanctions relating to a specific country or terrorist group are sanctions regimes. They have specific regulations and various forms of conduct is prohibited depending on the particular regulations. Regulations are imposed by the UN Security Council and it is important to regularly review and assess which countries are currently under sanctions.

The updated sanctions lists can be accessed from:

UN sanctions - https://www.un.org/securitycouncil/sanctions/1267/aq_sanctions_list;

EU sanctions - <https://www.sanctionsmap.eu/#/main>;
UK sanctions - <https://www.gov.uk/government/publications/the-uk-sanctionslist>;
UK Office of Financial Sanctions Implementation -
<https://www.gov.uk/government/collections/financial-sanctions-regime-specificconsolidated-lists-and-releases>; and
Office of Foreign Assets Control sanctions - <https://sanctionssearch.ofac.treas.gov/>

7. RISK ASSESSMENT

- 7.1** The Company aims to ensure that this Policy and its procedures are proportionate to the risks faced.
- 7.2** A company-wide assessment of the risk being exposed to persons subject to sanctions has been performed by the Company.
- 7.3** This Policy and the procedures contained below have been developed in response to the results of that risk assessment. Where necessary risk assessment shall be reviewed and appropriate changes to this Policy shall be made and this Policy amended from time to time.

8. OUR RISK PROCEDURES

8.1 Screening Clients:

- 8.1.1** The Company screens all its clients which are on the UN and FATF member countries sanctions lists or with links to them.
- 8.1.2** The Company conducts screenings before:
- 8.1.2.1** providing any services to an individual, entity, or other type of legal person; and
 - 8.1.2.2** receiving or transferring funds to, from or on behalf of an individual entity, or other type of legal person.
- 8.1.3** The Company conducts screenings every 6 months and whenever it becomes aware that a Target has been added or removed from the sanctions lists.

8.2 Screening Others

In addition to screening our clients, we follow the above screening procedures for:

- 8.2.1** directors and beneficial owners of Company clients that are legal entities; and
- 8.2.2** intended recipients of funds in transactional and litigation matters, where we have reason to believe that they may be subject to sanctions.

8.3 Screening Match Process

8.3.1 Any potential match identified through the Company's screening process shall be properly investigated by the Key Individual before taking any further steps in the client engagement or otherwise.

8.3.2 Responsible Persons shall immediately report any potential matches to the Authorized Person.

8.3.3 The Authorized Person must then investigate whether there is an actual match.

8.3.4 The result of such investigation may be that the Company:

- seeks guidance from the FIC; and/or
- requests an external party to investigate whether the person or entity the Company is dealing with is in fact a Target.

8.3.5 Where there is a positive match against the sanctions lists, the Company's obligations include the following:

- reporting the case to the FIC;
- freezing property and transactions; and
- not dealing with or engaging with the person or entity in question.

8.3.6 It is not for Responsible Persons to decide whether there is a positive match and if so, whether the Company should act. Responsible Person's responsibility is simply to complete the AML Report Form and submit it to the Authorized Person who is responsible for deciding how to proceed.

9. REPORTING CONCERNS

9.1 Where a Responsible Person is concerned that:

9.1.1 a matter involves a Target; or

9.1.2 an offence has been committed under an ALM or Sanctions Regime, such Responsible Person must raise the concern with the Authorized Person.

9.2 If a Responsible Person believes a sanctions issue and possible money laundering or terrorist financing issue is involved this must be reported to the Authorized Person immediately.

10. TRAINING

- 10.1** All Company employees will receive AML training from time to time and is compulsory.
- 10.2** New employees will receive training as part of the induction process. Further AML training will be provided to Company employees at least every two years or whenever there is a substantial change in the law or the Company Policy and procedure.
- 10.3** AML training will cover:
- 10.3.1** the law relating to the AML's regime; and
- 10.3.2** this Policy and procedures.
- 10.4** The Authorized Person will continually monitor training needs but if Responsible Person feels that such Responsible Person needs further training on any aspect of the relevant law or our Sanctions Policy or procedures, the Authorized Person shall be contacted.

11. CONSEQUENCES OF NON-COMPLIANCE

- 11.1** Failure to comply with this Policy puts both the relevant Responsible Person and the Company at risk.
- 11.2** The Company takes compliance with this Policy very seriously and failure to comply with any requirement of it therefore may lead to disciplinary action being taken by the Company under the relevant Company procedures. This may in turn result in disciplinary action being taken against an employee including possible dismissal in accordance with local Labour Law.
- 11.3** The details of the Company's Authorised Person in relation to this Policy are as follows:

Authorized Person: Peet Serfontein
Number: 080 022 7672, +27120019206
E-mail: pserfontein@bcsmarkets.co.za

12. AMENDMENTS TO THIS POLICY

- 12.1** Amendments to this Policy will take place from time to time subject to the discretion of BCS and pursuant to any changes in the law. Such changes will be brought to the attention of employee's, members and clients where it affects them.

13. POLICY REVIEW

- 13.1 The Key Individual has the authority to make amendments to this Policy. The Key Individual may delegate responsibility to an employee or external party for drafting the amendments.
- 13.2 If any inadequacy of any element of this Policy is identified, that portion of the Policy can be amended. The Policy should also undergo a full review as deemed necessary.
- 13.3 The Policy shall be reviewed at least annually, and more frequently.
- 13.4 Any significant changes in the Policy after each review shall follow a formal approval process.

14. OWNERSHIP OF THIS POLICY

- 14.1 This Policy is owned by BCS Markets SA (Pty) Ltd, trading as BROKSTOCK, an authorised financial services provider in terms of the Financial Advisory & Intermediary Services Act (37 of 2002) and subordinate legislation, with FSP number 51404.
- 14.2 The Key Individual of BCS Markets SA (Pty) Ltd hereby confirms the adoption of this Policy on behalf of the governing body of the BCS Markets SA (Pty) Ltd and accepts responsibility for the successful training of employees and implementation of this Policy.

ANNEXURE 1: SANCTIONS REPORT FORM (internal – to be submitted to the Company Authorized Person)

1. This form should be used in accordance with this Policy in reporting all relevant information to the Authorized Person including information regarding suspected designated persons and suspected breaches of financial sanctions.
2. The Company's and its employees' AML reporting and compliance obligations are described in BCS Markets SA's Anti-money laundering, terrorist and proliferation financing Policy (FIC or AML Policy). Please review this Policy carefully prior to completing this form.
3. Following completion, please e-mail the completed form, including any associated documents, to pserfontein@bcsmarkets.c.za or compliance@brokstock.co.za.

1.	Details of the person completing this report			
	Name (including title)			
	Job title			
	Company/organisation			
	Address			
	Contact number(s)			
	Email address			
	Date submitted (dd/mm/yyyy)			
2.	Are you submitting this form on behalf of a third party?	Y		N
3.	What are you reporting?			
	suspected designated person		suspected breach	
4.	Suspected designated person (including persons owned or controlled by them)			
	Name of the designated person			
	Name of the person/entity if owned/controlled by a designated person			

5.	What has caused you to know or suspect that the person you are reporting on is a designated person (or is owned/controlled by one)?
6.	Please provide any information by which the designated person can be identified
7.	Who do you suspect has committed, or has attempted to commit, the suspected breach?
8.	Does this information relate to a suspected completed or suspected attempted breach?
9.	What does the suspected breach involve?

10.	Are you providing any supporting documents?							
		Economic resource(s)	Financial Services	License conditions	Reporting obligations			
11.	Other relevant information							
12.	I confirm that all information I have provided in this form is accurate and true to the best of my knowledge.				<table border="0"> <tr> <td style="border-top: 1px solid black; width: 100px;"></td> <td style="border-top: 1px solid black; text-align: center;">X</td> <td style="border-top: 1px solid black; text-align: center;">✓</td> </tr> </table>		X	✓
	X	✓						
	<p>NAME:</p> <p>DESIGNATION:</p> <p>DATE:</p>							

ANNEXURE 2: SANCTIONS REPORT FORM (external – to be submitted to the Financial Intelligence Centre)

- 1.1 This form should be used to report all related information to the Financial Intelligence Centre (**FIC**) including information regarding the suspected designated persons, frozen assets and suspected breaches of financial sanctions.
- 1.2 Please note that the information provided in this form may be shared for the purpose of facilitating or ensuring compliance with financial sanctions regulations, in accordance with the FIC’s information sharing powers.
- 1.3 The Company’s and its employees’ financial sanctions reporting and compliance obligations are described in BCS Markets SA’s Anti-money laundering, terrorist and proliferation financing Policy (FIC or AML Policy). Please review this Policy carefully prior to completing this form.
- 1.4 Please ensure that when you complete this form, you believe that the facts and information provided in this form are accurate and true to the best of your knowledge.
- 1.5 Following completion, please e-mail the completed form, including any associated documents, to pserfontein@bcsmarkets.c.za or compliance@brokstock.co.za.

2.	GENERAL INFORMATION			
	Details of the person completing this report			
	Name (including title)			
	Job title			
	Company/organisation			
	Address:			
	Contact number(s)			
	Email address			
	Date submitted(dd/mm/yyyy)			
	Are you submitting this form on behalf of a third party?	Y	N	
	What are you reporting?			

	suspected designated person		frozen assets		suspected breach	
3.	REPORTING A SUSPECTED DESIGNATED PERSON					
	This part should be used to report your knowledge or suspicion that an individual, business or organisation is a designated person and therefore subject to financial sanctions.					
	Your report should include information by which a designated person can be identified.					
	Suspected designated person (including persons owned or controlled by them).					
	Name of the designated person					
	Name of the person/entity if owned/controlled by a designated person					
	Information on which your knowledge or suspicion is based					
	What has caused you to know or suspect that the person you are reporting on is a designated person (or is owned/controlled by one)?					
	Please provide any information by which the designated person can be identified.					

4.	INFORMATION ON FROZEN ASSETS	
	This part should be used to report that you have frozen the assets of a designated person.	
	Designated person (DP)	
	Name of the designated person	
	Name of the person/entity if owned/controlled by a designated person	
	Please provide information on all funds and economic resources you have frozen.	
5.	INFORMATION ABOUT A SUSPECTED BREACH	
	This part should be used to report any suspected or known breach of financial sanctions.	
	Your report should include all known details in relation to the suspected breach activity. Where information is not known or not applicable, please state.	

	Who do you suspect has committed, or has attempted to commit, the suspected breach?
	Summary of facts
	Does this information relate to a suspected completed or suspected attempted breach?
	Financial sanctions regime(s) under which the suspected breach has occurred
	Financial sanctions regime(s)
	Act/Regulation(s) (if known)
	Relevant section(s), article(s), regulation(s) suspected of having been breached (if known)
	Sanctions lists in effect can be found on:
	UN sanctions - https://www.un.org/securitycouncil/sanctions/1267/aq_sanctions_list ;

	EU sanctions - https://www.sanctionsmap.eu/#/main ;									
	UK sanctions - https://www.gov.uk/government/publications/the-uk-sanctions-list ;									
	OFSI sanctions- https://www.gov.uk/government/collections/financial-sanctions-regime-specificconsolidated-lists-and-releases ;									
	OFAC sanctions - https://sanctionssearch.ofac.treas.gov/ .									
6.	DETAILS OF SUSPECTED BREACH									
	What does the suspected breach involve:									
	Funds		economic resource(s)		financial Services		license conditions		reporting obligations	
	Total value of the suspected breach (actual or estimated)									
	Method(s) of payment and/or transfer									
	Sender information									
	Intermediary information									
	Ultimate beneficiary information									
	Please list all external parties who have been made aware that this information is being passed to FIC, including any designated persons									
	Has this matter been reported to any other authority?					Y			N	
	Other relevant information									
	Are you providing any supporting documents?					Y			N	

	<p>I confirm that all information I have provided in this form is accurate and true to the best of my knowledge.</p> <p style="text-align: right;">_____ <u>X</u> ✓</p>
	<p>NAME: DESIGNATION: DATE:</p>