**Elective Professional Clients Disclaimer**

**1. General**

CAPITAL COM GROUP LTD (the "Company") is authorized and regulated by the Cyprus Securities and Exchange Commission ("CySEC") as a Cyprus Investment Firm (License No. 463/25.

The Company is authorized to provide investment and ancillary services with regards to specific financial instruments as stated in its CySEC License.

This Elective Professional Clients Disclaimer (the "Disclaimer") sets out important information for retail Clients who request to be classified as Professional. The policy needs to be read and understood in full, whilst for any enquiries, you may contact support@capital.com.

Retail Clients may be classified as Professional Clients when they meet at least two of the three following criteria:

- the Client seeking professional status has carried out transactions, in significant size, on the relevant market at an average frequency of 10 per quarter over the previous four quarters;
- the size of the financial instrument portfolio of the Client seeking professional status, defined as including cash deposits and financial instruments, exceeds EUR 500 000;
- the Client works or has worked in the financial sector for at least one year in a professional position, which requires knowledge of the transactions or services envisaged

In terms of Law, Professional clients are those clients where we can assume that they have sufficient knowledge, experience and expertise to make their own investment decisions and understand the risks involved in trading with CFDs and other derivative products such as Knock-Out Options (the "KOs").

As a Professional Client you are responsible to inform us about any change, which could affect your current classification. In case of such change, please notify us in writing at the following e-mail address: support@capital.com or notify your dedicated account manager.

Should we become aware however that you no longer fulfill the initial conditions, which made you eligible for Professional Client treatment, we will take appropriate action.

You are entitled to demand at any time another classification, e.g. be re-categorised as a Retail Client and receive higher level of protection in terms of the regulations of the Law (see Part 2 below). In this case, please notify us in writing at the following e-mail address: support@capital.com or notify your dedicated account manager. Such re-classification becomes effective after such a request has been received and acknowledged by the relevant officer of our Compliance Department. For the avoidance of doubt, such requests cannot be retroactively applied to trading transactions that have taken place before we have formally received and acknowledged such requests.

**Costs & fees:**

Charges applied to professional accounts may vary from those of retail accounts. Details of costs and charges applied can be found on the dedicated website section here.

**2. Consequences of categorisation as Elective Professional**

Once categorised as a Professional Client, you will lose some of the regulatory protections which would have otherwise been available to you as a Retail Client. In particular, the following changes shall be applicable:

**Appropriateness Test and understanding of risk:**
We assume that you have sufficient knowledge and experience to understand and assess the risks of the relevant financial instruments and your transactions, therefore we will not provide you with any written risk warnings in relation to any of your transactions.

**Terms of Business:**
Our Terms and Conditions and Policies remain applicable to you to the extent they are not in conflict with your status as a Professional Client.

**Financial Promotions:**
Rules relating to financial promotions are limited or modified in their application to Professional Clients compared to Retail Clients.

Financial promotions directed at Professional Clients' are only subject to the high level requirement that they are fair, clear and not misleading.

**CIF Client Compensation Fund Scheme:**
Only Retail Clients have access to Cyprus Investor Compensation Fund, in the case where we are unable to meet our obligations.

**Negative Balance Protection & Margin Close Out Rule:**
Negative balance and margin close out rule protections will be a default option for all elective professional clients. The Company reserves the right to remove negative balance protection and/or margin close out, decrease leverage (i.e. Increase margin rates), or vice versa, for specific client accounts, on a case by case evaluation. The Company might exercise this right at its sole discretion in cases where the trading style of specific accounts justifies such change, or in cases where a client account exceeds the Company's acceptable risk limits. The Company shall inform the client of such change(s) before this is implemented.

**Title Transfer Collateral Arrangement (the "TTCA"):**
By accepting the Terms and Conditions, you hereby allow the Company to conduct a TTCA appropriateness assessment on your Professional Account. In case your Account is assessed as appropriate for the application of TTCA, the Company will request your consent for treating your money as a collateral. In essence, by being assessed as appropriate for TTCA and by providing your consent you will be treated in accordance with title transfer, namely money that you transfer to us by way of margin or otherwise, will be transferred in full ownership to us for the purpose of securing or covering your recent, future, actual, contingent or prospective obligations.

TTCA consent will be requested only if the Company determines that the use of TTCA is appropriate for your Account. In particular, the below factors, inter alia, shall be taken into consideration:

- Client's margin requirements/available margin;
- The leverage utilized;
- The volume of transactions undertaken.

For more information, please refer to section 3.5.11 of our Terms and Conditions.