

AML/CFT Legislation

(Anti-Money Laundering and Countering Financing of Terrorism Act 2009)

Compliance with the Act, which came into force in New Zealand on 30th June 2013, is compulsory for all Investment Managers (including Banks), and our compliance is overseen by the Financial Markets Authority.

This short series of questions is designed to assist us with our compliance obligations.

More information about the Act can be found at

<http://www.legislation.govt.nz/act/public/2009/0035/latest/DLM2140720.html>

Please note this information needs to be provided BEFORE any documents can be sent to the solicitors and no funds can be drawdown prior to receipt.

We are required to verify the identity and address of the Settlor, Trustees and persons acting on behalf of the Trust. This can be done either electronically or manually by provided us with certified copies of both. If done electronically, we need a mobile phone number for the individuals.

Name of Trust (as per the Trust Deed): _____

(Copy of Trust Deed together with deeds appointing or removing trustees must be provided – **please attach**)

We wish to use electronic verification (please provide mobile phone numbers below)

Address of Trust: _____

Settlor(s) as per Trust Deed: _____ Mobile Ph# _____

Assets of the Trust: Property \$ _____ **Investment/Cash \$** _____ **Other \$** _____

Origin of the entire body of the Trust(s) assets: _____

(For example, inheritance (eg copy of will), business earnings (eg 3 months bank statements or financial accounts) , sale of property (eg Sales & Purchase agreement or legal document) – **Proof is required – please attach**)

Source of Income? Is the Trust earning? No / Yes, from where? _____

(For example, monthly deposit from a bank account, rental income – **Proof is required – please attach**)

Trustee(s): Name: _____ Mobile Ph# _____

Name: _____ Mobile Ph# _____

Name: _____ Mobile Ph# _____

Any additional Trustees can be provided on a separate sheet.

Person's acting on behalf of the Trust: Name: _____ Mobile Ph# _____

(This is anyone who has the authority to carry out transactions on behalf of the trust)

Any other individual who has effective control over the Trust: _____ Mobile Ph# _____

(This is anyone who has the power to amend the Trust's deed, or remove or appoint trustees)

ID requirements are applicable for all of the above individuals – **please attach** certified copies, or provide mobile phone numbers

When professional entities are appointed, for example as corporate trustee or agent, we also need to identify the individual(s) representing the corporate trustee or agent.

Beneficiaries Names	DOB	Beneficiaries Names	DOB
_____	_____	_____	_____
_____	_____	_____	_____

Description of each class of beneficiaries (for example, discretionary):

Additional Information: _____

As a reporting entity under the Anti-Money Laundering and Countering Financing of Terrorism Act 2009, we are now required to gather and **verify** information on all new customers, and in some instances, on existing customers.

Recently, the Financial Markets Authority has released additional guidance on how reporting entities gather and verify information on customers who hold accounts in the name of Trusts

We are required to obtain proof of the source of funds and/or the source of wealth (the entire boy of assets) of a customers Trust. This means we need to see documentation on the origin of the wealth/funds of the Trust and, if the Trust has an income, documentation on that income (e.g. income from an underlying company, Trust owned rental property or simply a monthly deposit from a family bank account).

We also need to identify the individual(s) who are the settlor(s) of the Trust, and the origin of the settlor’s wealth. For example, the settlor may have inherited family wealth, accumulated business earning, or received funds from the sale of property. We may also need information relating to the beneficiaries of the Trust.

Below is an example of what you will be required to provide:

- Audited financial accounts from a chartered accountant, full pay slips or wage slips • A copy of a will
- Inheritance (stamped grant of probate, stamped grant of letters of administration)
- Sales and purchase agreements
- Government-issued documents or data
- Full bank and other investment statements

It may be that we need to see more than one of these items, or ask for more information, but we will communicate directly with you about what information we need to meet our customer verification obligations under the Anti-Money Laundering and Countering Financing of Terrorism Act 2009.

Please feel free to call us, if you have any questions.

*Please note that information gathered by us remains Private & Confidential, and that Southern Cross Financial complies with all obligations contained within the **Privacy Act 1993.***