

AML/CFT LEGISLATION - TRUST

(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>

TRUST DETAILS

Name of Trust:

Settlor(s) as per Trust Deed:

Trustee(s):

Person's acting on behalf of the Trust:

(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:

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

NOTE: ID & Address verification requirements are applicable for all of the above individuals – please attach or complete electronic verification. 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

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DOB

Classification of class beneficiaries: *i.e discretionary or final*

Purpose of Account ☐ Savings ☐ Investment ☐ Retirement income ☐ Other (please specify)

ASSETS: Approximate value of all: (Total of ALL assets held by the trust regardless of what is intended to be invested with SCP)

Property \$

Investments/cash \$

Other \$

How has the trust mainly acquired these assets?

☐ Property

☐ Investments/cash

☐ Other

Specifically the total amount of the funds that you are proposing to invest through Southern Cross Partners, and where have those funds been derived from, and where are they presently? (E.g sale of investment property, currently in Westpac Term Deposit).

(Documented Proof is required –refer list supplied and attach as applicable)

\$

Does the trust earn income?: ☐ No ☐ Yes, from where?

(Documented Proof is required –refer list supplied and attach as applicable)

Additional Information:

SIGNATURE

DATE / /

SIGNATURE

DATE / /

SIGNATURE

DATE / /

Please note that information gathered by us remains Private & Confidential, and that Southern Cross Partners complies with all obligations contained within the Privacy Act 2020 which gives you the right to see and correct information about you held by us.

FOR INTERNAL USE ONLY

COMPLIANCE SIGNATURE _____ DATE _____

OPENING AN ACCOUNT IN THE NAME OF A TRUST

NOTE: 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 of a customer 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. We are required to verify the origin of the funds used for activities that occur within the business relationship with us. 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:

Examples of Documented proof of - Origin of Wealth & Source of Income;

- Business Earnings: Audited financial accounts from a chartered accountant, or 3 months bank statements/full pay wage slips
- Inheritance: A copy of a will or stamped grant of probate, stamped grant of letters of administration
- Sale of a property: Sales and purchase agreement or legal document
- Government-issued documents or data
- Full bank and other investment statements
- **Source of Income:** monthly deposit from a bank account, rental income

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. 09 535 2239



IDENTIFICATION REQUIREMENTS

WHY DO WE NEED YOUR ID

The AML/CFT Act 2009 (The Act) came into effect on 30 June 2013. Southern Cross Financial is legally required to confirm the identity of its customers and any person acting on behalf of the customer.

WHO NEEDS TO PROVIDE AN ID

In the case of Investors, Section 11 of The Act requires us to conduct customer due diligence on:

- (a) A customer;
- (b) Any beneficial owner of a customer;
- (c) Any person acting on behalf of a customer

WHAT DO WE NEED TO IDENTIFY

The information required to identify the person(s) is:

- (a) The person's full name and
- (b) The person's date of birth; and
- (c) If the person is not the customer, the person's relationship to the customer; and
- (d) The person's address or registered office;

and the following, only if relevant;

- (e) The person's company identifier or registration number; and
- (f) Any information prescribed by regulations.

ACCEPTABLE IDENTIFICATION DOCUMENTS

Your ID should be current and original and at least one form of ID needs to contain a photo. The ID must be an original of a certified copy. Acceptable identification documents and a list of who is qualified to certify follows: OR, Select Electronic Verification on the Application form.



ELECTRONIC VERIFICATION (If selected on application form)



- A. Documents to verify full name and DOB
Passport or Drivers Licence (NZ and Australia only)
- B. Address verification is conducted using Property records
(home ownership), Retail account (Energy providers) or Credit Bureau (Centrix).

PAPER DOCUMENT VERIFICATION (Copies provided by post)

A. Documents to verify full name, DOB and/or residential address

One of the following: (Primary Photographic)

- Passport (NZ or overseas)
- NZ certificate of identity
- NZ firearms licence

OR, NZ Drivers Licence plus one of the following:

- A credit or debit card issued by a registered NZ bank (must contain name and signature)
- A bank statement issued by a registered NZ Bank, addressed to you and dated within last 12 months.
- A document issued by a NZ government agency containing your name and signature e.g SuperGoldcard.
- IRD statement or other NZ government agency statement addressed to you and dated within last 12 months.

OR, one of these plus any one under Document list (1)

- Full birth certificate (either NZ or overseas)
- Overseas citizenship certificate

Document List (1)

- NZ Drivers Licence
- 18+ card
- International Drivers Licence or permit (with photo)

B. Documents to verify residential address with your name and current address (if address is not already included on the documents mentioned above)

- Utility bill
- Council rates notice / valuation
- NZ Bank statement
- Government agency statements (eg IRD)
- Other independent document

C. Acceptable persons to certify identification documentation and proof of address

- Justice of peace
- Lawyer
- Member of police
- Registered teacher
- Chartered accountant

*When certification occurs overseas, copies of the international identification provided by a customer resident overseas must be certified by a person authorised by law in that country to take statutory declarations or equivalent in the customer's country.
Note: (1) Certification must include the name, occupation and signature of the person certifying and the date of certification. (2) The person certifying must sight the original documentation, and make a statement to the effect that the documents provided are a true copy and represent the identity of the named individual (3) Certification must have been carried out in the three months preceding the presentation of the copied documents.

