

**To the extent that you have been categorised as a Professional Client or Eligible Counterparty ('ECP'), you will lose the protections afforded to Retail Clients** under the rules of the Financial Conduct Authority (FCA). Although the below list is not exhaustive, the following are the main protections which you will lose:

#### **Client Money**

For all funds held in your trading account(s), you acknowledge and agree that full ownership of the money is transferred to us for the purpose of covering your obligations as provided in our Customer Terms and Conditions according to the title transfer collateral arrangements. Accordingly, the Client Money Rules set by the Financial Conduct Authority will not apply, the money in your trading account will not be segregated from the money held in our bank account(s) and may be used in the course of our business.

In the event of our insolvency, you will rank as a general creditor in respect of any funds held with us. We will not be liable for the solvency, acts or omissions of any bank or other third party holding your money.

You may notify us at any time that you do not wish for us to treat the money held in your trading account(s) in this manner but that may mean that we can no longer provide the same services to you.

#### **Communication**

ETX has an obligation to communicate with all Retail clients in a fair, clear and not misleading manner. However, the way in which we communicate with you as a professional client or ECP may differ, this includes the risk warnings we display to you, the communication we have with you regarding financial promotions and the sophistication of the language we use when communicating with you.

ETX will not be required to provide you with any standardised risk warning that may be introduced in the future that relate to transactions in any of our products. In addition, the requirement to provide certain product-specific documents, such as Key Information Documents ('KIDs') does not apply for Professional clients and ECPs. The level of detail provided in relation to costs and charges may also vary if you are classified as a Professional client or ECP.

#### **Best Execution**

**The factors we consider when determining the delivery of Best Execution may differ between Retail and Professional clients.** Where we execute an order for a professional client, ETX is subject to an obligation to take all sufficient steps to obtain the best possible execution result for the professional client's order. Where you elect to be treated as a ECP, we will not be under an obligation to take all sufficient steps to obtain the best possible execution result for you.

#### **Order Handling**

As a Retail client, ETX is obliged to ensure the execution of orders is prompt, accurately recorded and allocated and any material difficulty in the proper carrying out of orders promptly is notified to clients. As a professional client, this will be done on a best efforts basis. As an ECP our Order Execution Policy and related order handling protections may not apply.

#### **Appropriateness**

We will consider your knowledge and experience as a professional trader when assessing how appropriate a product is for you. By categorising you as a ECP, we are not required to assess the appropriateness of investment services or products that may be provided to you.

#### **Negative Balance Protection**

As a professional client or ECP you will be responsible for making additional payments should your account fall into a negative balance. You could lose more than the sum you have invested when trading CFDs.

#### **Leverage**

Retail clients have restrictions to leverage of between 30:1 and 5:1. Professional clients and ECPs will not have these restrictions but it should be noted that higher leverage can work against investors and magnify losses.

## Loss of Protection Notice

Trading involves high risk. For more information please visit [www.etxcapital.com/en-gb/legal](http://www.etxcapital.com/en-gb/legal)

Please note that not all products are available in all jurisdictions.  
ETX Capital is a trading name of Monecor (London) Limited which is authorised and regulated by the Financial Conduct Authority with Financial Services Register number 124721.

If you have any questions regarding your categorisation as a Professional Client, as set out in our Customer Terms and Conditions, or require any further information, you should contact us before signing this notice.

**The Financial Ombudsman Service**

Retail client generally have the right to refer complaints to the Financial Ombudsman Service ('FOS') in the UK. The services of the FOS may not be available to Professional clients, unless they are, for example, consumers, small businesses or individuals acting outside of their trade, business, craft or profession. As an ECP you will not have the same rights as Retail clients and not necessarily the same rights as Professional clients in this instance.

**Confirmation**

I/we have read and understood the terms and warnings set out in the Loss of Protection Notice.

Signature

Full Name

Date

Company

*(where applicable)*

## Loss of Protection Notice

Trading involves high risk. For more information please visit [www.etxcapital.com/en-gb/legal](http://www.etxcapital.com/en-gb/legal)

Please note that not all products are available in all jurisdictions.

ETX Capital is a trading name of Monecor (London) Limited which is authorised and regulated by the Financial Conduct Authority with Financial Services Register number 124721.

**ETX Capital**

26 Finsbury Square  
London  
EC2A 1DS  
United Kingdom

t: +44 (0)20 7392 1400  
f: +44 (0)20 7392 1414  
[newaccounts@etxcapital.com](mailto:newaccounts@etxcapital.com)  
[www.etxcapital.com](http://www.etxcapital.com)

**New Accounts Team**

If you have any questions, please  
call our New Accounts Team on  
+44 (0)20 7392 1400 or email  
[newaccounts@etxcapital.com](mailto:newaccounts@etxcapital.com)