

# Financial Services Guide - Millinium Capital Managers Limited

Level 33, 19 Martin Place, Sydney NSW 2000 | ABN 32 111 283 357 | AFSL 284 336

Dated 22 August 2017

## What is the purpose of this FSG?

This Financial Services Guide ("FSG") is an important document that provides you with information about Millinium Capital Managers Limited ("Millinium Capital Managers", "we", "us") to help you decide whether to use our financial services.

This FSG contains information on:

- who we are;
- who our authorised representatives are;
- how we can be contacted;
- certain financial services that we can offer you;
- how we, our authorised representatives and other parties involved in providing the financial services are paid in relation to the financial services we offer;
- details of any potential conflicts of interests; and
- details of how you can make a complaint about us or the financial services we provide.

The preparation and distribution of this FSG has been authorised by Millinium Capital Managers and relates to general advice given by our authorised representatives on our behalf.

## Who is Millinium Capital Managers?

Millinium Capital Managers is an Australian fund manager that is licensed to provide responsible entity and/or investment activities and general financial advice about, and deal in, certain financial products (such as cash, securities, fixed interest, derivatives and managed investment schemes) issued by it or its authorised representatives. We aim to provide quality financial products and services to investors. Millinium Capital Managers acts on its own behalf when providing financial services. Our details:

### Head Office

Level 33, 19 Martin Place, Sydney, NSW, 2000

ABN 32 111 283 357

### Telephone

02 9247 3326

### Postal Address

GPO Box 615, Sydney, NSW, 2000

## Who are our authorised representatives?

We have appointed 27 Capital Pty Limited A.C.N.606763765 ("27 Capital"), KIAT Pty Ltd A.C.N. 04 24 70 ("KIAT") and Inmark Investment & Management Pty Ltd A.C.N 125 569 600 ("Inmark") (our "Corporate Authorised Representatives").

27 Capital and KIAT are majority owned by Millinium Capital Managers. Inmark is not a related company. We have also appointed Mr Otto Rieth as an authorised representative to us (our "Authorised Representative").

## What financial services are we authorised to provide?

Millinium Capital Managers is authorised to provide the following financial services:

*provide general financial product advice in respect of:*

- basic deposit products;
- derivatives;
- debentures, stocks or bonds issued or proposed to be issued by a government;
- interests in managed investment schemes, including investor directed portfolio services ("IDPS");
- securities; and
- superannuation.

*deal in a financial product by issuing, applying for, acquiring, varying or disposing of a financial product, in respect of:*

- derivatives;
- interests in managed investment schemes, including IDPS; and
- superannuation.

*applying for, acquiring, varying or disposing of a financial product on behalf of another person, in respect of:*

- basic deposit products and deposit products other than basic deposit products;
- derivatives;
- debentures, stocks or bonds issued or proposed to be issued by a government;

- interests in managed investment schemes, including IDPS;
- securities; and
- superannuation.

*operate the following kinds of registered managed investment schemes (including the holding of any incidental property) in its capacity as responsible entity:*

- schemes which only hold derivatives, financial assets; and/or mortgages; and
- IDPS-like schemes.

*operate custodial or depository services other than IDPS.*

This FSG only relates to the provision of general advice by Millinium Capital Managers.

## Corporate Authorised Representatives details:

Level 33, 19 Martin Place, Sydney NSW 2000

27 Capital - ASIC authorised representative number: No. 1233798

KIAT – ASIC authorised representative No. 124120

Inmark – ASIC authorised representative number: No. 001278

## Authorised Representative details:

Level 33, 19 Martin Place, Sydney NSW 2000

Mr Otto Rieth - ASIC authorised representative: No. 001238761

## Getting personal advice

Neither we nor any of our corporate authorised representatives can provide you with personal advice. Personal advice is advice that takes into account your objectives, financial situation and needs. Where you are referred to a financial planner for personal advice, they will make reasonable enquiries to understand your personal objectives, financial situation and needs. Their personal advice, and any relevant warnings, will be provided to you in their Statement of Advice ("SOA").

## Investing

As at the date of this FSG, all Funds managed by Millinium Capital Managers are closed to new investors.

## Remuneration

All personnel that provide general advice on our behalf or our related companies in providing services are on contract to us and receive a salary or payments in accordance with their respective contracts. They may also receive a bonus but it is not related to the general advice they give you or the services they provide to us. None of us or them will receive any direct payment in relation to any general advice.

However, if an investor decides to invest in our or related company's products, we or they may receive fees in relation to that product. Those fees are set out in the PDS or IM for that product (provided when you invest in the product) or detailed in writing to you. These fees may change from time to time upon notification to investors pursuant to the *Corporations Act 2001 (Cth)* and/or any other relevant law. Our management fees in our products can range up to 2.00% per annum of funds under management.

Also, depending upon the type of product, we or our related companies may also receive upfront and/or ongoing fees, including for loan administration services or withdrawal fees as described in the PDS or IM (provided when you invest in the product) or as otherwise detailed in writing to you.

If you have a financial planner, you will receive a Statement of Advice from them that sets out the exact amount of fees, commissions and other benefits they will receive, as well as any conflicts of interest that may arise for any financial product recommendations.

All fees in the relevant PDS or IM and this FSG are expressed as inclusive of GST.

## Anti-money laundering

The Anti-Money Laundering and Counter-

Terrorism Financing Act 2006 ("AML/CTF Act") regulates financial services and transactions in a way that is designed to detect and prevent money laundering and terrorism financing. The AML/CTF Act is regulated by the Australian Transaction Reports and Analysis Centre ("AUSTRAC"). Under the AML/CTF Act, Millinium Capital Managers is required:

- to verify our investors' identities before providing services to them, and to re-identify them if we consider it necessary to do so;
- where a client supplies documentation relating to the verification of their identity, we must keep a record of this documentation for 7 years.

To ensure we comply with our obligations under the law, Millinium Capital Managers implements a number of measures and controls including identifying and monitoring investors.

## Reporting obligations to AUSTRAC

Millinium Capital Managers has certain reporting obligations pursuant to the AML/CTF Act. The legislation prevents us from informing an investor that any such reporting has taken place. Where legally obliged to do so, we may disclose the information gathered to regulatory and/or law enforcement agencies, including AUSTRAC and to other bodies, if required by law.

## Insurance and compensation arrangements

As required by law and Australia Securities & Investments Commission ("ASIC") policy, we have professional indemnity insurance and arrangements in place for compensating retail investor's if things go wrong. Our insurance and compensation arrangements comply with the law and ASIC policy.

Subject to the terms and conditions, the arrangements provide cover for civil liability resulting from Third Party claims concerning the professional services provided by us and our employees and representatives.

Our insurance arrangements continue to provide coverage for past employees and representatives in respect of professional services performed while engaged by us.

## Your Questions Answered: Privacy and personal information

Millinium Capital Managers and our related entities, will collect personal information from an investor when they apply for, and in the course of administering, any investment in a financial product we operate. This will include the personal information that an investor includes in the application

form, as well as other personal information that is provided to us from time to time in connection with an investment.

Where possible, we will collect personal information directly from the investor or your agent. However, it may be necessary for us to collect personal information about you from other sources for the purposes of verifying your identity or otherwise conducting checks for the purpose of compliance with the AML/CTF Act (as described below).

We use your personal information for the primary purpose of administering an investor's investment and conducting research and marketing to you. If we do not collect personal information from an investor, we may not be able to process an application to invest in a financial product or to otherwise provide our requested services or information.

We may collect your Australian tax file number ("TFN") or Australian Business Number ("ABN") and related information if you choose to provide it (as outlined above). We collect your TFN, for the purpose of paying distributions to you without withholding tax, as permitted by tax laws. As noted above, you do not have to provide us with your TFN or ABN and it is not an offence for you to withhold this information. However, if you choose not to provide us with your TFN or ABN and do not have an exemption, we must deduct tax at the highest personal tax rate, plus the Medicare levy, before passing on any distribution to you.

As outlined further below, Millinium Capital Managers (or its administrators or auditors) may collect personal information from you for the purposes of compliance with the AML/CTF Act and may disclose your personal information to regulatory and/or law enforcement agencies, including the Australian Transaction Reports and Analysis Centre, when required by law.

We will not otherwise disclose your personal information to anyone unless:

- the law so requires or authorises, in which case we may disclose as required or authorised by law;
- we consider that your adviser or agent, or our auditors or administrator, needs the information, in which case we may disclose it to the relevant party in connection with your investment; or
- we or someone from our group or other party we approve of needs it to send you promotional material where you have consented to receive such material – if you no longer wish to receive such promotional material, you can unsubscribe from receiving it by contacting us at the privacy contact details listed below or using the unsubscribe mechanism set out in the relevant material.

We operate in Australia and other locations through, and with the support of, our affiliates, related bodies corporate and service providers. As such, it is possible that we may disclose your personal information to overseas recipients for the purposes outlined above. The countries in which the recipients may be located will vary from time to time, but are likely to include Australia and New Zealand. Additionally, with certain laws introduced with the United States, we must also record and report US taxpayers that invest in our financial products to the Australian Tax Office.

If you think our records are wrong or out of date – particularly your address, email address or financial planner, contact us and we will correct them. If your information is wrong or out of date we will send you a Change of Details Form for your completion. You can access the personal information we hold about you by contacting us.

Our privacy policy is available on our website at [www.millinium.com.au](http://www.millinium.com.au) or you can obtain a copy by contacting us using the contact details set out below. Our privacy policy contains further information about how you may access the personal information that is held by us and seek correction of such information and how you may complain about a breach of the Australian Privacy Principles and how we will deal with such a complaint. You may contact us with any queries about privacy via the following means:

Email address: [registry@fundbpo.com.au](mailto:registry@fundbpo.com.au)

Business address: Fund BPO Ltd, Level 1, 51 – 57 Pitt Street, Sydney, NSW 2000

Telephone number: +61 2 9247 3326

### **What can I do if I have a complaint?**

In any case where you have a complaint about the financial services provided to you, you should first contact the person who provided the service to you. If the complaint cannot be settled in the first instance, you should contact us via the contact details set out below:

#### *In writing*

Dispute Resolution Officer

Millinium Capital Managers Limited

GPO Box 615

Sydney, NSW, 2000

#### *Facsimile*

02 9251 3525

When your complaint is received by us it will be entered onto our complaints register. All details of the complaint will be sent to our Disputes Resolution Officer who will investigate the circumstances of the complaint. If our Disputes Resolution Officer is unable to reach a satisfactory resolution of the complaint within forty five (45) business days of receipt, you should contact Financial Ombudsman Service Limited (“FOS”). The details are:

#### *In writing:*

The Manager

Financial Ombudsman Service

GPO Box 3, Melbourne, Victoria, 3001

#### *Telephone*

1300 780 808 (local call rate)

#### *Email*

[info@fos.org.au](mailto:info@fos.org.au)

#### *Website*

[www.fos.org.au](http://www.fos.org.au)

Please note the FOS Panel can currently only deal with claims for compensation up to \$500,000. However the FOS Panel can decide to consider a claim above \$500,000 if the parties to a claim together with FOS reach an agreement under the FOS Rules. FOS is only able to make a determination of up to \$280,000 per managed investment claim (excluding compensation for costs and interest payments). These monetary limits and the FOS terms of reference do change from time to time. Current details can be obtained from the FOS website listed above.

You can also make a complaint to the ASIC at any time by contacting on 1300 780 808. There is no charge to you for accessing the services offered by the above organisation.

### **Any questions?**

If you have any further questions about the financial services, please call Investor Services on (02) 9247 3326. Please retain this document for your reference and any future dealings with us.

