

THE MONTGOMERY [PRIVATE] FUND

Information Memorandum

July 2024

Issued by Fundhost Limited
ABN 69 092 517 087 | AFSL 233 045



IMPORTANT INFORMATION

About this Information Memorandum

Montgomery Investment Management Pty Ltd (ABN 73 139 161 701) (AFSL 354 564) (referred to in this Information Memorandum ("IM") as "Montgomery Investment Management" or "Montgomery") is the investment manager of The Montgomery [Private] Fund ("the Fund").

Montgomery has appointed Australian Eagle Asset Management Pty Limited (ABN 89 629 484 840, Authorised Rep No. 001269301) ("Australian Eagle") from 12 September 2022 as sub-investment manager of the Fund's assets.

This IM is issued by Fundhost Limited (ABN 69 092 517 087) (AFSL 233 045) ("Fundhost") as the trustee of, and issuer of units in the Fund.

This IM is intended to provide a guide to the principal features of the Fund. An investment in the Fund is subject to the terms of the Fund's Trust Deed. The IM is not a comprehensive statement of the Trust Deed or all of the terms applicable to an investment in the Fund. A copy of the Fund's Trust Deed can be obtained by contacting Montgomery or Fundhost. This IM may not contain all of the information that a prospective investor or their adviser may expect or require in order to make an informed decision as to whether to apply for units in the Fund. Prospective investors should rely upon their own enquiries in deciding whether to invest.

The information contained in this IM has been prepared without taking account of your personal objectives, financial situation or needs. Because of this you should, before acting on this information, consider its appropriateness having regard to your objectives, financial situation and needs. An independent custodian ("Custodian") has been appointed. The Custodian has no supervisory role in relation to the operation of the Fund and is not responsible for protecting your interests. The Custodian has no liability or responsibility to you for any act done or omission made in accordance with the terms of the Custody Agreement. The Custodian makes no statement in this IM and has not authorised or caused the issue of it. Neither Fundhost, Montgomery, Australian Eagle nor any related or associated company guarantees the performance of the Fund, the return of investor's capital or any specific rate of return.

New Zealand investors should refer to the section entitled 'Important Information for New Zealand Investors in the Fund'.

All amounts in this IM are given in Australian dollars. Fees and costs in this IM are disclosed inclusive of the net effect of Goods and Services Tax ("GST") if applicable and any reduced input tax credits.

You should read this IM in full before deciding to invest.

This IM supersedes all preliminary information and other previous communications in connection with this offer and the Fund. All such preliminary information and previous communications should be disregarded. Any information or representation not contained in this IM may not be relied on as having been authorised by Fundhost, Montgomery or Australian Eagle in connection with the offer.

Information in this IM is subject to change from time to time. Updated information (such as performance information for the Fund) can be obtained at www.montinvest.com and www.fundhost.com.au or by contacting Montgomery or Fundhost. A supplementary or replacement IM will be issued where any changes are, in Fundhost's view, materially adverse to investors.

Changes to Fund details

The Fund's objective and investment strategy (including the benchmark), asset allocation and ranges may change without prior notice. Investors will be informed of any significant change to the Fund's details in their next regular communication.

Eligibility and type of fund

This IM is not a product disclosure statement. It is not required to be and has not been lodged with Australian Securities & Investments Commission ("ASIC") under the Corporations Act or with the New Zealand Securities Commission. The Fund is an unregistered managed investment scheme. It is not listed on a stock exchange. Fundhost may in the future apply for registration of the Fund with ASIC. By investing in the Fund you agree that Fundhost can do this without the need for a unitholder meeting.

This IM can only be used by:

1. in Australia, wholesale investors (as defined in sections 761G or 761GA of the ***Corporations Act 2001***) who receive the IM (electronically or otherwise) and respond to this offer in Australia; and
2. in New Zealand, wholesale investors (as defined in clause 3 of Schedule 1 of the ***Financial Markets Conduct Act 2013 (NZ) (FMCA)***) who receive the IM (electronically or otherwise) and respond to this offer in New Zealand (“Eligible Investors”).

Important information for New Zealand investors

This IM and the information contained in or accompanying it

- o are not, and are under no circumstances to be construed as, an offer of financial products for issue requiring disclosure to an investor under Part 3 of the FMCA;
- o have not been registered, filed with or approved by any New Zealand regulatory authority or under or in accordance with the FMCA; and
- o are not a disclosure document under New Zealand law and do not contain all the information that a disclosure document is required to contain under New Zealand law.

Any offer or sale of any financial product described in this IM in New Zealand will be made only in accordance with the FMCA.

Warning

New Zealand law normally requires people who offer financial products to give information to investors before they invest. This requires those offering financial products to have disclosed information that is important for investors to make an informed decision.

The usual rules do not apply to this offer because there is an exclusion for offers where the amount invested upfront by the investor (plus any other investments the investor has already made in the financial products) is \$750,000 or more. As a result of this exclusion, you may not receive a complete and balanced set of information. You will also have fewer other legal protections for this investment.

Investments of this kind are not suitable for retail investors.

Ask questions, read all documents carefully, and seek independent financial advice before committing yourself.

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KEY INFORMATION

ABOUT THE MONTGOMERY [PRIVATE] FUND

Fund Name	The Montgomery [Private] Fund
Investment objective	The Fund's objective is to outperform the S&P ASX 200 Industrials Accumulation Index over a rolling 5-year period. The investment objective is not intended to be a forecast. It is merely an indication of what the Fund aims to achieve over the medium to long-term. Returns are not guaranteed.
Manager of the Fund	Montgomery Investment Management Pty Ltd
Sub-Investment Manager	Australian Eagle Asset Management Pty Limited
Trustee of the Fund	Fundhost Limited
Auditor	Ernst & Young
Fund administrator	Fundhost Limited
Inception date	23 December 2010
Minimum initial investment amount	AUD 1 million ¹
Unit pricing and application and redemption processing frequency	Weekly, using Thursday end of day price
Fund application price	Fund application prices will be calculated on the basis of Fund net asset value per unit, plus a buy spread
Fund redemption price	Fund redemption prices will be calculated on the basis of Fund net asset value per unit, less a sell spread
Sell spread	-0.25% (25 cents per \$100)
Buy spread	+0.25% (25 cents per \$100)
Income distributions	Distributions from the Fund are expected to be paid annually as at 30 June. Unless otherwise instructed however, distributions will be reinvested in additional units.

Fees and costs	A base investment management fee of 1.13% per annum (inc GST) of the net asset value is payable monthly in arrears. An annual performance fee of 15.38% (inc GST) of the positive excess returns over the S&P/ASX 200 Industrials Accumulation Index, subject to recouping previous years' underperformance if any. Administration fees and expenses are described in Section 8 "Fees and expenses".
Taxation	Taxation matters are dealt with in section 7
Risks	Please refer to section 6 "Investment risks"
Applications	Applications for units in the Fund should be made by completing the Application to Invest form accompanying this IM.
Suggested investment period	At least five years ²
Further information	Please refer to section 9 "Additional information"

¹ The Minimum Initial Investment amount can be waived at the discretion of Montgomery and Fundhost.

² This suggested investment period may not be appropriate for you at all times or suit your particular needs. You should regularly review all aspects of your investments.

2.1 About Montgomery and Australian Eagle

Montgomery Investment Management and Australian Eagle are independent, privately owned and Australian-based boutique investment managers.

Montgomery Investment Management and Australian Eagle manage the portfolio of The Montgomery [Private] Fund. The Fund is open to a relatively small group of private individuals and families, their family trusts and companies, charitable organisations and self managed superannuation funds.

Montgomery Investment Management and Australian Eagle are largely owned by their staff. Former staff also own less than 10% of Montgomery Investment Management.

Principal staff are highly regarded investing practitioners in Australia and utilise a combination of proprietary approaches to fundamental research and investment analysis, which may otherwise be inaccessible in a fund.

Montgomery and Australian Eagle follow a highly disciplined and multifaceted approach to equity investment designed to pursue capital preservation, superior risk-adjusted returns and tax-awareness.

The privacy of investors is sacrosanct.

2.2 About the Fund

The Montgomery [Private] Fund is a portfolio of Australian equities and cash managed by Montgomery Investment Management with Australian Eagle as sub-investment manager.

Access to the Fund is limited to a relatively small number of invited investors who will also have access to information and insights about portfolio constituents.

The Fund can be adopted as a stand-alone investment option for Australian equity exposure or can be combined with other investment managers to complement those styles.

Investors in the Fund are expected to benefit from:

- o a high level of personalised contact and access;
- o information and insights about stock holdings upon request;
- o Montgomery and Australian Eagle's investment philosophy;
- o investment in a portfolio of companies considered by Montgomery and Australian Eagle to be superior by reference to characteristics that are expected to lead to outperformance;
- o capital growth – an important source of wealth creation;
- o some protection against inflation, which erodes purchasing power and reduces real investment returns.

2.3 About Fundhost

Fundhost is the trustee of the Fund. Fundhost is a public company that has been established to be a trustee and provide essential services to wholesale and retail managed investment schemes.

3.1 Investment objectives

The Fund's long-term objective is to provide absolute returns to investors in the form of capital growth and income, from a portfolio of Australian shares.

Achievement of the investment objectives does not occur by active or frequent trading of common stocks.

The investment objective is not intended to be a forecast. It is merely an indication of what the Fund aims to achieve over the medium to long-term. Returns are not guaranteed.

3.2 The Fund's investments

Typically, the Fund will hold between 25 and 35 investments in Australian equities.

Investments can include companies listed in Australia, stock options and cash.

The Fund's strategy may utilise derivatives (exchange traded stock options) to manage risk, enhance returns and establish positions.

For example, if a company's shares held by the Fund are trading at what is believed to be a significant premium to estimated intrinsic value, call options may be written. This strategy raises the possibility the shares will be called away and sold at an even higher price and it will also generate income in the meantime. Please see Section 6 "Investment risks" for more information on risks associated with derivatives.

While expected to be very rare, up to 100 per cent of the Fund's assets can also be held in cash when suitable investments cannot be found or in order to manage risk.

3.3 Investment philosophy

Montgomery and Australian Eagle share investment philosophies and are regarded as 'focused' or 'high conviction' investment managers. The portfolio is likely to hold shares of fewer companies than those typically managed by larger financial institutions.

Working from Montgomery's office, Australian Eagle manages the portfolio on a day-to-day basis with oversight from Roger Montgomery. Montgomery and Australian Eagle may, when circumstances warrant, agree to increase the cash weighting of the portfolio and retain the flexibility to use derivatives to manage risk, enhance returns or establish positions.

While difficult to achieve, the Fund seeks positive long-term returns irrespective of the direction of the market. As a by-product of this aim, returns are likely to diverge from market returns and may underperform in the short-term.

The Fund aims for growth and capital preservation. It aims to achieve this partly by ensuring that companies purchased offer a safety buffer or 'margin of safety'. This may be displayed by a wide difference between the estimated current or future value of a company's shares and the current price. It may also be presented by a superior combination of expected or actual financial and operational performance.

While the Fund aims to invest in companies that meet its criteria for superior quality and performance, those selected may not meet the conventional definition of 'blue-chip'.

3.4 Investment strategy

The Fund seeks to invest in the securities of Australian listed companies with the following attributes: (1) superior quality; (2) shareholder-oriented management; (3) an attractive purchase price; and (4) identified positive change.

Quality business

A suitable business may demonstrate one or more of the following:

- o Sustainable competitive advantage;
- o An improvement in prospects for the company's business, products or services and for growth in intrinsic value;
- o High or growing market share in principal product and/or service lines;
- o Capable of a high return on growing equity or tangible assets;
- o Identifiable or strengthening competitive advantages such as barriers to imitation, high switching costs, network effects, information advantages, property rights, or culture;
- o Financial health with relatively low capital requirements (including debt and accounting goodwill);
- o Excess cash generation even while growing;
- o Unique franchise characteristics; or
- o Shareholder oriented capital deployment

Shareholder-oriented management

The preference is to invest in companies whose shareholder-oriented management does not overcompensate itself and wisely allocates the cash generated by the business.

Ideal companies:

- o Reinvest in the business when justified and still have excess cash;
- o Make truly synergistic acquisitions opportunistically rather than simply because cash is available; and
- o Buy back stock when attractive purchase prices are available.

Attractive purchase price

The analyst determines a sensible or reasonable valuation for the company being researched using well understood valuation metrics. The output of the valuation process is a set of valuation ranges that are compared to the relevant share price to provide an estimate of each company's 'Valuation Gap'. The Valuation Gap provides a consistent tool for estimating the potential upside inherent in each company's share price and is a primary metric in the segmentation and ranking of the research universe.

Montgomery and Australian Eagle believe that a company growing faster than hitherto market expectations for example, will increase in market value as investors reappraise the earnings potential of its business. The process renders the purchase price attractive even when conventional measures of value may suggest otherwise.

Change

Sometimes known as 'catalysts', the companies the Fund seeks to invest in are those that have been identified as operationally changing in a way that promotes closure of any gap between price and assessed value. The identification of change seeks to mitigate the risk of a 'cheap' company remaining cheap.

Summary

Only when we believe all the four characteristics (that is, quality business, shareholder-oriented management, positive change and attractive prices) are present does a company qualify to be added to the Fund's portfolio. If any of the required characteristics cease to be present, the company may no longer qualify for inclusion.

The prices of individual companies can vary significantly over short periods of time, and such price movements are often uncorrelated with a company's business performance.

Process

Montgomery Investment Management and Australian Eagle deploy their resources to help understand many more listed companies than they buy or would even consider acquiring.

These resources include a proprietary quality screen, which produces specific quality "scores" upon which further investigation may be undertaken.

Montgomery Investment Management and Australian Eagle are able to delve deeply for example into the history of a company's financial relationship with its shareholders as well as into comparative studies of companies and industry groups. The aim is to isolate those candidates that are displaying both attractive economics and prices, and thereby assist in the timely identification of those companies that are out of favour with investors, as well as taking advantage of excessive and unjustified exuberance.

While the Fund seeks to own holdings for the long-term, it will also sell companies that no longer meet its investment criteria or if superior investment opportunities become available. Sell decisions however are not made based on market sentiment or predictions, nor broader economic forecasts.

Portfolio structure

The Fund's portfolio is built stock-by-stock. As each company meeting the Fund's criteria is added, the portfolio should exhibit characteristics the average value of which is superior to the broader market's. As a consequence, the portfolio should also demonstrate below-average characteristics for business risk.

Consequently, investment weightings will vary considerably from general industry benchmarks such as the S&P/ASX 200.

4.1 Applications for Fund units

To invest in the Fund you need to be an Eligible Investor and invest at least \$1,000,000 initially. Fundhost and Montgomery Investment Management can waive this minimum at their discretion.

To apply, use the Application to Invest form accompanying this IM.

Applications to Invest will generally be processed each Friday. If your application request is received before 4pm Sydney time on the Thursday it will be processed using the unit price effective for that week. If an application request is received after this, it is treated as having been received before the cut-off time for the following week.

The minimum initial investment is \$1,000,000 and minimum balance is \$1,000,000. Fundhost and Montgomery reserve the right to waive the minimum and also reserve the right to redeem your units without you asking should your investment balance drop below \$1,000,000 or the initial invested amount if that amount is less than \$1,000,000. This covers the situation, for example, where initial application amounts may not correspond with an investor's intended investment.

Interest is neither earned nor paid on application monies held prior to the time units are issued.

4.2 Redemptions of Fund units

If you want to withdraw your money, simply contact us in writing and tell us how much you need to withdraw, specify your investor number and ensure your instructions are signed:

Fundhost Limited
PO Box N561
Grosvenor Place
Sydney NSW 1220

Alternatively you can send a withdrawal request by email (admin@fundhost.com.au) or fax +61 2 9232 8600.

If you would like to send a withdrawal request by email or fax please be aware of the following requirements:

- o instructions must be legible and bear your investor number and signature, and
- o redemption proceeds can only be transferred to the financial institution account previously nominated on the application form.

Please be aware that for fax and email instructions you will need to accept full responsibility (to the extent permitted by law) for loss arising from us acting upon faxed or scanned instructions which comply with these security processes and you also agree to release and indemnify us in respect of any liabilities arising from us acting on faxed or scanned instructions (including future instructions), even if those instructions are not genuine. Also, you agree that neither you nor any other person has any claim against us in relation to a payment made or action taken under the facsimile or scanned instruction service if the payment is made in accordance with these conditions. These terms and conditions are additional to any other requirements for giving redemption instructions.

The Fund processes redemptions on a weekly basis. Weekly redemption requests are required to be received by Fundhost by 4.00 pm Sydney time Thursday to be processed using the unit price for that week. If a redemption request is received after this, it is treated as having been received before the cut-off time for the following week. The minimum balance is \$1,000,000.

Normally once we decide you can withdraw your money (usually this happens within 5 business days of receipt of your redemption request), we process the request within 8 business days (although the constitution for the Fund allows us 180 days), and pay funds to your account.

For anyone redeeming around 1 July there may be a delay in receiving your redemption monies due to year end processes.

Withdrawals will be paid to the financial institution account that you nominated on your application form. Cheque withdrawals are not available.

The Trust Deed specifies the circumstances in which withdrawal of your money can be delayed.

Fundhost also has the power to determine what portion of units an investor can redeem if the Fund is invested in partially illiquid assets. For example, if the Fund's assets comprised 10% illiquid stocks, Fundhost may determine that an investor can only redeem 90% of their investment. Given the concentrated nature of The Montgomery [Private] Fund, this could occur at some time in the future.

The Trust Deed specifies the circumstances in which units may be redeemed without you asking.

A copy of the Fund's Trust Deed can be obtained by contacting Montgomery or Fundhost.

4-3 Application and redemption prices for the Fund

Unit prices are calculated in three steps.

First, the market value of the Fund is calculated and the value of the liabilities (as defined in its Trust Deed) are deducted.

Second, this result is divided by the number of units on issue to give the per unit price.

Third, an adjustment is made (up for the entry or buy price to take account of the costs of buying investments or down for the exit or sell price to take account of the costs of realising investments), and each such adjustment can be up to 0.25% of the net value of the assets of the Fund. This adjustment is called the buy-sell spread and more information about it is in Section 8 under the heading "Fees and expenses".

Because of the adjustments made, there are two unit prices; a "buy" price and a "sell" price. The "buy" price is used when issuing units and the "sell" price is used when processing withdrawals. There is a third type of unit price, the "mid" price. This is the unit price without any adjustments. It is used to calculate the number of units you will receive when you re-invest your distributions instead of taking them in cash.

All of these unit prices are regularly posted on Fundhost's and Montgomery's (www.montinvest.com) websites.

Income distributions are usually made at the end of each financial year (June).

Distributions can be paid to your financial institution account or reinvested (the default option).

Fundhost may vary or terminate any distribution reinvestment arrangement at any time.

Any distributions reinvested will be reinvested at the ex-distribution mid price, that is, the mid price without an accrual for undistributed income (see Section 4 under the heading "Application and redemption prices for the Fund).

There will always be the risk of fluctuations in the value of an investment. Montgomery and Australian Eagle have sound risk management frameworks to manage and mitigate risk but it cannot be completely eliminated. It is important to understand that not all risks are foreseeable. There is always the chance that you may lose money on any investment you make.

Some common types of investment risks are outlined in the table below.

The suggested investment timeframe is a minimum of five years.

Type of risk	Risk explained
Counterparty credit risk	Credit risk refers to a risk of loss arising from the failure of a borrower or other party to a contract to meet its obligations. This may arise in derivatives, fixed interest securities and mortgage securities and may indirectly affect other companies or the Fund itself.
Currency exchange risk	If you are a New Zealand Investor, the value of your units when converted to New Zealand dollars will go up or down according to changes in the exchange rate between Australian dollars and New Zealand dollars.
Derivatives risk	The use of derivatives involves leverage which increases the riskiness of the portfolio. General risks such as liquidity and counterparty risks or market risk are magnified when derivatives are used. Fundhost and Montgomery have agreed that the use of derivatives be restricted to specific exchange traded equity options. Fundhost and Montgomery seek to manage the risk of derivatives by use of appropriate documentation and by careful monitoring of agreed portfolio limits.
Industry risk	Industry risk is the risk that a particular industry may perform poorly.
Interest rate risk	Changes in interest rates can have a direct or indirect impact on the investment value and/or returns of all types of assets. Interest rates may directly or indirectly affect a company's cost of borrowings.

Investment strategy and timeframe risk	An investment in the Fund is considered a high risk investment because the Fund intends to hold a more concentrated portfolio of securities as well as some derivatives (exchange traded options). It is Montgomery's and Australian Eagle's belief that it makes sense to invest more in the most preferred choices than in investments thought less attractive. The more concentrated portfolio of 25-35 holdings that results, can produce periods of higher volatility than might be expected from conventionally diversified and constructed portfolios, such as those typically and more conventionally managed by large institutions. Ideally, therefore, investments should be made for a minimum of five years with the expectation that short-term volatility may be mitigated over time.
Liquidity risk	This is the risk that an investment may not be easily converted into cash with little or no loss of capital and minimum delay.
Manager and key person risk	There is a risk that Montgomery and/or Australian Eagle as the investment managers will fail to deliver positive relative or absolute returns. Manager risk may occur due to the loss of key personnel, a systemic failure within the organisation or a failure of approach or methodology. Investors will have no direct control over the day-to-day management decisions of Montgomery or Australian Eagle. Investors rely on the skill of Montgomery and Australian Eagle and their investment managers to implement the investment strategy and manage the investments of the Fund. If key personnel are lost (for example through departure, disability or even death) there is no guarantee their skills can easily or quickly be replaced. This is likely to have an impact on investment performance and/or potentially result in termination of the Fund. Australian Eagle has a small, experienced and diversified investment team. Its members are trained to follow its investment style and philosophy. Montgomery also has skilled investment professionals providing additional resources should they be required in this area.
Market risk	Markets can be impacted by a range of factors including economic conditions, government regulations, fiscal and monetary policy changes, market sentiment, pandemics, local and international political events and climate, environmental and technological issues. Market risk may have different impacts on each investment and investment style.

Regulatory risk	Regulatory risk is the risk that the Fund may be adversely affected by future changes in applicable laws, including tax laws.
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Security specific risk	An investment in a company may be affected by unexpected changes in that company's operations (such as changes in management or the loss of a key customer) and business environment.
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You should be aware of these risks when investing and should be aware that not all risks can be foreseen. No matter how skilled the investment manager, there is always a chance you could receive less than you invested. The future performance of the Fund is not guaranteed. Investment returns are volatile and past performance is not a reliable guide to future performance.

All investment returns earned by the underlying assets of the Fund, including franking credits, if any, retain their nature and are passed to the unit holder net of all and any fees and charges.

Where realised capital gains on the sale of underlying trust investments are paid to investors, the investor may be able to utilise the 50% capital gain discount where the Fund has held the assets for more than 12 months.

Unrealised capital gains (and losses) are reflected in the price of the units.

When units in the Fund are sold, the investor may have additional capital gains tax liabilities, depending on the purchase/sale price of their units. Where the units have been held for over 12 months, the 50% discount method for calculating capital gains may be available.

In all likelihood you will need to pay tax in relation to your investment in this Fund. Generally this will include income or capital gains tax, but you might be able to claim some tax credits or have the benefits of some concessions.

Your tax liability ultimately depends on your circumstances, for example, whether you are an Australian resident.

Fundhost will send you the information you need each year to help you to complete your tax return.

Fundhost will distribute income and capital gains, if any, shortly after 30 June each year.

Distributions could comprise:

- o income (like dividends and interest);
- o net taxable capital gains (from the sale of the Fund's investments); and
- o tax credits (like franking credits attached to dividend income and credits for tax paid on foreign income).

Additionally, Australian residents are generally subject to capital gains tax ("CGT") on gains when they withdraw any money or transfer units.

Depending on the kind of taxpayer you are, and how long you have held your units, you may be entitled to a capital gains concession which can reduce the liability by up to one half.

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 rate, plus the Medicare levy, before passing on any distribution to you.

You should seek your own tax advice to ensure the Fund is appropriate for you. Neither Fundhost, Montgomery nor Australian Eagle provide any tax advice.

A taxation regime for managed investment trusts has been introduced called the Attribution Managed Investment Trust ("AMIT") regime. Fundhost has elected to operate the Fund under this regime. As an AMIT the Fund can attribute amounts of income and tax offsets to investors on a fair and reasonable basis. There is also an ability to adjust the cost base of an investor's interest in a Fund upwards or downwards.

This section outlines taxation for Australian investors. New Zealand investors should seek their own taxation advice.

The following fees and expenses apply to an investment in the Fund:

- An Investment management fee (payable to Montgomery who in turn pays Australian Eagle from its fees). See Section 8.1;
- Administration Fee (payable to Fundhost). See Section 8.2;
- Performance fee (payable to Montgomery who in turn pays Australian Eagle from its fees). See Section 8.3;
- Expenses (paid to reimburse Fundhost or its agents for expenses properly incurred in connection with the Fund). See Section 8.4; and
- Possible Additional service fees. See Section 8.6.

8.1 Investment management fee

1.13% per annum or \$1.13 per \$100 (incl. GST).

This is paid monthly in arrears, based on the net asset value of the Fund. This fee is paid to Montgomery who in turn pays Australian Eagle from its fees from the Fund's assets.

8.2 Administration fee

0.10% per annum or 10 cents per \$100 (incl. GST).

This is paid monthly in arrears, based on the net asset value of the Fund. This fee is paid to Fundhost from the Fund's assets.

8.3 Performance fee

A performance fee is payable to Montgomery Investment Management who in turn pays Australian Eagle from its fees when the investment performance of the Fund has both exceeded the benchmark, being the performance of the S&P/ASX 200 Industrials Accumulation Index for the relevant period ("Benchmark") and achieved positive performance.

The performance fee is 15.38% (incl. GST) of the gross total return of the portfolio that is in excess of the Benchmark, calculated weekly and paid annually in arrears.

Where the return of the Fund is less than the corresponding return of the Benchmark no performance fee is payable. No performance fee is payable until the previous years' accrued underperformance (if any), in dollar terms, has been made up.

Fundhost may, in consultation with Montgomery, reset the accrued underperformance to a value determined by it, but may only exercise this right once every three years.

8.4 Expenses

Up to 0.10% p.a. or 10 cents per \$100 (incl. GST).

Fundhost is entitled to expense reimbursement in accordance with the Trust Deed. Expenses that are intended to be recovered are the ordinary expenses of the Fund, which typically include audit fees, legal costs associated with the Fund, the cost of auditors in providing performance fee and distribution sign-offs, and external establishment costs. These ordinary expenses will not exceed 0.10% p.a. and Montgomery will reimburse the Fund for any excess. Transaction costs and abnormal expenses (such as the cost of unit holder meetings or legal costs associated with bringing or defending claims against the Fund) are not subject to the cap and are reimbursable out of Fund assets as and when incurred.

8.5 Transaction costs

When you invest in the Fund, it buys investments, incurring costs (for example, a sharebroker must be paid to buy shares). When you withdraw, the Fund sells investments so you can be paid cash, also incurring costs.

A buy-sell spread is an adjustment to the unit price reflecting Fundhost's estimate of the costs as a result of the purchase/sale of assets arising from the issue/withdrawal of units. This adjustment ensures that existing investors do not pay the costs associated with other investors acquiring/withdrawing units in the Fund. The buy-sell spread is reflected in the issue/withdrawal price.

Currently, the buy-sell spread is 0.50% of the unit price (that is +0.25% on the entry price and -0.25% on the exit price). For example, if the net asset value of each unit is \$1.00, on entry the unit price is adjusted up approximately 0.25% (up 0.25 cents) and on exit down approximately 0.25% (down 0.25 cents).

Fundhost has a formal policy in relation to the guidelines and relevant factors taken into account when calculating transaction costs, including the buy-sell spread. A copy of this policy is available on request.

8.6 Additional service fees

Additional service fees vary depending on what you ask to be done.

9.1 Rules governing the Fund

The Trust Deed dated 9 November 2010, as amended from time to time, establishes the Fund and sets out the rules. Together with this IM and the law from time to time, it governs the relationship between you and Fundhost. It gives Fundhost rights to be paid fees and expenses and to be indemnified from the Fund. It governs (amongst other things) Fundhost's powers (which are very broad), investor meetings and unit issue, pricing and withdrawal, as well as what happens if the Fund terminates.

The Trust Deed limits Fundhost's need to compensate you if things go wrong. Generally, subject always to liability which the Corporations Act imposes, Fundhost is not liable in contract, tort or otherwise to investors for any loss suffered in any way relating to the Fund provided they act in good faith and without gross negligence.

The Trust Deed also contains a provision that it alone is the source of the relationship between you and Fundhost and not any other laws (except, of course, those laws that can't be excluded). Fundhost may amend the Trust Deed by supplemental deed.

You can obtain a free copy of the Trust Deed by calling Fundhost or Montgomery.

9.2 Fund administrator

Fundhost Limited will provide fund administration services, such as fund accounting and unit pricing in respect of the Fund.

9.3 Auditor

Fundhost has entered into an agreement with Ernst & Young (Auditor) under which it will provide external audit services for the Fund.

The Auditor is a service provider to the Fund and is not involved directly or indirectly with the organisation, sponsorship, management or other activities of the Fund.

9.4 Privacy

Fundhost use personal information about you to administer your investment.

Fundhost won't tell anyone any information that we have about you unless:

- o the law requires; or
- o Fundhost considers that your adviser needs the information.

If you think our records are wrong or out of date - particularly your address, email address or adviser - it's important that you contact Fundhost and we'll correct them. You can access the personal information we hold about you at any time by contacting us.

10 CONTACT INFORMATION

The Investment Manager

Montgomery Investment Management Pty Limited

ABN 73 139 161 701

Suite 5.01, 17 Castlereagh Street Sydney NSW 2000

GPO Box 3324 Sydney NSW 2001

+61 (0)2 8046 5000

office@montinvest.com

The Fund Trustee and Administrator

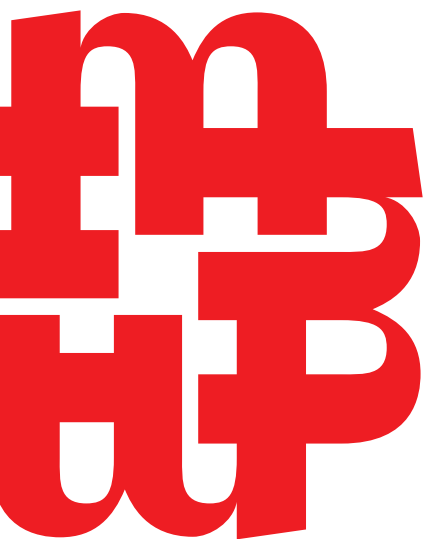
Fundhost Limited

ABN 69 092 517 087

PO Box N561 Grosvenor Place NSW 1220

+61 (0)2 8223 5400

admin@fundhost.com.au



Application to INVEST

IN THE MONTGOMERY [PRIVATE] FUND

An investment in The Montgomery [Private] Fund is only open to Eligible Investors (being wholesale investors (as defined in sections 761G or 761GA of the Corporations Act in the case of Australian investors and within the meaning of clause 3(b)(i) of Schedule 1 of the Financial Markets Conduct Act 2013 (NZ) in the case of New Zealand investors) who receive the Information Memorandum (electronically or otherwise) and respond to this offer in Australia and New Zealand).

Eligible Investors are required to read The Montgomery [Private] Fund Information Memorandum before applying for units.

The minimum initial investment in The Montgomery [Private] Fund is \$1,000,000.

Please use **BLOCK LETTERS** in blue or black pen and initial any corrections.

Select your **Investor Type** on Page 2F and complete all referenced Sections and Parts.

Use the **Application Checklist** on Page 24F to ensure you have provided a complete Application to Invest.

Part A: ELIGIBILITY

All investors are required to complete **Part A: Eligibility**. Part A defines the basis for which you are eligible to invest.

Part B: APPLICATION

All investors are required to complete **Part B: Application**. Select your Investor Type on Page 2F and complete the applicable **Sections 1 - 6**.

Part C: ACCOUNTANT CERTIFICATE

You may need to ask your accountant to complete **Part C: Accountant Certificate**. Part A will indicate if this is required.

IMPORTANT

If you don't provide all the information required in Part A, Part B and Part C, Fundhost may not be able to process your Application or may have to redeem your Application at some time in the future. Fundhost will take appropriate steps to verify the information you provide, as required by law. To do this, Fundhost may disclose your information to various government agencies in Australia and overseas. Take time to read the section headed Privacy in the Information Memorandum before submitting your Application to Invest.

SUBMIT YOUR APPLICATION

You may **email, fax or post** your Application, along with the required Investor Identification Document(s) in a **CERTIFIED COPY FORMAT** and your payment to Fundhost Limited.

Email:

admin@fundhost.com.au

Fax:

+61 (0)2 9232 8600

Post:

THE MONTGOMERY
[PRIVATE] FUND

Fundhost Limited
PO Box N561
Grosvenor Place NSW 1220
Australia

QUESTIONS

Contact Fundhost

T: +61 (0)2 8223 5400

E: admin@fundhost.com.au

We accept application forms and AML ID by fax, email and post.

Please tick to indicate your Investor Type below and complete all referenced Parts and Sections.

Investor Type	Complete Part:	Complete Section:	Page(s)
☐ Individual Investor(s)	A		3F-4F
Including where investing as Trustees(s) for another person	B	1, 5	5F-7F, 16F-19F
	C	Accountant Certificate*	27F
☐ Trust/Superannuation Fund	A		3F-4F
(Individual Trustees(s))	B	1, 2, 5, 6	5F-9F, 16F-21F
	C	Accountant Certificate*	27F
☐ Trust/Superannuation Fund	A		3F-4F
(Company/Corporate Trustee)	B	2, 3, 5, 6	8F-12F, 16F-21F
☐ Company	A		3F-4F
	B	3, 5, 6	10F-12F, 16F-21F
☐ Partnership	A		3F-4F
	B	4, 5, 6	12F-21F

* Your accountant may need to complete **Part C: Accountant Certificate** (See Page 3F).

Part A: ELIGIBILITY

THE MONTGOMERY [PRIVATE] FUND

The Montgomery [Private] Fund is an unregistered wholesale managed investment product available only to Eligible Investors (being wholesale investors (as defined in sections 761G or 761GA of the Corporations Act in the case of Australian investors within the meaning of clause 3(b)(i) of Schedule 1 of the Financial Markets Conduct Act 2013 (NZ) in the case of New Zealand investors) who receive the IM (electronically or otherwise) and respond to this offer in Australia and New Zealand).

To be an Eligible Investor, you must satisfy **ONE** of the below criteria. If you are investing superannuation monies, your accountant must complete **Part C: Accountant Certificate**, unless you select an alternative Eligibility Exemption.

Please tick to indicate your applicable Eligibility Exemption:

In the case of Australian investors:

- ☐ Invest at least A\$500,000 at one time (excluding superannuation monies);
- ☐ Provide an accountant certificate (**Part C: Accountant Certificate**) which is not more than 6 months old indicating that the Applicant has either net assets of least \$2.5 million or a gross income for each of the last 2 financial years of at least \$250,000 a year;
- ☐ Control at least A\$10 million (including any amount held by an associate or under a trust that the Applicant(s) manages);
- ☐ Be a professional investor or a wholly-owned subsidiary of a professional investor that is a body corporate;
- ☐ Be a business that is not a small business (that is, companies that employ more than 20 people or 100 people if they are a manufacturer);
- ☐ Hold an Australian Financial Services Licence;
- ☐ Control at least A\$10 million (including any amount held by an associate or under a trust that the Applicant(s) manages);
- ☐ Be regulated by the Australian Prudential Regulatory Authority other than as a trustee of an Australian superannuation fund, approved deposit fund, pooled superannuation trust or public sector superannuation scheme;
- ☐ Be the trustee of an Australian superannuation fund, approved deposit fund, pooled superannuation trust or public sector superannuation scheme with assets at least A\$10 million;
- ☐ Be a body registered under the Financial Corporations Act 1974 of the Commonwealth of Australia;
- ☐ Be an exempt public authority;
- ☐ Be listed or a Related Body Corporate of a listed entity;
- ☐ Carry on a business of investment in financial products, interests in land or other investments and invest funds received (directly or indirectly) following an offer or invitation to the public, the terms of which provided for the funds subscribed to be invested for those purposes;

Part A: ELIGIBILITY

☐

Be a foreign entity that, if established or incorporated in Australia, would be covered by one of the preceding paragraphs; or

☐

Other. Please specify: _____

In the case of New Zealand investors:

☐

Pay a minimum subscription of NZ\$750,000 before allotment of any units.

Part B: APPLICATION

THE MONTGOMERY [PRIVATE] FUND

Section 1 Individual Investor(s)

Please complete this section if you are investing in your **own name(s)**, or as an **Individual Trustee(s)**.

The AML/CTF documentation required in support of your Application is outlined on Page 6F.

1.1	Individual 1
Title	
Given Names	
Surname	
* Date of Birth	/ /
If Australian resident provide tax file number:	
TFN (individual)	
TFN Exemption	
Residential Address	
Suburb	
State	
Postcode	
Country	
1. Country of tax residence	
Specify Tax Identification Number (TIN) or equivalent	
Reason Code if no TIN provided	
2. Country of tax residence	
Specify Tax Identification Number (TIN) or equivalent	
Reason Code if no TIN provided	
3. Country of tax residence	
Specify Tax Identification Number (TIN) or equivalent	
Reason Code if no TIN provided	

1.1	Individual 2
Title	
Given Names	
Surname	
* Date of Birth	/ /
If Australian resident provide tax file number:	
TFN (individual)	
TFN Exemption	
Residential Address	
Suburb	
State	
Postcode	
Country	
1. Country of tax residence	
Specify Tax Identification Number (TIN) or equivalent	
Reason Code if no TIN provided	
2. Country of tax residence	
Specify Tax Identification Number (TIN) or equivalent	
Reason Code if no TIN provided	
3. Country of tax residence	
Specify Tax Identification Number (TIN) or equivalent	
Reason Code if no TIN provided	

* Date of Birth required for Individual Investors as well as for each individual Trustee of a Trust/Superannuation Fund.

If TIN or equivalent is not provided, please provide a reason from the following option:

- o **Reason A:** The country/jurisdiction where the entity is resident does not issue TINs to its residents.
- o **Reason B:** The entity is otherwise unable to obtain a TIN or equivalent number (please explain why the entity is unable to obtain a TIN below if you have selected this reason)
- o **Reason C:** No TIN is required. (Note: ONLY select this reason if the domestic law of the relevant jurisdiction does not require the collection of the TIN issued by such jurisdiction)

If Reason B has been selected above, explain why you are not required to obtain a TIN

1.
2.
3.

1.2 Signing Authority

For Applications with two or more Individual Investors, please tick to indicate signing requirements for withdrawal requests and/or change of account details:

☐

any ONE Investor to sign

☐

all Investors to sign

If no selection is made, 'all Investors to sign' will be assumed.

1.3 AML/CTF Identification Documentation - Individual Investor(s)

AML/CTF legislation requires you to provide specific identification document(s) to enable Fundhost Limited to fulfil its obligations under the Anti-Money Laundering & Counter-Terrorism Financing Act 2006 (Cth) (AML/CTF Act) and related regulations and rules.

Identification Documents must be provided by you in a **CERTIFIED COPY FORMAT** (Refer to page 26F of this Application Form for requirements).

Each **Individual Investor** must provide:

- o **one** Primary Document; OR
- o **two** Secondary Documents;

except where acting as Individual Trustee(s) of a Trust. In which case only **one** Individual Trustee is required to provide the identification document(s).

Please ensure all documents are provided in the CERTIFIED COPY FORMAT otherwise Fundhost may not be able to process your Application.

Please do not send original documents as Fundhost cannot guarantee their return. Any original document(s) sent to Fundhost will be returned by ordinary mail. Fundhost and Montgomery will not accept any responsibility for lost document(s).

Primary Documents

Please tick which **one** you are providing:

- ☐ AUS Passport - current or recently expired (i.e. within the last two years)
- ☐ Passport issued by a foreign Government, the United Nations ("UN") or an agency of the UN - current and provides your photograph and signature
- ☐ AUS driver's licence or permit - current and provides your photograph
- ☐ Identity or Proof of Age Card issued by the AUS Government (Cth, State or Territory) - current and provides your photograph
- ☐ Identity card issued by a foreign Government, the UN or an agency of the UN - current and provides your photograph and signature

Secondary Documents

GROUP A

Please tick which **ONE** you are providing.

- ☐ AUS birth certificate (or extract thereof)
- ☐ Citizenship certificate (issued by AUS or foreign Government)
- ☐ Birth certificate (issued by a foreign Government, the UN or an agency of the UN)
- ☐ Card issued by Centrelink (e.g. Health Care Card, Pensioner Concession Card)

GROUP B

Please tick which **ONE** you are providing.

- ☐ AUS Government notice (Cth, State or Territory) notice - stating your name, residential address, and financial benefits being received under Australian law (dated within the last 12 months)
- ☐ ATO notice - stating your name, residential address and taxation debt owing / payable (dated within the last 12 months)
- ☐ Notice issued by a local government body or utilities provider - stating your name, residential address, and the services being received e.g. rates notice, electricity or water (dated within the last 12 months)

Section 2

Trust/Superannuation Fund

Please complete this section if you are investing for, or on behalf of a Trust/Superannuation Fund.

The AML/CTF documentation required in support of your Application is outlined on Page 9F.

2.1 Trust/Superannuation Fund Details

Trust/Fund Name (in full)

Type of trust (for example family trust, self managed superannuation fund)

ABN (if any)

TFN or exemption code

In which country was the trust established?

For trusts other than an Australian registered managed investment scheme, regulated trust (e.g. SMSF or complying superannuation fund) or government superannuation trust, do the terms of the trust identify the beneficiaries by reference to membership of a class?

Yes

☐

No

☐

If yes, provide details of membership class (e.g. unitholders, family members of named person, charitable person); otherwise list the beneficiaries:

Name

Name

Name

Name

☐

I have included additional beneficiaries on a separate page.

Provide details of ALL beneficial owners (for regulatory requirements). Note a beneficial owner includes the appointor of the trust (i.e. the person who appoints or removes the trustee(s), the settlor of the trust, and beneficiaries with at least a 25% interest in the trust):

Name

Residential
Address

Date of Birth

Name

Residential
Address

Date of Birth

Name

Residential
Address

Date of Birth

☐

I have included additional beneficial owners on a separate page.

Note that each individual beneficial owner listed above must provide a certified copy of **primary photographic identification document** or a certified copy of **primary non-photographic identification document AND certified copy of secondary identification document**. If a settlor of a trust did not settle AU\$10,000 or more on establishment of the trust (refer to the trust deed), you do not need to provide the certified documents in respect of the settlor.

2.2 Trustee Details - Individual(s)

Individual Investor Details must be provided for **ALL INDIVIDUALS** appointed as Trustee for the Trust/Superannuation Fund. Please complete **Section 1 Individual Investor(s)** on Page 5F.

2.3 Trustee Details - Company

Please complete **Section 3 Company/Corporate Trustee** on Page 10F.

IMPORTANT

A Trust / Superannuation Fund is not a 'legal person' and cannot be the Investor in its own right. The Trustee is the legal Investor. An application cannot be accepted where the Trustee details are missing from Section 2 (for Individual Trustees) or Section 4 (for Corporate Trustees).

2.4 AML/CTF Identification Documentation - Trust/Superannuation Fund

AML/CTF legislation requires you to provide specific identification document(s) to enable Fundhost Limited to fulfil its obligations under the Anti-Money Laundering & Counter-Terrorism Financing Act 2006 (Cth) (AML/CTF Act) and related regulations and rules.

Identification Documents must be provided by you in a **CERTIFIED COPY FORMAT** (Refer to page 26F of this Application to Invest for requirements).

A **Trust/Superannuation Fund** is required to provide:

- o **one** Trust Identification Document; **AND**
- o Trustee Identification Documents, depending on whether an Individual or Corporate Trustee;

Please ensure all documents are provided in the **CERTIFIED COPY FORMAT** otherwise Fundhost may not be able to process your Application.

Please do not send original documents as Fundhost cannot guarantee their return. Any original document(s) sent to Fundhost will be returned by ordinary mail. Fundhost and Montgomery will not accept any responsibility for lost document(s).

Trust Identification Documents

Please tick which **one** you are providing:

- ☐ Trust Deed - entire copy or an extract showing the full name of the Trust
- ☐ Minutes of a meeting (signed) - showing the full name of the Trust
- ☐ Annual report/Audited financial statements - entire copy
- ☐ A letter from a qualified lawyer or qualified accountant confirming the existence of the Trust - must be original and signed

Trustee Identification Documents

Please tick which **one** you are providing:

- ☐ Individual Trustee(s) - **one** Individual Trustee must provide the identification documentation set out in Section 1.3.
- ☐ Corporate Trustee - provide the identification documentation for the Company set out in Section 3.3.
- ☐ Beneficial owners - must provide the identification documentation set out in Section 1.3.

Section 3 Company/Corporate Trustee

Please complete this section if you are investing for, or on behalf of, a **Company**, or where a **Company** is acting as the **Trustee** for a Trust / Superannuation Fund.

The AML/CTF documentation required in support of your Application is outlined on Page 12F.

3.1 Company Details

Company Name (in full)																		
Country of Incorporation																		
Does the organisation have an ABN?	Yes	☐	No	☐	Exemption													
ABN											TFN							
Company ACN											Company is registered by ASIC as a	☐	Proprietary company	☐	Public company			
Is the company a listed public company or a majority owned subsidiary of a listed public company?											Yes	☐	No	☐				
Is this company licenced by a Commonwealth, State or Territory statutory regulator?											☐ Not Licensed				☐ Licensed - please provide name of regulator and licence number in the space below			
Is the company regulated?																		
☐ Unregulated																		
☐ Regulated company (subject to the supervision of a Commonwealth, State or Territory statutory regulator beyond that provided by ASIC as a company registration body. Examples include Australian Financial Services Licensees (AFSL); Australian Credit Licensees (ACL); or Registrable Superannuation Entity (RSE) Licensees).																		
Regulator Name:																		
Licence details (e.g. AFSL, ACL, RSE):																		
Contact Person																		
Registered Australian Address																		
Suburb																		
State					Postcode													
Country																		

Principal Place of Business in Australia

☐

Tick if same as registered address, otherwise please provide below

Business
Address

Suburb

State

Postcode

Country

3.2 Director and Beneficial Owner Information

Australian proprietary companies to provide the **full name and address** of each **director** of the Company:

1

2

3

4

5

For proprietary companies that are unregulated provide details of ALL individuals who are beneficial owners through one or more shareholdings of more than 25% of the company's issued capital (for regulatory requirements).

If there are no individuals who meet the requirements of beneficial owners, provide the names of the individuals who directly or indirectly control* the company.

*includes exercising control through the capacity to determine the decisions about financial or operating policies; or by means of trusts, agreements, arrangements of understanding and practices: voting rights of 25% or more; or power of veto. If no such person can be identified then the most senior managing official/s of the company (such as the managing director or directors who are authorised to sign on the companies behalf).

Name

Residential address

Date of birth

3.3 AML/CTF Identification Documentation - Company / Corporate Trustee

AML/CTF legislation requires you to provide specific identification document(s) to enable Fundhost Limited to fulfil its obligations under the Anti-Money Laundering & Counter-Terrorism Financing Act 2006 (Cth) (AML/CTF Act) and related regulations and rules.

Identification Documents must be provided in a **CERTIFIED COPY FORMAT** (Refer to page 26F of this Application Form for requirements).

SUPPORTING DOCUMENTATION REQUIRED

Supplied documents must show the full company name:

-Certified copy of certificate of incorporation: OR

-Certified copy of certificate of registration by ASIC or relevant foreign registration body

Note that each individual beneficial owner listed above must provide a certified copy of primary photographic identification document or a certified copy of **primary non-photographic identification document AND certified copy of secondary identification document**.

Section 4 Partnership

Please complete this section if you are investing for, or on behalf of, a **Partnership**.

The AML/CTF documentation required in support of your Application is outlined on page 14F.

4.1 Partnership Details

Partnership Name (in full)

Country of establishment

ABN (if any)

--	--	--	--	--	--	--	--	--	--	--	--

Registered
Address

Suburb

State

Postcode

Country

4.2 Partner Details

AML/CTF legislation requires details of **one** Partner to be provided. The Partner detailed in this section is required to provide the 'AML/CTF Identification Documentation - Partnership' stated on page 14F and will be verified for AML/CTF purposes.

Title		Date of Birth	/ /
Given Names		Surname	
Residential Address			
Suburb			
State		Postcode	
Country			
Foreign resident for tax purpose?	Yes ☐ No ☐	If yes specify country of residence	
If Australian resident provide tax file number:			
TFN		TFN Exemption	

4.3 Regulatory Information

Is the partnership regulated by a Professional Association? (please tick and complete applicable details below)

☐

YES - provide details:

Association's name	
Association's website	
Partnership's membership number / reference	

☐

NO - AML/CTF legislation requires Partnerships to provide the full name and residential address of every other Partner in the Partnership

Partner 2

Title

Given Names

Surname

Residential Address

Suburb

State Postcode

Country

Foreign resident for tax purpose? Yes ☐ No ☐

If Australian resident provide tax file number:

TFN

Partner 3

Title

Given Names

Surname

Residential Address

Suburb

State Postcode

Country

If yes specify country of residence

TFN Exemption

If there are additional Partners, please provide details as an attachment.

4.4 AML/CTF Identification Documentation - Partnership

AML/CTF legislation requires you to provide specific identification document(s) to enable Fundhost Limited to fulfil its obligations under the Anti-Money Laundering & Counter-Terrorism Financing Act 2006 (Cth) (AML/CTF Act) and related regulations and rules.

Identification Documents must be provided by you in a **CERTIFIED COPY FORMAT** (Refer to page 26F of this Application to Invest for requirements).

Partnership Investors are required to provide:

- o one Partnership Identification Document; **AND**
- o in respect of the Partner detailed in 'Partner Details', Partner Identification Documents;

Please ensure all documents are provided in the CERTIFIED COPY FORMAT otherwise Fundhost may not be able to process your Application.

Please do not send original documents as Fundhost cannot guarantee their return. Any original document(s) sent to Fundhost will be returned by ordinary mail. Fundhost and Montgomery will not accept any responsibility for lost document(s).

Partnership Identification Documents

Please tick which **one** you are providing:

- ☐ Partnership agreement - an extract showing the full name of the Partnership
- ☐ Minutes of a Partnership meeting (signed) - showing the full name of the Partnership
- ☐ Certificate of registration of business name issued by AUS or non-AUS Government department/agency
- ☐ If regulated by a Professional Association, a certificate of registration/membership (or similar) issued to the Partnership

Partner Identification Documents

The Partner detailed above must provide **one** Primary Document OR **two** Secondary Documents (being one from Group A and one from Group B). Please tick which document(s) you are providing:

Primary Documents

- ☐ AUS Passport - current or recently expired (i.e. within the last two years)
- ☐ Passport issued by a foreign Government, the United Nations ("UN") or an agency of the UN - current and provides your photograph and signature
- ☐ AUS driver's licence or permit - current and provides your photograph
- ☐ Identity or Proof of Age Card issued by the AUS Government (Cth, State or Territory) - current and provides your photograph
- ☐ Identity card issued by a foreign Government, the UN or an agency of the UN - current and provides your photograph and signature

Secondary Documents - GROUP A

- ☐ AUS birth certificate (or extract thereof)
- ☐ Citizenship certificate (issued by AUS or foreign Government)
- ☐ Birth certificate (issued by a foreign Government, the UN or an agency of the UN)
- ☐ Card issued by Centrelink (e.g. Health Care Card, Pensioner Concession Card)

Secondary Documents - GROUP B

- ☐ AUS Government notice (Cth, State or Territory) notice - stating your name, residential address and financial benefits being received under Australian law (dated within the last 12 months)
- ☐ ATO notice - stating your name, residential address and taxation debt owing/payable (dated within the last 12 months)
- ☐ Notice issued by a local government body or utilities provider - stating your name, residential address and the services being received

Section 5 All Investors

ALL INVESTORS MUST COMPLETE SECTION 5 (Pages 16F-17F)

5.1 Contact Details

Please provide a set of contact details that Fundhost and Montgomery can use for all communications with you.

Investor 1		Investor 2	
Name		Name	
Postal Address		Postal Address	
Suburb		Suburb	
State		State	
Postcode		Postcode	
Country		Country	
Email Address		Email Address	
Home Phone		Home Phone	
Mobile Phone		Mobile Phone	

5.2 Initial Investment Amount & Payment

Please indicate the amount you wish to invest in The Montgomery **Private** Fund.

Minimum initial investment amount is \$1,000,000.

\$, , . 0 0

Please tick to indicate how your Initial Investment Amount will be made:

☐ Cheque

☐ EFT*

Cheques should be crossed 'Not negotiable' and made out in Australian dollars to "MPF APP TRUST ACCOUNT"

Use your Investor's name as the Reference Number so we can identify your monies

☐ BPAY

To pay your initial investment via BPAY, you will need the Fund's BPAY Biller code which is listed in the box below. You will also need a Customer Reference Number (CRN), you can obtain this by phoning Fundhost on +61 (0)2 8223 5400 during office hours. To assist us in matching your investment you should record your CRN number on this application form in the box below after Ref:



Billler Code: 439224
Ref:

Telephone & Internet Banking - BPAY®

Contact your bank or financial institution to make this payment from your cheque, savings, debit or transaction account.

More info: www.bpay.com.au

Amount: \$, , . 0 0

Date of transfer: / /

Reference used:

® Registered to BPAY Pty Ltd ABN 69 079 137 518

* Please email (admin@fundhost.com.au) or fax details of your EFT to Fundhost at 02 9232 8600 so that your money can be identified. Otherwise processing of your Application may be delayed.

5.3 Distribution Election

Please tick to indicate how you wish to receive your annual distributions (default is reinvested):

☐

reinvested in additional units in the Fund

☐

paid in cash to my/our Financial Institution Account (please complete Section 5.4 below)

5.4 Financial Institution Account Details

Please provide your account details for where you would like your distributions (if nominated above) and withdrawals paid. The account name must be in the **Investor's name**.

Name of Financial Institution

Branch

BSB number -

Account number

Account name

Fundhost may ask you to resubmit your Application to Invest if there is a difference between the above Account name and the Investor(s)' name.

5.5 Privacy

Your personal information provided on this Application to Invest is necessary to process your Investment, administer your account and for Fundhost and Montgomery to communicate with you about your investment.

5.6 Adviser Contact Details (optional)

Adviser Name

Dealer Group

Primary Contact Person

Adviser Email Address

Work Phone

Fax Number

Mobile Phone

Street Address

Suburb State Postcode

PLACE ADVISER STAMP HERE

☐

Please send all communications to the adviser nominated here (if you do not tick this box, we use the contact details recorded in 5.1 to send investor communication)

Section 6 Global Tax Status Declaration for Companies and Trusts (FATCA and CRS)

This is mandatory for all Company and Trusts except regulated superannuation funds (including self-managed superannuation funds).

We are unable to accept your application without this information. If you are unsure about how to complete this form speak to your financial adviser or accountant. Definitions can be found at www.montinvest.com/facta_crs.

6.1 Regulated Superannuation Fund

Are you a regulated superannuation fund such as a Self-Managed Super Fund? ☐ Yes, you have now completed this section. Please sign on page 23F ☐ No, you must complete section 6 and sign on page 23F

6.2 Tax Status

You must tick **ONE** of the 5 Tax Status below (if you are a Financial Institution, please provide all the requested information below for box 1.)

1. ☐ **A Financial Institution** (A custodial or depository institution, an investment entity or a specified insurance company for FATCA/CRS purposes)

Provide the Company's or Trusts Global Intermediary Identification Number (GIIN), if applicable

If the Company or Trust is a Financial Institution but does not have a GIIN, provide its FATCA status (select **ONE** of the following):

☐ Deemed Compliant Financial Institution

☐ Excepted Financial Institution

☐ Exempt Beneficial Owner

☐ Non Reporting IGA Financial Institution

(If a Trustee Documented Trust provide the Trustee's GIIN)

☐ Non Participating Financial Institution

☐ US Financial Institution

☐ Other (describe the FATCA status)

ALL Financial Institutions, please answer the question below:

Is the Financial Institution an Investment Entity located in a Non-Participating CRS Jurisdiction and managed by another Financial Institution? CRS Participating Jurisdictions are on the OECD website at <http://www.oecd.org/tax/automatic-exchange/crs-implementation-and-assistance/crs-by-jurisdiction>. ☐ Yes, proceed to section x (Foreign controlling Persons) ☐ No, please sign on page 23F

2. ☐ **Australian Public Listed Company, Majority Owned Subsidiary of an Australian Public Listed company** (Public listed companies or majority owned subsidiaries of Australian listed companies that are not Financial Institutions as described above, or a company that is an Australian Registered Charity)
3. ☐ **Australian Registered Charity or Deceased Estate**
4. ☐ **An Active Non-Financial Entity (NFE) or Foreign Charity** (Active NFEs include entities where, during the previous reporting period, less than 50% of their gross income was passive income (e.g. dividends, interest and royalties) and less than 50% of assets held produced passive income. For other types of Active NFEs, refer to Section VIII in the Annexure of the OECD 'Standard for Automatic Exchange of Financial Account Information' at www.oecd.org)
5. ☐ **Other** (Entities that are not previously listed - Passive Non-Financial Entities). Please provide details below.

6.3 Tax Status

Is the Company or Trust a Tax resident of a country other than Australia?

☐

Yes

☐

No

If yes, please provide the Company's and/or Trust's country of tax residence and tax identification number (TIN) or equivalent below. If the Company and/or Trust is a tax resident of more than one other country, please list all relevant countries below.

A TIN is the number assigned by each country for the purposes of administering tax laws. This is the equivalent of a Tax File Number in Australia or an Employer Identification Number in the US. If a TIN is not provided, please list one of the three reasons specified (A, B or C) for not providing a TIN.

	Country	TIN	If no TIN, list reason A, B or C
1.			
2.			
3.			

If there are more countries, provide details on a separate sheet and tick this box.

☐

- o **Reason A:** The country of tax residency does not issue TINs to tax residents
- o **Reason B:** The Company or Trust has not been issued with a TIN
- o **Reason C:** The country of tax residency does not require the TIN to be disclosed

If Reason B is selected above, explain why you are not required to obtain a TIN:

1.	3.
2.	

6.4 Foreign controlling persons and beneficial owners

- o Is any natural person that exercises control over you (for companies, this would directors or beneficial owners who ultimately own 25% or more of the share capital) a tax resident of any country outside of Australia?
- o If you are a trust, is any natural person including trustee, protector, beneficiary, settlor or any other natural person exercising ultimate effective control over the trust a tax resident of any country outside of Australia?

☐

Yes. Complete details below

☐

No. You have completed this section

1. Name

Date of birth (DD/MM/YY)

 / /

Residential Address (if not already provided)

Country of Tax Residence

TIN or equivalent

Reason Code if no TIN provided

2. Name	Date of birth (DD/MM/YY)
	/ /
Residential Address (if not already provided)	
Country of Tax Residence	TIN or equivalent
Reason Code if no TIN provided	

3. Name	Date of birth (DD/MM/YY)
	/ /
Residential Address (if not already provided)	
Country of Tax Residence	TIN or equivalent
Reason Code if no TIN provided	

4. Name	Date of birth (DD/MM/YY)
	/ /
Residential Address (if not already provided)	
Country of Tax Residence	TIN or equivalent
Reason Code if no TIN provided	

5. Name	Date of birth (DD/MM/YY)
	/ /
Residential Address (if not already provided)	
Country of Tax Residence	TIN or equivalent
Reason Code if no TIN provided	

If there are more than 5 controlling persons, please list them on a separate sheet and tick this box.

If TIN or equivalent is not provided, please provide reason from the following options:

- **Reason A:** The country/jurisdiction where the entity is resident does not issue TINs to its residents
- **Reason B:** The entity is otherwise unable to obtain a TIN or equivalent number (please explain why the entity is unable to obtain a TIN below if you have selected this reason)
- **Reason C:** No TIN is required. (Note: Only select this reason if the domestic law of the relevant jurisdiction does not require the collection of the TIN issued by such jurisdiction)

If Reason B is selected above, explain why you are not required to obtain a TIN:

1.	4.
2.	5.
3.	

Declaration and Signature(s)

I/we request you to issue the units applied for and authorise you to register the applicant as the holder(s) of the units.

I/we declare that the execution of this Application to Invest by me/us constitutes a representation by each applicant that:

- I /we are an Eligible Investor for the reason indicated in Part A of this Application to Invest;
- I/we acknowledge that Fundhost has not provided me/us with a Product Disclosure Statement or any other document that would normally be required to be given to a retail client;
- I/we acknowledge that Fundhost has no other obligations towards me/us that would apply if I/we were a retail client;
- I/we understand that neither the repayment of capital nor the performance of the Fund is guaranteed;
- I/we agree to be bound by the Trust Deed of The Montgomery [Private] Fund, as amended from time to time, and understand that a copy of the Trust Deed has been made available to me/us for free if I/we wish;
- the details given in this application are correct;
- I/we will not transfer the units to anyone who does not agree to these things;
- none of the units being applied for will breach or result in a breach of any exchange control, fiscal or other laws or regulations for the time being applicable;
- I/we agree to indemnify Fundhost and any of its related bodies corporate against any loss, liability, damage, claim, cost or expense incurred as a result, directly or indirectly, of any of these declarations proving to be untrue or incorrect;
- in the case of joint applications, the joint applicants agree that unless otherwise expressly indicated on this application form, the units will be held as joint tenants and either investor is able to operate the account and bind the other investor for future transactions, including additional deposits and withdrawals;
- I/we understand the Fund is currently an unregistered managed investment scheme. I/we agree to any future registration of the Fund with ASIC without the need for a unitholder meeting;
- By choosing to apply for units in the Fund using electronic means, I/we accept full responsibility (to the extent permitted by law) for any loss arising from Fundhost acting upon documents received by email or fax. I/we release and indemnify Fundhost in respect of any liabilities arising from it acting on documents received by email or fax, even if those documents are ultimately found to not be genuine. I/we agree that neither I/we nor any other person has any claim against Fundhost in relation to a payment processed, units issued or other action taken by Fundhost if it relies on documents received by email or fax;
- If I/we have provided an email address, I/we consent to receive ongoing information (including Information Memorandum information, confirmation of transactions and additional information as applicable) by email;
- I/we consent to the transfer of any of my/our personal information to external third parties including but not limited to fund investment manager(s) and related bodies corporate who are located outside Australia for the purpose of managing and administering the products and services which I/we have engaged the services of Fundhost or its related bodies corporate and to foreign government agencies (if necessary);
- I/we hereby acknowledge and agree that Fundhost have outlined in the Information Memorandum and provided to me/us how and where I/we can obtain a copy of Fundhost's Privacy Statement;
- I/we confirm that the personal information that I/we have provided to Fundhost is correct and current in every detail, and should these details change, I/we shall promptly advise Fundhost in writing of the change(s);
- I/we confirm that I/we am/are not a "politically exposed person" for the purposes of the Anti-Money Laundering and Counter-Terrorism Financing Act 2006 (Cth).

I/We acknowledge that it may be a criminal offence to knowingly provide false, forged, altered or falsified documents or misleading information or documents when completing an Application for units in The Fund.

I/We acknowledge that this Application, once signed by me/us, holds me/us to a number of representations and warranties, among other things, relating to matters which Fundhost must seek confirmation of in order to comply with the provisions of the Anti-Money Laundering and Counter-Terrorism Financing Act 2006 (Cth) and global tax compliance including FATCA and CRS requirements. Appropriate steps to verify information may be taken, and information may be disclosed to government agencies in Australia and overseas. If information required is not provided, the application may not be accepted or units may be redeemed.

I/We undertake to provide updated FATCA/CRS self-certification information within 30 days of a change in circumstances which causes the information to become incorrect.

(For New Zealand investors) I confirm that I understand that:

- the usual legal rules that require information to be given to investors for offers of financial products do not apply if the amount invested upfront by me (plus any other investments I have already made in those financial products) is NZ\$750,000 or more; and

- I may not receive a complete and balanced set of information about this investment; and
- I have fewer legal protections for this investment; and
- this investment is not suitable for retail investors; and
- I have been advised to ask questions, read all documents carefully, and seek independent financial advice.

Signing the Application Form	
Investor Type	Required Signature(s)
Individual(s)	Each individual to sign
Company	○ two directors, or ○ a director and a company secretary, or ○ if there is a single director, by that director. By signing as a single director you confirm that your company is a single director company.
Trust/Superannuation Fund	Trustee to sign, i.e. ○ each Individual(s) acting as Trustee(s), or ○ Company acting as Trustee
Partnership	Partner(s) to sign

Investors to sign in accordance with instruction above.

Signatory 1

Print Name

Tick capacity (mandatory for companies)

☐ Sole Director/ Company Secretary	☐ Director	☐ Secretary
Date (dd/mm/yy)		

Company Seal (if applicable):

Signatory 2

Print Name

Tick capacity (mandatory for companies)

☐ Director	☐ Secretary
Date (dd/mm/yy)	

How to contact Fundhost and Montgomery

Questions about forms and applications

Fundhost Limited

T: +61 (0)2 8223 5400 F: +61 (0)2 9232 8600

E: admin@fundhost.com.au

P: PO Box N561 Grosvenor Place NSW 1220

Questions about investments and investing

Montgomery Investment Management

T: 02 8046 5000

E: office@montinvest.com

P: GPO Box 3324 Sydney NSW 2001

APPLICATION CHECKLIST

If you **do not** provide:

- o complete information on the Application to Invest form; and
- o the Identification Document(s) (as stipulated on the Application Form) that are **ORIGINAL CERTIFIED COPIES**; and
- o Accountant Certificate (if required); then

Fundhost **may not** be able to process your Application to Invest.

Tick each box on this checklist when you are satisfied that you have provided the required information:

☐

All of Part A

☐

All of required Sections 1 - 4 in Part B (according to your investor type selected on Page 2F)

☐

All of Part B, Section 5

☐

All of Section 6 for company and trusts

☐

Having read all the **declarations** on page 21F, the Application to Invest form is **correctly signed** (per page 23F)

☐

The required Investor Identification Document(s) (per investor type) in a **CERTIFIED COPY FORMAT** is/are provided

Submit your APPLICATION

EMAIL your Application to:

admin@fundhost.com.au

FAX your Application to:

+61 (0)2 9232 8600

POST your Application to:

The Montgomery **[Private]** Fund

Fundhost Limited

PO Box N561

Grosvenor Place NSW 1220

Transferring your Application MONIES

Payment can be made by cheque or electronic funds transfer (EFT).

Cheque payment

Cheques should be crossed 'Not negotiable' and made out in Australian dollars to:

"MPF APP TRUST ACCOUNT"

EFT payment

Account Name MPF APP TRUST ACCOUNT

BSB 082 001

Account Number 85 110 7973

Reference Number Please use your Contact Person Name

Post your cheque to Fundhost along with your completed Application.

Post details of your EFT to Fundhost with your completed Application or fax to Fundhost 02 9232 8600.

BPAY payment

To pay your initial investment via BPAY, you will need The Fund's BPAY Biller code which is listed in the box below. You will also need a Customer Reference Number (**CRN**), you can obtain this by phoning Fundhost on +61 (0)2 8223 5400 during office hours. To assist us in matching your investment you should record your CRN number on this application form.



Billler Code: 439224
Ref:

Telephone & Internet Banking - BPAY®

Contact your bank or financial institution to make this payment from your cheque, savings, debit or transaction account.

More info: www.bpay.com.au

® Registered to BPAY Pty Ltd ABN 69 079 137 518

Identification Documentation

AML/CTF legislation requires you to provide specific identification document(s) to enable Fundhost Limited to fulfil its obligations under the Anti-Money Laundering & Counter-Terrorism Financing Act 2006 (Cth) (AML/CTF Act) and related regulations and rules.

The required document(s) depends on your Investor Type:

- o Individual Investor(s) refer to Section 1.3 on Page 6F-7F
- o Trust / Superannuation Fund refer to Section 2.4 on Page 9F
- o Company / Corporate Trustee refer to Section 3.3 on Page 12F
- o Partnership refer to Section 4.4 on Pages 14F-15F

If you don't provide all the information required, Fundhost may not be able to process your Application or may have to redeem your Application at some time in the future. Fundhost will take appropriate steps to verify the information you provide, as required by law. To do this, Fundhost may disclose your information to various Government agencies in Australia and overseas. Take the time to read Section 10.4 Privacy in the Information Memorandum before submitting your Application.

CERTIFIED COPY FORMAT

Identification Documents must be provided by you in a **CERTIFIED COPY FORMAT** relevant to your Investor Type.

New Zealand Investors - you may submit in place of **Secondary Documents** a document of equivalency (e.g. A notice issued by the New Zealand Inland Revenue Department to you in the last 12 months, containing your name and residential address, and that records a debt payable to you).

Who can certify copies of documents?

A person in any of the following professions/roles is an eligible certifier:

- o a person who is enrolled on the roll of the Supreme Court of a State or Territory, or the High Court of Australia, as a legal practitioner (**Lawyer, Solicitor, Barrister**);
- o a **judge, magistrate, CEO of a Commonwealth court, registrar or deputy registrar** of a Court;
- o a **member of the Institute of Chartered Accountants in Australia**, CPA Australia or the National Institute of Accountants with 2 or more years of continuous membership;
- o a **Justice of the Peace**;
- o a **police officer**;
- o a **notary public** (for the purposes of the Statutory Declaration Regulations 1993);
- o an **officer** with, or authorised representative of, a holder of an Australian financial services licence, having 2 or more continuous years of service with one or more licensees;
- o an **officer** with 2 or more continuous years of service with one or more **financial institutions** (for the purposes of the Statutory Declaration Regulations 1993);
- o a **finance company officer** with 2 or more continuous years of service with one or more **finance companies** (for the purposes of the Statutory Declaration Regulations 1993);
- o an **agent of the Australian Postal Corporation** who is in charge of an office supplying postal services to the public;
- o a **permanent employee of the Australian Postal Corporation** with 2 or more years of continuous service who is employed in an office supplying postal services to the public;
- o an **Australian consular officer** or an **Australian diplomatic officer** (within the meaning of the Consular Fees Act 1955);

New Zealand Investors – Where the above persons are specified as an Australian person or a member of an Australian association or group, a person of equivalence in New Zealand (e.g. a person officially enrolled as a solicitor in New Zealand or a chartered accountant in New Zealand) can certify identification documents.

Part C: ACCOUNTANT CERTIFICATE

Certificate from qualified accountant in relation to investor

TO Fundhost Limited
PO Box N561
Grosvenor Place NSW 1219

This certificate is to certify the investor is a wholesale client within the meaning of section 761G and 761GA of the Corporations Act and so able to invest.

Investor Details

Title		First Name		Last Name	
OR					
Company Name					
ACN					
Street					
Suburb		State		Postcode	
Country					

Qualified Accountant Certification

I/We hereby certify that as at the date of this certificate the investor whose details are set out above (please tick applicable):

- ☐ has net assets of at least \$2.5 million; or
- ☐ has a gross income for each of the last 2 financial years of at least \$250,000 a year.

Signature of Qualified Accountant

Full Name

Date

I/We hereby certify that as at the date of this certificate the investor whose details are set out above:

1. I am a qualified accountant* within the meaning of section 9 of the Corporations Act 2001 (Cth);
2. This certificate is given at the request of the investor described above (Investor);
3. This certificate is given for the purpose of section 761G of the Corporations Act 2001 (Cth); and
4. The investor** (or the person who controls the investor where that investor is a company or trust***) has:
 - Net assets of at least \$2,500,000; or
 - A gross income for each of the last 2 financial years of at least \$250,000 a year.

* "Qualified accountant" means a member of a professional body that is approved by ASIC in writing for the purpose of the definition. ASIC has indicated that it will approve any member of:

- (a) The Australian Society of Certified Practising Accountants (ASPCA), who is entitled to use the post-nominals "CPA" or "FCPA", and is subject to and complies with the ICAA's continuing professional development requirements;
- (b) The Institute of Chartered Accountants in Australia (ICAA), who is entitled to use the post-nominals of "CA", "ACA" or "FCA", and is subject to and complies with the ICAA's continuing professional education requirements; or
- (c) The National Institute of Accountants (NIA), who is entitled to use the post-nominals "MNI" or "FNIA", and is subject to and complies with NIA's continuing professional education requirements;

** In calculating the net assets of at least \$2.5 million or the gross income of at least \$250,000, the investor can include the net assets or gross income (as relevant) of any company or trust the investor controls [see Corporations Regulation 7.6.02AC].

*** Where the investor is a company or trust controlled by someone who has a certificate from a qualified accountant, the investor may be considered wholesale [see Corporations Regulation 7.6.02AB].