

# **RISK DISCLOSURES NOTICE**

**October 2023**

## **SHEER MARKETS (CYPRUS) LTD**

## CONTENTS

1. COMPANY INFORMATION.....	3
2. INTRODUCTION .....	3
3. CONTRACTS FOR DIFFERENCE.....	3
4. RISKS.....	4
4.1.Liquidity Risk: .....	4
4.2. Foreign markets & Currency Risk. ....	4
4.2. Price Risk .....	5
4.3. Volatility risk. ....	5
4.4. Client Money & Counterparty Risk.....	5
4.5. Weekend risk.....	6
4.6. Electronic trading Risks. ....	6
4.7. High Leverage & Low Margin Risk.....	6
4.8. Conflict of Interest.....	6
4.9. Commissions and Taxes. ....	7
4.10. Insolvency. ....	7
4.11. Appropriateness Risk Assessment. ....	7
4.12. Risk reducing orders or strategies. ....	7
4.13. Performance calculation. ....	7
4.14. Collateral (professional clients and eligible counterparties only). ....	8
4.15. Contingent liability transactions, ....	8
4.16. Regulatory and Legal Risks.....	8
5. RISK NOTICE.....	8
6. QUERIES .....	8

## 1. COMPANY INFORMATION

1.1. Sheer Markets (Cyprus) LTD (hereafter “the Company” or “Sheer Markets”) is a Cyprus Investment Firm (hereafter ‘CIF’) authorized and regulated by the Cyprus Securities and Exchange Commission (hereafter “CySEC”) with License Number 395/20 and operates in compliance to the Investment Services and Activities and Regulated Markets Law 87(I)/2017 and subsequent amendments.

## 2. INTRODUCTION

2.1. This Notice provides a non-exhaustive list of the risks associated with derivative products trading, in particular CFD trading, and other significant aspects related to such products. This notice cannot explain all of the risks associated with CFD trading nor how such risks relate to your personal circumstances.

2.2. You should not deal in derivatives unless you understand the nature of the contract you are entering into and the extent of your exposure to risk. You should also be satisfied that the contract is appropriate for you in the light of your circumstances and financial position.

2.3. Whilst derivatives instruments can be utilized for the management of risk, some investments may not be appropriate for many investors. Different instruments involve different levels of exposure to risk, and in deciding whether to trade in such instruments, you should be aware of the following points.

2.4. The Company will not provide the client with any investment advice relating to investments or possible transactions in investments or in Financial Instruments or make investment recommendations of any kind unless the client signs up for the Investment Advice / Portfolio Management Services by signing all relevant agreements and proven to be suitable for the said services.

2.5. The client should acknowledge that runs a great risk of incurring partial losses or all of the initial capital because of the purchase and/or sale of any Financial Instrument and accept that the client is willing to undertake this risk.

## 3. CONTRACTS FOR DIFFERENCE

3.1. Contracts for Difference can be likened to futures, which can be entered into in relation to an index, a share, as well as currency etc. Investing in a CFD carries risks similar to investing in a future or an option and you should be aware of these.

3.2. CFDs are complex instruments and come with a high risk of losing money rapidly due to leverage. The vast majority of retail investor accounts lose money when trading CFDs. You should consider whether you understand how CFDs work and whether you can afford to take the high risk of losing your money.

3.3. The client must ensure that understands that margin trading conditions, even small market movements may have a great impact on the client’s trading account. It is important to note that all accounts trade under the effect of leverage. The client must also consider that if the market moves against them, the client may sustain a total loss of all the funds deposited. The client is responsible for all the risks and financial resources the client uses and for the chosen trading strategy.

3.4. Investing in CFDs carries risks and you should be aware of these. Transactions in CFDs may also have a contingent liability and you should be aware of the implications of this as set out in paragraph (4.15) below. In addition to standard industry disclosures contained in the Terms and Conditions, you

should be aware that CFDs are some of the riskiest forms of investment available in the financial markets and are only appropriate for sophisticated individuals and institutions. Given the possibility of losing an entire investment, any additional funds deposited to maintain your position(s), and/or, unless you are a retail client, incurring a debit balance owed to the Company, speculation in CFDs should only be conducted with risk capital funds that, if lost, will not significantly affect your personal or institution's financial wellbeing.

3.5. If you have pursued only conservative forms of investment in the past, you may wish to study CFDs and their underlying instruments further before continuing an investment of this nature. You must also realize that the risk in buying CFDs means you could lose the entire investment. If you wish to continue with your investment, you acknowledge that the funds you have committed are purely risk capital and the loss of your investment will not jeopardize your style of living nor will it detract from your future retirement program.

3.6. Additionally, you acknowledge that you fully understand the nature and risks of CFDs and their underlying instruments, and your obligations to others will not be neglected should you suffer investment losses.

3.7. When trading CFDs, you are not entitled to the physical delivery of the underlying instrument of the CFDs you are trading, and you have no rights (including voting rights) in the underlying instrument. This means that you are not entitled to ownership of the underlying asset of such a contract.

3.8. Positions opened with us are not traded on any exchange (i.e., the transactions are undertaken over the counter ("OTC") and, as such, they may expose the Client to greater risks than regulated exchange transactions. The prices and other conditions are set by us, subject to any obligations we have to provide best execution, to act reasonably and in accordance with the Company's Terms and Conditions and our Order Execution Policy. Each CFD trade that you open through the Company results in you entering into a contract with us; these contracts can only be closed with us and are not transferrable to any other person.

3.9. Past performance of CFDs does not guarantee its current and/or future performance. The use of historical data does not constitute a binding or safe forecast as to the corresponding future performance of the Financial Instruments to which the said information relates.

## **4. RISKS**

### **4.1. Liquidity Risk:**

4.1.1. Some of the CFD underlying assets may not become immediately liquid as a result of reduced demand for the underlying asset. As such, the Client may not be able to obtain the information on the value of these or the extent of the associated risks.

### **4.2. Foreign markets & Currency Risk.**

4.2.1. Foreign markets involve different risks from domestic markets. In some cases, the risks will be greater. The potential for profit or loss from transactions on foreign markets or in foreign currency will be affected by fluctuations in foreign exchange rates. Such enhanced risks include the risks of political or economic policy changes in a foreign media, which may substantially and permanently alter the conditions, terms, marketability or price of a foreign currency.

4.2.2. Investing in FX Contracts and CFDs with an underlying asset listed in a currency other than your

base currency entails a currency risk, due to the fact that when the CFD or FX Contract is settled in a currency other than your base currency, the value of your return may be affected by its conversion into the base currency. Any changes in the exchange rates may have a negative effect on the financial instrument's value, price and performance, and may lead to losses for the Client.

## **4.2. Price Risk**

4.2.1. The prices posted on the Company's Website may not necessarily reflect the broader market. We will select closing prices to be used in determining Margin requirements and in periodically marking to market the positions in customer accounts. Although we expect that these prices will be reasonably related to those available on what is known as the interbank market, prices we use may vary from those available to banks and other participants in the interbank market. Consequently, we may exercise considerable discretion in setting margin requirements and collecting margin funds.

## **4.3. Volatility risk.**

4.3.1. Some derivatives such as CFDs trade within wide intraday ranges with volatile price movements. Therefore, the Client must carefully consider that there is a high risk of losses as well as profits. The price of derivative financial instruments is derived from the price of the underlying asset in which the derivative financial instruments refer to. Derivative financial instruments and related underlying markets can be highly volatile. The prices of derivative financial instruments and the underlying asset may fluctuate rapidly and over wide ranges and may reflect unforeseeable events or changes in conditions, none of which can be controlled by the Client or the Company.

4.3.2. Under certain market conditions, it may be impossible for a Client's order to be executed at the declared prices, leading to losses. Due to market conditions which may cause any unusual and rapid market price fluctuations, or other circumstances, the Company may be unable to close out Customer's position at the price specified by Customer and the risk controls imposed by the Company might not work and Customer agrees that the Company will bear no liability for a failure to do so.

4.3.3. Changing supply and demand relationships, governmental, agricultural, commercial and trade programs and policies, national and international political and economic vents, and the prevailing psychological characteristics of the relevant marketplace are factors which, among other things, influence the prices of derivative financial instruments and the underlying asset.

4.3.4. In times of high volatility or market/economic uncertainty, values may fluctuate significantly. Such fluctuations are even more significant in the case of leveraged positions and may adversely affect your positions. In the event of default, your positions may be closed out.

## **4.4. Client Money & Counterparty Risk.**

4.4.1. Any money that we hold on your behalf is kept in one or more segregated accounts with an institution within or outside the European Economic Area, separated from the Company's money. It is noted that the legal and regulatory regime applying to any financial institution outside Cyprus, or the EEA will be different to that of Cyprus.

4.4.2. However, if we are unable to meet our duties and obligations arising from your claim, you may benefit from the Investor Compensation Fund. The Company participates in the Investor Compensation Fund for clients of investment firms regulated in the Republic of Cyprus. Certain clients will be entitled to compensation under the Investor Compensation Fund where the Company is unable, due to its financial circumstances and when no realistic prospect of improvement in the above circumstances in

the near future seems possible.

#### **4.5. Weekend risk.**

4.5.1. Various situations, developments or events may arise over a weekend when the currency markets generally close for trading, that may cause the currency markets to open at a significantly different price from where they closed on Friday afternoon. Our customers will not be able to use the Company's Online Trading System to place or change orders over the weekend and at other times when the markets are generally closed. There is a substantial risk that stop-loss orders left to protect open positions held over the weekend will be executed at levels significantly worse than their specified price.

#### **4.6. Electronic trading Risks.**

4.6.1. Trading in OTC contracts through the Company's Online Trading System may differ from trading on other electronic trading systems as well as from trading in a conventional or open market. Customers that trade on an electronic trading system are exposed to risks associated with the system including the failure of hardware and software and system down time, with respect to the Company's Online Trading System, the individual customer's systems, and the communications infrastructure (for example the internet) connecting the platform with customers. Since the Company does not control signal power, its reception or routing via the Internet, configuration of your equipment or reliability of its connection, we cannot be liable for communication failures, distortions or delays when trading via the Internet. The Company employs backup systems and contingency plans to minimize the possibility of system failure, and trading via telephone is available.

#### **4.7. High Leverage & Low Margin Risk**

4.7.1. Leverage is a particular feature of CFD Contracts. Trading risks are magnified by leverage.

4.7.2. The effect of leverage makes investing in CFDs riskier than investing in the underlying asset, due to the margining system applicable to CFDs, which generally involves a small deposit relative to the size of the transaction, so that a relatively small price movement in the underlying asset can have a disproportionately dramatic effect on your position. This can be both advantageous and disadvantageous.

4.7.3. A small price movement in your favor can provide a high return on the deposit, however, a small price movement against you may result in significant losses. If you are a retail client, your losses will never exceed the balance of your account, which is balanced at zero, if the losses are higher than the amount deposited. Such losses can occur quickly. The greater the leverage, the greater the risk. The size of leverage therefore partly determines the result of the investment.

4.7.4. It is noted that leverage restrictions apply with respect to retail CFD accounts, ranging from 1:2 to 1:30, depending on the underlying instrument.

#### **4.8. Conflict of Interest**

4.8.1. The Company takes all reasonable steps to identify and prevent or manage the conflicts of interest arising in relation to its business lines and its group's activities under a comprehensive Conflicts of Interest Policy. The disclosure of conflicts of interest by the Company should not exempt it from the obligation to maintain and operate the effective organizational and administrative arrangements. For more information on (potential) conflicts of interest and the mitigation measures taken by the Company,

kindly refer to the Company's Conflicts of Interest policy on [www.sheermarkets.com](http://www.sheermarkets.com) .

#### **4.9. Commissions and Taxes.**

4.9.1. Before you are liable for trade, you should obtain details of all commissions and other charges for which you will be liable. If any charges are not expressed in money terms (but, for example, as a dealing spread), you should obtain a clear written explanation, including appropriate examples, to establish what such charges are likely to mean in specific money terms.

4.9.2. The Client is responsible for any taxes and/or any other duty and/or fee and/or expenses which may accrue in respect of his/her trades. The Client is responsible for managing his/her tax and legal affairs and complying with applicable laws and regulations. The Company does not provide any regulatory, tax or legal advice and if the Client has any doubt regarding the tax treatment or liabilities of investment products which are available through the Company, he/she should seek independent advice.

#### **4.10. Insolvency.**

4.10.1. Any insolvency or default may lead to positions being liquidated or closed out without your consent.

#### **4.11. Appropriateness Risk Assessment.**

4.11.1. Upon the opening of your account, the Company shall carry out an assessment of your appropriateness to trade CFDs and determines, based on information you provide us with, if you have sufficient knowledge and experience to understand the risks involved in CFD trading. The assessment does not relieve you of the need to carefully consider whether to trade or not CFDs with us. If we warn you that trading these instruments may not be appropriate for you, then you should refrain from trading CFDs until you gain sufficient knowledge and experience. You could, for example, trade CFDs in a Demo Account prior to trading them in a live environment to be sufficiently acquainted with the relevant risks incurred.

#### **4.12. Risk reducing orders or strategies.**

4.12. The placing of certain orders (e.g., "stop loss" or "stop limits" orders) that are intended to limit losses to certain amounts may not always be affected because market conditions or technological limitations may make it impossible to execute such orders. Strategies using combinations of positions such as "spread" and "straddle" positions, may be just as risky or even riskier than simple "long" or "short" positions.

#### **4.13. Performance calculation.**

4.13.1. Unlike in the case of direct investment in underlying assets such as shares, bonds or commodity futures, in cases of CFDs you are subject to an exponentiated market risk; market risk is the possibility of a client experiencing losses due to factors that affect the overall performance of the financial markets in which the client is involved. Controlling such risk requires a specific kind of expertise and trading experience. In addition, the margin held by you on your CFD account amounts to just a fraction of the value of the corresponding underlying asset of the CFD when high leverage is applied. The higher the leverage, the smaller the fraction of the underlying asset's value to be put down and the smaller the part of the underlying price fluctuation range covered by your margin.

#### **4.14. Collateral (professional clients and eligible counterparties only).**

4.14.1. Your deposit collateral as security, you should ascertain how your collateral will be dealt with. Deposited collateral may lose its identity as your property once dealings on your behalf are undertaken.

#### **4.15. Contingent liability transactions,**

4.15.1. Contingent liability transactions which are margined, require you to make a series of payments against the purchase price, instead of paying the whole purchase price immediately. Clients must maintain the minimum margin requirement on their open positions at all times. It is Customer's responsibility to monitor his/her open positions. Retail clients could sustain a total loss of deposited funds but are not subject to subsequent payment obligations, but professional clients and eligible counterparty clients could sustain losses in excess of deposits. If the market moves against you, you may be called upon to pay substantial additional Margin at short notice to maintain the position. If you fail to do so within the time required, your position may be liquidated at a loss and professional clients and eligible counterparties will be liable for any resulting deficit. Even if the Transaction is not margined, it may still carry an obligation to make further payments in certain circumstances over and above any amount paid when you entered into the contract. Contingent liability transactions, which are not traded on or under the rules of a recognized or designated investment exchange, may expose you to substantially greater risks.

#### **4.16. Regulatory and Legal Risks**

4.16.1. A change in applicable laws and regulations is possible to impact materially a financial instrument, as well as investments in a specific sector or market. Such change may occur due to the decision of a government, a regulatory body or a judicial body and can increase business operational cost, lessen investment attractiveness, change the competitive landscape of the industry, and alter profit possibilities of an investment. This kind of risk is unpredictable and may vary from market to market.

### **5. RISK NOTICE**

5.1. You should only engage in CFD trading if you are prepared to accept a high degree of risk and in particular the risks outlined in this Notice. Retail clients could sustain a total loss of deposited funds but are not subject to subsequent payment obligations, but professional clients and eligible counterparty clients could sustain losses in excess of deposits.

### **6. QUERIES**

6.1. For more information, clarifications or queries in relation to the risks associated with CFD trading, please contact us via email at [support@sheermarkets.com](mailto:support@sheermarkets.com).

Date: 20.10.2023