

CBH Commodity Swaption

APPLICATION 2023-24



If CBH Grain Pty Ltd ("CBH Grain") approves this Swaption Application (in CBH Grain's absolute discretion), CBH Grain will provide You with a Swaption Offer Letter. You must accept the Swaption Offer Letter to enter into a Swaption with CBH Grain.

To enter into a Swaption with CBH Grain, You are required to be a 'wholesale client' under the Corporations Act. An assessment will be performed by CBH Grain to determine whether You are a wholesale client. CBH Grain will consider You to be a wholesale client if the value of the Notional Amount of the Swaption equals or exceeds \$500,000. Further assessment will determine the allowable credit and tonnage sub-limits which are prescribed to You.

You must carefully read the CBH Grain commodity swaption information memorandum and Swaption General Terms before submitting a Swaption Application to CBH Grain. The Swaption General Terms form part of the Swaption Contract in relation to the Swaption.

Please note: The capitalised terms used in this Swaption Application have the meaning given in the Swaption General Terms unless otherwise defined in this Swaption Application.

1 YOUR INFORMATION

Please provide the details of the entity which is applying to enter into a Swaption with CBH Grain

CBH Account Name		
CBH Grower Number		ABN
Legal Entity Name		

2 ESTIMATED PRODUCTION FOR CURRENT SEASON

Please indicate if these are actual or planned hectares planted: Actual Planned

COMMODITY	LOCATION GROWN (SHIRE)	CROPPED AREA (Ha)	YIELD (t/Ha)	Total (tonnes)
WHEAT				

COMMODITY	LOCATION GROWN (SHIRE)	CROPPED AREA (Ha)	YIELD (t/Ha)	Total (tonnes)
CANOLA				

3 PROPERTY DETAILS

Please provide details of any land on which the crops referred to in section 2 are (or will be) planted:

Property Owned

PROPERTY NAME	REGISTERED PROPRIETOR (Owner)	ARABLE HECTARES	SHIRE

Property Leased

PROPERTY NAME	LESSOR (Owner)	ARABLE HECTARES	SHIRE

4 FINANCIAL INFORMATION

As part of this Swaption Application, You are required to submit a current and signed consolidated statement of assets and liabilities and current budget for the upcoming season.

Attached to this Swaption Application is a current and signed statement of assets and liabilities and current budget for the upcoming season.

5 ACKNOWLEDGEMENTS AND CONFIRMATIONS

5.1 WHOLESALE CLIENT AND OTHER MATTERS

You represent and warrant to CBH Grain that :

- (a) in entering into the Swaption Contract You have relied on Your own skill and judgment and have taken, or have appropriately considered taking, independent advice on the Swaption Contract;
- (b) You have not relied in any way on the skill or judgment of CBH Grain or any of CBH Grain's staff or representatives as advice or a recommendation or guarantee of result in respect of the Swaption Contract;
- (c) You have not relied in any way on any representation made by CBH Grain that has not been expressly stated in these Swaption General Terms;
- (d) You fully understand and accept the pricing risks involved in the Swaption Contract (and any Reference Swap determined upon exercise of the Swaption);
- (e) anything You have stated in a Swaption Application is true and correct;
- (f) You are entering into and exercising the Swaption Contract for the sole purpose of hedging Your actual or reasonably expected physical position;
- (g) You are 'wholesale client' under the Corporations Act;
- (h) You fully understand the legal and financial implications of being a wholesale client under the Corporations Act; and
- (i) You acknowledge and accept that the protection provisions of the Corporations Act which apply to retail clients will not apply to You in connection with the Swaption Contract.

You acknowledge that CBH Grain, in entering into the Swaption Contract, is relying on the accuracy of the warranties given by You in this clause 5.1. If any warranty is not correct at the time it is made or when it is deemed to be repeated, by reference to the facts and circumstances then subsisting, CBH Grain may not be able to provide some part or all of the services to You under the Swaption Contract, or equivalent services, and may otherwise suffer loss or damage.

5.2 ACCURACY OF THE INFORMATION IN THIS SWAPTION APPLICATION

You:

- (a) agree to indemnify CBH Grain and each of its Related Bodies Corporate and each of their directors, employees and officers against any claim, action, damage, loss, liability, cost or charge they may suffer, incur or be liable for as a result of any incorrect or misleading or deceptive information disclosed in or in connection with this Swaption Application unless caused by CBH Grain or its Related Bodies Corporate's gross negligence, wilful misconduct or fraud; and
- (b) authorise CBH Grain and each of its directors, employees, officers, agents and contractors to complete or amend this Swaption Application where necessary to correct any errors provided that CBH Grain must promptly notify You if it takes any action under this clause 5.2(b).

5.3 AUTHORITY TO SIGN

Each person signing this Swaption Application on behalf of You declares, represents and warrants to CBH Grain that they have been duly authorised by You to sign this Swaption Application on behalf of You and to bind You.

5.4 AUTHORITY TO ACCESS INFORMATION

You irrevocably and unconditionally authorises Co-operative Bulk Handling Limited (**CBH**) to inform and provide CBH Grain with (i) Your historical production and delivery information for the current year and the previous ten years; and (ii) information relating to Your creditworthiness, credit standing and credit and payment history, for the purposes of ascertaining Your risk and credit profile and acknowledges that without this information, CBH Grain may not be able to consider or approve this Swaption Application.

5.5 PERSONAL INFORMATION

Information about You and/or Your signatories is collected for the purposes of entry by You into a Swaption, as well as providing grain storage, handling, transport, marketing and accumulations services to You as a grower. The information may be provided to CBH Grain's Related Bodies Corporate (including CBH). Your contact details

may also be used by any member of the CBH Group to communicate issues that could be of interest to You as a shareholder in CBH.

In entering into a Swaption, You consent to the use and transmission of the information. For more information about CBH Group and privacy, including a copy of CBH Group's privacy policy, please visit <https://www.cbh.com.au/privacy-policy.aspx>. CBH Group's privacy policy contains information about the purposes for which CBH Group collect personal information, how it might use that information, to whom personal information might be disclosed and how You and other persons can gain access to or seek correction of personal information that CBH Group hold about them. It also contains information about how You and other persons may make a privacy complaint and how CBH Group will deal with it.

If You enter into a Swaption with CBH Grain, CBH Grain is required by law to report certain details to an authorised data repository (currently DTCC), which may contain personal information relating to Your use of the Swaption product. That personal information may be on transmitted by the data repository in accordance with its data protection policy and privacy policy (currently <https://www.dtcc.com/privacy>).

5.6 GROWER IDENTITY VERIFICATION

For CBH Group to better service Your farming business, CBH Group needs to understand who is connected and who is authorised to carry out transactions on behalf of You. To facilitate this, CBH Group provides a secure online portal called LoadNet where You can view and update its farming business information. Having Your accurate information in LoadNet will ensure that the right people have access to the appropriate information and are authorised to transact on behalf of You. If You has any questions regarding updating their information on LoadNet, please contact the Grower Service Centre on 1800 199 083.

6 YOUR AUTHORISED SIGNATORY (Please print in block letters)

	SIGNATURE	DATE
Name		
Title		
Name		
Title		
Name		
Title		
Name		
Title		

Please return the completed Swaption Application and accompanying signed documents to Your CBH Grain Business Relationship Manager (BRM)

HOW TO FIND MORE INFORMATION

Contact CBH Grain's local Business Relationship Manager or the CBH Grain Structured Products desk on 1800 199 083.

CBH GRAIN PTY LTD

Grower Service Centre 1800 199 083.
E CBHMarketingWA@cbh.com.au

Disclaimer

Swaption transactions are subject to risk, including the possibility of transactional losses and delays in payments of income earned. None of CBH Grain, CBH or their respective Related Bodies Corporate or directors, employees or officers guarantees the performance of Swaptions, the underlying assets, or the payment of a particular capital or income return to You.

Considered in isolation, a Swaption transaction should be regarded as speculative. It is not a suitable transaction for persons unable to sustain a loss or who require certain or predictable income flows. Some of the risks of a Swaption transaction are described in the CBH Grain commodity swaption information memorandum.

All information provided by CBH Grain to You is general information only and does not take into account Your individual objectives, financial situation or needs. A Swaption transaction may not be appropriate for all persons or entities. Any person or entity intending to transact in Swaptions should carefully consider the risks in the light of their personal circumstances (including financial and taxation issues) and seek professional advice from their accountant, financial adviser and legal adviser before deciding to transact in Swaptions.



**CBH GRAIN - COMMODITY SWAPTION
AUTHORITY TO PROVIDE INFORMATION**

NOTE: Use this form to authorise a person to provide information to CBH Grain Pty Ltd and its Related Bodies Corporate (including Co-Operative Bulk Handling Limited) (collectively, "CBH Group")

This authority is provided by:

Your Details

LEGAL ENTITY NAME "You"	ABN
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This authority is provided to:

Accountant Details

Accountant Business Name	Note: please provide the name, phone number and email address of anyone at this business who is best placed to assist CBH
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This authority remains valid until you receive notice from You that this authority has been revoked.

You may rely upon an electronic copy of this authority.

Name	Signature on behalf of You	Date
Title		