



BEST EXECUTION POLICYⁱ

The Policy summarises the arrangements we have put in place under the Markets in Financial Instruments Directive ("MiFID") and FSA handbook to meet our obligations to take all reasonable steps to obtain the best possible result for you when we execute orders in financial instruments on your behalf and to act in your best interests when we receive and transmit client orders to other firms for execution. In the Policy we refer to both these obligations as our obligation of best execution. This Policy should be read in conjunction with OSL Terms of Business for Professional Clients and Eligible Counterparties.

Application of the Policy

The Policy will apply from 1 November 2007 if you have been classified as a professional client and you give us an order to execute on your behalf in respect of financial instruments covered by the Markets in Financial Instruments Directive ("MiFID"). It will not apply if you have been classified as an eligible counterparty or a retail client. The Policy applies when we agree to execute an order on your behalf and you legitimately rely on us to protect your interests, in relation to any aspects of the Transaction that might be affected by how we execute your order. The Policy also applies where we receive and transmit client orders to other firms for execution.

Request for Quote (RFQ)

We will not be executing orders on your behalf, and therefore the Policy will not apply, where we are dealing on the basis of a 'Request For Quote' service, or where we publish a quote and we transact on the basis of that quote, or where we negotiate with you the terms of the Transaction and we transact at an agreed price.

Transactions arranged in a name-passing capacity

If we act in a name-passing capacity we are receivers and transmitters of orders but in carrying out our activities we do not receive and transmit orders for execution. Where orders are not transmitted for execution, the requirement to provide best execution will not apply. For further details please refer to the WMBA guidance document titled, "The Role of the Name-Passing Broker" which can be found at: http://www.wmba.org.uk/execution_policy/role_of_name_passing_broker.doc

Execution Factors

In meeting our best execution obligation to you, the "Execution Factors" we may take into account are:

- ✓ price;
- ✓ costs;
- ✓ speed of execution;
- ✓ likelihood of execution and settlement;
- ✓ size of order;
- ✓ nature of the order (e.g. whether a market or limit order or a negotiated Transaction);
- ✓ any impact your order, when and if published, may have on the market price; and
- ✓ any other consideration relevant to the execution of your order.

The relative importance of the execution factors varies between different financial instruments. In most circumstances, price will be the most important execution factor; however in some circumstances, in particular with reference to the execution criteria mentioned below, we may determine that other execution factors have greater importance in achieving the best possible result for you.

Execution Venues

Based on the execution factors above, we have selected a number of execution venues that meet our criteria for delivering best execution to you in particular financial instruments. Any changes to the selected execution venues will be published on the website (<http://www.otkritie.com>).

- LSE
- Plus
- EDX
- EUREX
- Euronext.Liffe
- Toronto Stock Exchange
- American Stock Exchange
- NASDAQ
- New York Stock Exchange
- Moscow Interbank Currency Exchange (MICEX)
- Russian Trading System Stock Exchange (RTS)
- Chicago Board of Trade
- Chicago Mercantile Exchange
- Chicago Board of Options
- LME
- ICE (Intercontinental Exchange)
- New York Mercantile Exchange
- Sydney Futures Exchange
- Bolsa De Mercadorias & Futures
- Montreal Exchange
- Dubai Mercantile Exchange (NYMEX)
- Athens Derivatives Exchange
- Italian Derivatives Market
- Tokyo Commodity Exchange
- Tokyo Financial Exchange
- Tokyo Stock Exchange
- Korean Exchange – Futures membership
- Bursa Malaysia Derivatives Berhad
- Mexican Derivatives Exchange
- New Zealand Futures Exchange
- Joint Asia Derivatives Exchange
- Singapore Derivatives Exchange
- South African Futures Exchange
- MEFF Renta Variable
- Taiwan Futures Exchange
- Minneapolis Grain Exchange

We may also transact trades on your behalf on

- OSL's customer base in the OTC markets; and
- Any MTF to which we may subscribe from time to time.

Specific Instructions and Direct Market Access

Where you give us a specific instruction in relation to the execution of an order which we accept, we will execute your order in accordance with your instruction. Where your instruction relates to a part of the order, we will apply the Policy to the remainder of the order. Please note, however, that the instruction may prevent us from following the Policy and from taking the steps we have designed and implemented to obtain the best possible result for you. Where we offer you direct market access (DMA) through an electronic system, this enables you to place orders which are routed directly to an exchange's order book. We will be treated as having satisfied our best execution obligation to you when you place specific instructions through the direct market access we provide to you.

Limit Orders

We will not make public any limit order, or any part of it, you may place with us in respect of shares traded on a Regulated Market where that order cannot immediately be executed, unless you have specifically instructed us to do so.

Abnormal Market Conditions

The Policy will not apply at a time of severe market turbulence, and/or internal or external system failure where instead the ability to execute orders on a timely basis, or at all, will become the primary factor. In the event of system failure we may not be able to access all of our chosen execution venues.

Monitoring

We will monitor the quality of our execution arrangements and selected venues regularly, promptly making any changes where a need is identified. We will in any event review these arrangements each year, to ensure that we continue to deliver the best possible result to you.

No Fiduciary Relationship

Our commitment to provide you with "best execution" does not mean that we owe you any fiduciary responsibilities over and above the specific regulatory obligations placed upon us or as may be otherwise contracted between us and you. You remain responsible for your own investment decisions and we will not be responsible for any market or trading loss you suffer as a result of those decisions.

Compliance with Regulatory Restrictions on Short Selling of Financial and other Stocks

It is our policy to seek at all times to comply with all relevant regulatory and legal restrictions associated with our broking services. However, by virtue of the nature of our intermediary role, we may need to rely on our customers' representations to ensure that the brokered transaction is not in breach of any such restrictions. We accept no responsibility for your failure to comply with any legal or regulatory restrictions applicable to you. In particular, in the light of the prohibitions and restrictions imposed by regulatory authorities on the short selling of certain financial and other stocks, in using our broking services you are deemed to represent at each relevant sell order that the sale of any securities is not a prohibited short sale and unless you state specifically to the contrary, the sale of any US equity securities is a covered sale for which you have relevant unencumbered stock available for delivery on trade date.

ⁱ 07 September, 2009 edition