

DECLARATION PERTAINING TO FATCA & AEOI

[MANDATORY TO BE FILLED BY ALL INDIVIDUAL ACCOUNT HOLDERS]

To help protect the integrity of tax systems, governments around the world are introducing a new information-gathering and reporting requirement for financial institutions. This is known as the Common Reporting Standard (the "CRS").

Hong Kong has now legislation in place for **Automatic Exchange of Financial Account information (AEOI)**. The Inland Revenue (Amendment) (No. 3) Ordinance 2016 has introduced the relevant provisions to the IRO, incorporating the CRS developed by the OECD. Automatic Exchange of Financial Information (AEOI) under the CRS requires financial institutions (FIs) to perform due diligence procedures and to transmit systematically financial data from their non-resident customers. For more information, refer <http://www.ird.gov.hk/eng>

Under the CRS, we are required to determine where you are a "tax resident" (this will usually be where you are liable to pay income taxes). If you are a tax resident outside the jurisdiction where your account is held, we may need to give the national tax authority this information, along with information relating to your accounts. That may then be shared between different jurisdictions' tax authorities.

Foreign Account Tax Compliance Act of United States of America, 2010 (FATCA) requires Foreign Financial Institutions to obtain and report specific information regarding their clients. For more information refer <http://www.irs.gov/Businesses/Corporations/Foreign-Account-Tax-Compliance-Act-FATCA>

The Organisation for Economic Co-operation and Development ("**OECD**") has developed the rules to be used by all governments participating in the CRS and these can be found on the OECD's Automatic Exchange of Information ("**AEOI**") website, www.oecd.org/tax/automatic-exchange/.

Please also visit the website of the Inland Revenue Department of the Government of the Hong Kong Special Administrative Region that sets out information relating to the implementation of AEOI in Hong Kong: http://www.ird.gov.hk/eng/tax/dta_aeoi.htm. Meaning of terms and expressions used in this form (e.g. "account holder" and "reportable account") may be found under section 50A of the Inland Revenue Ordinance (Cap.112).

If you have any questions on how to define your tax residency status, please visit the OECD website, www.oecd.org/tax/automatic-exchange/ or speak to your tax advisor as we are not allowed to give tax advice.

Completing this form will ensure that we hold accurate and up to date information about your tax residency.

If your circumstances change and any of the information provided in this form becomes incorrect, please let us know immediately and provide an updated self-certification.

Important Notes:

- This is a self-certification form provided by an account holder to a reporting financial institution for the purpose of automatic exchange of financial account information. The data collected may be transmitted by the reporting financial institution to the Inland Revenue Department for transfer to the tax authority of another jurisdiction.
- An account holder should report all changes in his/her tax residency status to the reporting financial institution.
- For joint account holders, each individual will need to complete a separate form.

I. Customer Information

(A) Name of Account Holder

(B) Date of Birth / / (C) Nationality
DD MM YYYY

(D) Place of Birth (E) Country of Birth

(F) Hong Kong Identity Card Number (G) Passport Number
(Please tick here for Permanent HKID ☐)

(H) Jurisdiction of Residence and Taxpayer Identification Number or its Functional Equivalent ("TIN") *

Complete the following table indicating (a) the jurisdiction of residence (including Hong Kong) where the person is a **resident for tax purposes** and (b) the person's TIN for each jurisdiction indicated. Indicate **all** (not restricted to five) the jurisdictions of residence.

If the person is a tax resident of Hong Kong, the TIN is the Hong Kong Identity Card Number.

A Taxpayer Identification Number (TIN) is a unique combination of letters and/or numbers assigned to you/your entity. Some jurisdictions do not issue a TIN, but may rely on other issued numbers such as social security/insurance numbers or company registration numbers for entities. The OECD has published a list of the acceptable Taxpayer Identification Number (TIN) formats and their alternatives.

If a TIN is unavailable, provide the appropriate reason A, B or C:

Reason A — The jurisdiction where the controlling person is a resident for tax purposes does not issue TINs to its residents.

Reason B — The controlling person is unable to obtain a TIN. Explain why the controlling person is unable to obtain a TIN if you have selected this reason.

Reason C — TIN is not required. Select this reason only if the authorities of the jurisdiction of residence do not require the TIN to be disclosed.

	Jurisdiction of Tax Residence	TIN	Enter Reason A, B or C if no TIN is available	Explain why the person is unable to obtain a TIN if you have selected Reason B
1.				
2.				
3.				
4.				
5.				

II. Terms and Conditions

The account opened / held by you with the Bank will be governed by the General Terms and Conditions that are applicable for the product. In addition to those General Terms and Conditions, the following Terms and Conditions will also be applicable:

Confidentiality

Information we hold about you will not be disclosed to anyone (including other members of the HDFC Group), other than:

- where we are legally required to disclose;
- where we have a public duty to disclose;
- where our legitimate business purposes require disclosure,
- where the disclosure is made with your consent; or
- as set out in the terms below

Details under FATCA/ Foreign Tax laws

Towards compliance with tax information sharing laws, such as FATCA, we would be required to seek additional personal, tax and beneficial owner information and certain certifications and documentation from our account holders. Such information may be sought either at the time of account opening or any time subsequently. In certain circumstances (including if we do not receive a valid declaration from you) we may be obliged to share information on your account with relevant tax authorities. If you have any questions about your tax residency, please contact your tax advisor. Should there be any change in any information provided by you, please ensure you advise us promptly, i.e., within 30 days. Towards compliance with such laws, we may also be required to provide information to any institutions such as withholding agents for the purpose of ensuring appropriate withholding from the account or any proceeds in relation thereto. As may be required by domestic or overseas regulators/ tax authorities, we may also be constrained to withhold and pay out any sums from your account or close or suspend your account(s).

Neither we nor any other member of the HDFC Group shall be responsible to you or any third party for any loss incurred as a result of us or any other member of the HDFC Group taking the actions set out in this clause

III. Declaration

I acknowledge and agree that (i) the information contained in this form is collected and may be kept by the financial institution for the purpose of automatic exchange of financial account information, and (ii) such information and information regarding the controlling person and any reportable account(s) may be reported by the financial institution to the Inland Revenue Department of the Government of the Hong Kong Special Administrative Region and exchanged with tax authorities of another jurisdiction or jurisdictions in which the controlling person may be resident for tax purposes pursuant to the legal provisions for exchange of financial account information provided under the Inland Revenue Ordinance (Cap.112).

I undertake to advise HDFC Bank Ltd, Hong Kong of any change in circumstances which affects the tax residency status of the individual identified in Part 1 of this form or causes the information contained herein to become incorrect, and to provide HDFC Bank Ltd, Hong Kong with a suitably updated self-certification form within 30 days of such change in circumstances.

I declare that the information given and statements made in this form are, to the best of my knowledge and belief, true, correct and complete.

Signature

Name

Customer ID (For existing Account Holders)

Date / /

WARNING: It is an offence under section 80(2E) of the Inland Revenue Ordinance if any person, in making a self-certification, makes a statement that is misleading, false or incorrect in a material particular AND knows, or is reckless as to whether, the statement is misleading, false or incorrect in a material particular. A person who commits the offence is liable on conviction to a fine at level 3 (i.e. \$10,000).

FOR BANK USE ONLY

Customer ID No. _____

U.S. Indicia Match: ☐ Yes ☐ No

Document(s) Collected:

☐ TIN Proof ☐ Form W8 or equivalent ☐ Form W9 or equivalent ☐ Any other document(s)

HK Resident: ☐ Yes ☐ No. If No, AEOI Reportable. ☐ Yes ☐ No. If Yes, reporting country(ies) _____

RM/Branch Staff Name _____ Signature of RM/Bank Staff _____