



ANTWERP BRANCH
Schupstraat, 18 / 20,
B-2018 ANTWERPEN.
BELGIUM
☎ 00 32 (0) 32 01 88 81
Fax.: 00 32 (0) 32 31 83 87
Mail: bankofindiaantwerp@skynet.be
HR Antwerpen: 0889.389.238

Date :

FATCA / CRS SCREENING

1- Identification:

NAME OF THE COMPANY:

COUNTRY OF INCORPORATION:

PERMANENT RESIDENCE ADDRESS OF THE COMPANY:

VAT NUMBER:

2- US PERSON

[x] Tick the box where applicable:

- (a) I declare that the company **IS NOT located in the US** or organized under US law according to the Fatca – agreement
- (b) I declare that the company **IS located in the US** or organized under US law according to the Fatca – Agreement

⇒ In this case: please indicate TIN – Number:
(The declaration of the TIN – Number can be found in the Glossary)

3- Fatca and CRS statuses:

(For more information about the statuses below, please read the glossary which is added to this document.)

FATCA

- Passive NFFE (Passive Financial Foreign Entity)
- Active NFFE (Active Financial Foreign Entity)

CRS

- Passive FFE (Passive Non-Financial Foreign Entity)
- Active FFE (Active Non-Financial Foreign Entity)

4 - Concerning the Ultimate Beneficial Owner(s), I declare that one or more of them:

[x] Tick the box where applicable:

- Is an American citizen
- Is a holder of the American nationality
- Is a holder of a “green card”
- Spent at least more than 183 days in the US during a period of 3 years (this year and the two years before). In addition, these days are counted as following:
- All the days you were in the US during the last year



- 1/3 of the days you were in the US the year before
- 1/6 of the days you were in the US in the previous year

In addition, you have been in the US for at least 31 days in the current year

- Is an official resident in the US
- Was born in the US
- Has a parent who is an American citizen
- None of the previous is applicable**

If one of the above is applicable, please note the identity of the person(s) here below:

.....

5 – Tax Residency

Please provide in the table below the list of ALL the countries (**beside Belgium**), where **your company or any of the ultimate beneficial owners** is / are considered as a resident for tax purposes and your TIN (Taxpayer Identification Numbers)

- We confirm that none of the UBO is tax Payer other than Belgium
- We confirm that the details of the UBO/ directors tax payer outside Belgium are as follows :-

Name	Country/countries of tax residence/	Address	Taxpayer Identification Number(s) (TIN) / Pan No

Privacy notice and confidentiality

In order to comply with its obligations under national laws, regulations and international tax information exchange agreements, Bank of India as a data controller, is required to collect, process and disclose your personal information and information regarding your account(s) to the national tax authority (or other competent authorities) which may provide such information to the country or countries where the company and/or controlling person(s) is/are resident for tax purposes.

The requested information is compulsory and failure to complete this form could mean that Bank of India may not be able to process your application for opening an account.

With effect from the 25th May 2018, the General Data Protection Regulation (GDPR) came into force in the European Union. This regulation is an addition to the current Belgian Privacy Legislation of 8th December 1992, and it ensures that a customer will have more rights concerning the treatment and the use of his or her personal data provided to the Bank.



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Disclosure of Information is done as per the GDPR regulations and all other terms and conditions to be applicable as decided by our Head Office / local authorities from time to time.

Fundamentally, nothing will change to the legal grounds and purposes of the processing of the customers data, but with effect from 25th May 2018, the client can request to look into his data at any time, have it corrected or rectified or have it transferred or deleted.

This can be done by sending an email to the following address: bankofindiaantwerp@skynet.be

It will also be possible to send an application by post to the address mentioned below:

*BOI - Antwerp Branch
Schupstraat 18/20
2018 Antwerp Belgium*

If a customer wishes to use these rights, he always has to state the date in his or her letter or mail, sign the request and enclose a copy of the front and the back of his or her ID-card.

*After receiving the request, it will be treated within a period of 30 days, and will be free of charges.
More information regarding the GDPR Regulation can be found on the following websites:*

<https://www.privacycommission.be/en/>

<https://www.privacycommission.be/nl/algemene-verordening-gegevensbescherming>

https://ec.europa.eu/info/law/law-topic/data-protection_en

IMPORTANT: Data which is necessary and required for KYC purposes in order to be compliant with the rules and regulations of the Belgian authorities, is preserved by the Bank, and it cannot be deleted. If so, this may have an influence on the contractual relationship or even make it impossible.

Certification section

I hereby declare that the information provided in this form is, to the best of my knowledge and belief, true, accurate and complete.

I acknowledge and agree to the collection, processing and disclosure of my personal data and information regarding my account(s) imposed by regulation.

I undertake to notify the Bank of India promptly of any change in circumstances which causes the information contained in this document to become incorrect and to provide a new declaration within 30 days of such change in circumstances.

Name:

Signature:

Date:

Glossary

All of the definitions stated below are based on the OECD Common Reporting Standard for the Automatic Exchange of Financial Account Information (“The Common Reporting Standard” or “CRS”) and the FATCA Intergovernmental Agreement (IGA) concluded between Belgium and the United States for FATCA purposes.

CRS:

CRS is the abbreviation of “Common Reporting Standard”. This is a set of regulations and guidelines which govern how tax – related information between certain countries can be exchanged.

The European Union has decided to adopt the CRS by amending its directive on administrative cooperation in the field of taxation. This directive has been applied since 01 January 2016 between all member states of the European Union.

All of these rules apply to all legal entities residing in a participating CRS – Jurisdiction, including Belgium. Therefore every client is obliged to obtain a CRS – classification.

FATCA:

FATCA is the abbreviation of “Foreign Account Tax Compliance Act”. The United States of America has put a legislation in place to prevent tax evasion by those subject to U.S. taxes. This legislation is called the Foreign Account Tax Compliance Act (FATCA). FATCA requires financial institutions worldwide to report on U.S. taxpayers, so-called “U.S. persons”.

Belgium has decided to enter into an Intergovernmental Agreement (IGA) with the U.S. and to render FATCA applicable in its domestic legislation. This means that all Belgian Financial Institutions are obliged to report the necessary information to the Belgian Federal Public Service Finance. They will supply this information to the IRS, depending on the status of the client. Therefore every client is obliged to obtain a FATCA – classification

NFFE's:

Any foreign (non US) entity that is not a foreign financial institution

Active NFFE's:

- Entities that actually generate their income through “active business”, with the exception of income generated from investments, such as eg. interests, dividends, rent, etc.

Passive NFFE's

A Passive NFFE is an entity that is not an Active NFFE and where:

- More than 50 percent of the gross income of the previous calendar year is Passive. Passive income means that the revenues of the company are generated from so-called Passive resources. These are investment incomes such as eg. interest, dividends, rental income, etc.

US-Person

A "US Person" under FATCA, is a US citizen or resident individual, a partnership or corporation organized or composed in the United States.

Tax Resident

A "tax resident" is a person or corporation who / which is always a tax resident in at least one country. An entity is a Tax Resident in a jurisdiction when it is considered a resident under tax law of that jurisdiction, and where it pays taxes to. The concept of tax residency may differ from jurisdiction to jurisdiction.

TIN - Number

The "TIN" (The 'Taxpayer Identification Number') is the taxpayer identification number for tax administration purposes. If the country of the tax residence does not issue a TIN, please indicate a Functional Equivalent.

- ⇒ VAT number for organizations / entities
- ⇒ Social security number / national register number for private persons