

## Common Reporting Standard (CRS) Self-Certification

### For Controlling Person

Singapore regulation based on the OECD Common Reporting Standard ("CRS") requires CIMB Bank Berhad, Singapore Branch ("CIMB") to collect and report certain information about an account holder's tax residence status, and if applicable, the tax residence status of each natural person that is a Controlling Person. Please note that CIMB may be legally required to report information provided in this form and other financial information about the financial account(s) to which this form relates to the Inland Revenue Authority of Singapore ("IRAS"). In turn, IRAS may exchange the reported information with the tax authorities in the country or countries in which you are a tax resident.

Please provide a separate form for each Controlling Person of an Account Holder that is (1) a Passive Non-financial Entity (NFE) or (2) an Investment Entity located in Non-Participating Jurisdiction and managed by another Financial Institution.

Do not use this form if you are an Account Holder that is an individual or sole proprietor. Instead use the "CRS Individual self-certification Form". Similarly, if you are providing a self-certification for an Entity that is an Account Holder, use the "CRS Entity self-certification Form".

If you are completing this form on behalf of a Controlling Person under a Power of Attorney, please indicate this in Part 4 of this form.

Please note that this self-certification form is for CRS purposes only. Its completion is not a substitute for completion of forms in relation to the United States Foreign Account Tax Compliance Act (FATCA).

As a financial institution, CIMB does not provide tax advice to its customers or related persons.

If you have any questions about determining your tax residency status, please contact a professional Tax Adviser or visit the OECD website: <http://www.oecd.org/tax/automatic-exchange/crs-implementation-and-assistance/tax-residency/>.

You can find a list of definitions relevant to the completion of this form in the Appendix.

**Note:** This form is to be completed by each Controlling Person

### Identification Of Controlling Person

Name as per NRIC/Passport:

NRIC/Passport No.:

Passport Expiry Date:

Date of Birth (DD/MM/YYYY):

Country of Birth:

Place of Birth (Province/State):

Residential Address:

Country:

Postal Code:

**Note:** If the residential address provided here differs from our existing bank records, we will treat this as your current residential address and update our bank records accordingly.

Registered Name of Controlled Entity (of which you are a Controlling Person):

## Tax Residence Information

	Country/Jurisdiction of Tax Residence	Tax Identification Number (TIN) or equivalent	If TIN or equivalent is unavailable, please state reason (A, B or C)
1.			
2.			
3.			

**Reason A** - The country/jurisdiction where Controlling Person is liable to pay tax does not issue TIN to its residents

**Reason B** - The Controlling Person is otherwise unable to obtain a TIN or equivalent number

**Reason C** - No TIN is required (note: only select this reason if the authorities of the country of residence for tax purposes do not require the TIN to be disclosed)

For Reason B, please explain reason of Controlling Person unable to obtain TIN or equivalent number:

1.
2.
3.

## Type of Controlling Person

### Controlling Person of a Legal Person

- Control by ownership (direct or indirect)
- Control by other means
- Senior managing official

### Controlling Person of a Trust

- Settlor
- Trustee
- Protector
- Beneficiary
- Others (Please specify): \_\_\_\_\_

### Controlling Person of a Legal Arrangement (Non-Trust)

- Settlor-equivalent
- Trustee-equivalent
- Protector-equivalent
- Beneficiary-equivalent
- Others (Please specify): \_\_\_\_\_

## Declaration

I understand that the information supplied by me is subject to the terms and conditions governing the Account Holder's relationship with CIMB and its related and associated corporations (collectively "CIMB Group") setting out how CIMB may use and share the information supplied by me.

I acknowledge that the information contained in this form and information regarding the Controlling Person and any Reportable Account(s) may be provided directly or indirectly to any relevant tax authority, including of the country/jurisdiction in which this account(s) is/are maintained and exchanged with tax authorities of another country/jurisdiction or countries/jurisdictions in which the Controlling Person may be resident for tax purposes pursuant to agreements between competent authorities to exchange financial account information.

I certify that I am the Controlling Person or am authorised to sign for the Controlling Person\*, of the account(s) held by the entity Account Holder to which this form relates and I declare that all statements made in this declaration are to the best of my knowledge and belief, correct and complete.

If there is a change in circumstances that affects the tax residence of the Controlling Person or causes the information contained herein to become incorrect or incomplete, I understand that I am obligated to inform CIMB of the change in circumstances within 30 days of its occurrence and to provide a suitably updated self-certification.

Signature

Name:

Date (DD/MM/YYYY):

Capacity\*\* (Only applicable if you are not the Controlling Person):

\*Authorisation on behalf of the Controlling Person must be accompanied with Power of Attorney or equivalent recognised document of the country.

\*\*If you are not the Controlling Person, please indicate the capacity in which you are signing the form. If signing under a power of attorney, please also attach a certified copy of the power of attorney.

## Appendix - Definitions

### 1. Account Holder

Means the person or legal entity listed or identified as the holder of a Financial Account by the Financial Institution that maintains the account. A person, other than a Financial Institution, holding a Financial Account for the benefit of another person as an agent, a custodian, a nominee, a signatory, an investment advisor, an intermediary, or as a legal guardian, is not treated as the Account Holder. With respect to a jointly held account, each joint holder is treated as an Account Holder.

### 2. Active NFE

Means any Non-Financial Entity that meets any of the following criteria:

- a) less than 50% of the NFE's gross income for the preceding calendar year or other appropriate reporting period is passive income and less than 50% of the assets held by the NFE during the preceding calendar year or other appropriate reporting period are assets that produce or are held for the production of passive income;
- b) the stock of the NFE is regularly traded on an established securities market or the NFE is a Related Entity of an Entity the stock of which is regularly traded on an established securities market;
- c) the NFE is a Governmental Entity, an International Organisation, a Central Bank, or an Entity wholly owned by one or more of the foregoing;
- d) substantially all of the activities of the NFE consist of holding (in whole or in part) the outstanding stock of, or providing financing and services to, one or more subsidiaries that engage in trades or businesses other than the business of a Financial Institution, except that an Entity does not qualify for this status if the Entity functions (or

holds itself out) as an investment fund, such as a private equity fund, venture capital fund, leveraged buyout fund, or any investment vehicle whose purpose is to acquire or fund companies and then hold interests or profits in those companies as capital assets for investment purposes;

- e) the NFE is not yet operating a business and has no prior operating history, (a “ start-up NFE”) but is investing capital into assets with the intent to operate a business other than that of a Financial Institution, provided that the NFE does not qualify for this exception after the date that is 24 months after the date of the initial organisation of the NFE;
- f) the NFE was not a Financial Institution in the past five years, and is in the process of liquidating its assets or is reorganising with the intent to continue or recommence operations in a business other than that of a Financial Institution;
- g) the NFE primarily engages in financing and hedging (inclusive of Islamic) transactions with, or for, Related Entities that are not Financial Institutions and does not provide financing or hedging (inclusive of Islamic) services to any Entity that is not a Related Entity, provided that the group of any such Related Entities is primarily engaged in a business other than that of a Financial institutions;
- h) the NFE meets all of the following requirements:
  - i. it is established and operated in its jurisdiction of residence exclusively for religious, charitable, scientific, artistic, cultural, athletic, or educational purposes; or it is established and operated in its jurisdiction of residence and it is a professional organisation, business league, chamber of commerce, labour organisation, agricultural or horticultural organisation, civic league or an organisation operated exclusively for the promotion of social welfare;
  - ii. it is exempt from income tax in its jurisdiction of residence;
  - iii. it has no shareholders or members who have a proprietary or beneficial interest or profit in its income or assets;
  - iv. the applicable laws of the NFE’s jurisdiction of residence or the NFE’s formation documents do not permit any income or assets of the NFE to be distributed to, or applied for the benefit of, a private person or non-charitable Entity other than pursuant to the conduct of the NFE’s charitable activities, or as payment of reasonable compensation for services rendered, or as payment representing the fair market value of property which the NFE has purchased; and
  - v. the applicable laws of the NFE’s jurisdiction of residence or the NFE’s formation documents require that, upon the NFE’s liquidation or dissolution, all of its assets be distributed to a Governmental Entity or other non-profit organisation, or escheat to the government of the NFE’s jurisdiction of residence or any political subdivision thereof.

### **3. Controlling Person**

Means the natural persons who exercise control over an entity or any shareholder with interest or profit of more than 25% shares or such threshold set by the local authority. In the case of a trust, such term means the settlor, the trustee, the protector (if any), the beneficiaries or class of beneficiaries, and any other natural person exercising ultimate effective control over the trust, and in the case of a legal arrangement other than a trust, such term means persons in equivalent or similar positions. The term ‘Controlling Persons’ must be interpreted in a manner consistent with the FATF recommendations or by the local regulations governing non-individual entities.

### **4. Entity**

Means a legal person or a legal arrangement, such as a corporation, partnership, trust or foundation.

### **5. Financial Institution**

Means a Custodial Institution, a Depository Institution, an Investment Entity, or a Specified Insurance Company or Takaful provider.

### **6. Financial Account**

Means an account maintained by a Financial Institution, and includes Depository Accounts, Custodial Accounts, Equity and debt interest or profit income in certain Investment Entities; Cash Value Insurance or Takaful Contracts and Annuity Contracts.

### **7. Investment Entity**

Includes 2 types of entities:

- a) an Entity that primarily conducts as a business one or more of the following activities or operations for or on behalf of a customer:

- i. Trading in money market instruments (cheques, bills, certificates of deposit, derivatives, etc. and inclusive of Islamic), foreign exchange, exchange, interest rate or profit/hibah rate and index instruments; transferable securities; or commodity futures trading;
  - ii. Individual and collective portfolio management; or
  - iii. Otherwise investing, administering, or managing Financial Assets or money on behalf of other persons.
- b) an Entity where the gross income of which is primarily attributable to investing, reinvesting, or trading in Financial Assets where the Entity is managed by another Entity that is a Depository Institution, a Custodial Institution, a Specified Insurance Company or Takaful provider, or the first type of Investment Entity.

**8. Participating Jurisdiction**

Means a jurisdiction that has publicly committed to adopt the CRS by 2018 and is published as one on <https://www.iras.gov.sg/IRASHome/CRS/>

**9. Passive NFE**

Means any:

- i. NFE that is not an Active NFE; or
- ii. Investment Entity located in a Non-Participating Jurisdiction and managed by another Financial Institution.

**10. Related Entity**

An Entity is a Related Entity of another Entity if either Entity controls the other Entity, or the two Entities are under common control. For this purpose control includes direct or indirect ownership of more than 50% of the vote and value in an Entity.

**11. Reportable Account**

Means an account held by one or more Reportable Persons or by a Passive NFE with one or more Controlling Persons that is a Reportable Person.

**12. Reportable Person**

Means reportable person other than:

- i. a corporation the stock of which is regularly traded on one or more established securities markets;
- ii. any corporation that is a Related Entity of a corporation described in 12(i);
- iii. a Governmental Entity;
- iv. an International Organisation;
- v. a Central Bank; or
- vi. a Financial Institution.

**13. TIN**

Means Taxpayer Identification Number or functional equivalent in the absence of a Taxpayer Identification Number. Further details of acceptable TINs can be found at: <https://www.oecd.org/tax/automatic-exchange/crs-implementation-and-assistance/tax-identification-numbers/>

**DISCLAIMER:**

The above are selected definitions to assist you with the completion of this Form. Should you have any questions, please contact your tax, legal and/or other professional advisor or visit the OECD Common Reporting Standard for Automatic Exchange of Financial Account Information (the 'CRS') website at: <http://www.oecd.org/tax/transparency/automaticexchangeofinformation.htm>

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	Date:	Date:	Date: