

Withholding Statement and Agreement for Foreign Partnerships, Grantor Trusts and Simple Trusts

Account no.: _____

Name of Partnership/Trust _____
 (the "Account Holder" or "Entity")

1. Partner, Beneficiary or Grantor Information

Please list in the table below all partners of a partnership, the grantor (settlor) for a grantor trust, or the beneficiaries for a simple trust.

Name of Partner, Beneficiary or Grantor			
Permanent Resident Address & Country			
Qualified Intermediary Status		FATCA-Status (see note 2)	Income Allocation in % Total must equal 100 % (see note 3)
Type of Person (see note 1)	Type of non-US entity (see note 1)		
<input type="checkbox"/> US non-exempt recipient <input type="checkbox"/> US exempt recipient <input type="checkbox"/> Foreign individual <input type="checkbox"/> Foreign entity	<input type="checkbox"/> Entity is a Beneficial Owner <input type="checkbox"/> Entity acts as intermediary <input type="checkbox"/> Entity is a flow-through	<input type="checkbox"/> Non-US Individual <input type="checkbox"/> Specified US Person <input type="checkbox"/> Other (specify): _____	

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For each Partner, Beneficiary or Grantor listed above, a form "Non-US/US Status for Individuals" or the appropriate IRS form or equivalent bank form for an entity, to establish their non-US/US status, must be provided. In addition, for each Partner, Beneficiary or Grantor that is an entity acting as intermediary or that qualifies as flow-through entity according to US tax regulations, such entity will have to provide its own withholding statement.

2. Claim of treaty benefits

Should treaty benefits be claimed by all the beneficial owners of income, on the basis of the treaty provisions between their country of permanent residence and the United States, the Entity acknowledges that all income will be subject to the highest rate of withholding applicable dependent on the Partner, Beneficiary or Grantor with the maximum withholding rate.

3. Changes of Circumstances

The Account Holder undertakes to inform the Bank, at its own initiative and within 30 days, (i) of any change in circumstances which modifies the status of any of the Partner, Beneficiary and Grantor listed in this withholding statement (in particular: from/to a "non-US Person" status to/from a "US Person" status under applicable US tax regulations) or (ii) any change in the composition of its Partners, Beneficiaries or Grantors. In case of change in circumstances, the Account Holder commits to provide an updated withholding statement and any new or updated forms, documentation and certifications as required by the Bank, and within 30 days of such request.

4. Application of the Joint Account solution (Section 4.05 of the Qualified Intermediary Agreement)

The Entity is a nonwithholding, non-US partnership or trust and certifies the following (check all that apply):

- the Entity's FATCA status is either (i) Certified Deemed Compliant (such as a *Certified Deemed Compliant Sponsored, Closely Held Investment Vehicle* and certain non-reporting IGA FFIs), (ii) Exempt Beneficial Owner, (iii) Owner-Documented Foreign Financial Institution, or (iv) Non-Financial Foreign Entity (such as Active NFFE or Passive NFFE);
- none of the Entity's Partners, Beneficiaries or Grantors is (i) a US Person, (ii) a foreign person subject to withholding or reporting under the FATCA regulations, such as a recalcitrant account holder or a Non-Participating Foreign Financial Institution, or (iii) a flow-through entity ;
- the Entity's Partners, Beneficiaries or Grantors are not acting as an intermediary (e.g. nominee, fiduciary, etc.);
- the Entity agrees, upon request, to make available for inspection, to the Bank or the Bank's external auditor (including to respond to IRS inquiries), for purposes of compliance reviews under the Qualified Intermediary Agreement, records that establish that the Entity has provided the Bank with the documentation (together with any associated withholding certificates, withholding statements and other documents and information) for all its Partners, Beneficiaries or Grantors

In case the cumulative conditions above are fulfilled, the Entity's non-US Partners, Beneficiaries or Grantor will not be subject to a nominative reporting to the IRS, under the revised QI Agreement rules. **Otherwise, the undersigned hereby acknowledges that, under the applicable Qualified Intermediary rules, the Bank has to report annually to the IRS the name of the Entity as well as the names of the Partners, Beneficiaries and Grantors, whether US or non-US, together with other information relating to the account as required under applicable US regulations, and consequently the Entity releases the Bank from the obligation to observe banking secrecy.**

Date (DD/MM/YYYY):

Signature of the Account holder/Entity

PLEASE NOTE THAT THE BANK CANNOT PROVIDE ANY TAX ADVICE AND IF YOU ARE UNSURE ABOUT HOW TO COMPLETE THIS FORM, YOU SHOULD CONTACT YOUR TAX ADVISOR. FOR THE AVOIDANCE OF DOUBT, THE SUPPORTING NOTES AND EXPLANATIONS PROVIDED BELOW ARE FOR GENERAL INFORMATION AND GUIDANCE PURPOSES ONLY AND DO NOT CONSTITUTE ANY FORM OF TAX ADVICE.

Note 1: DEFINITION OF TERMS USED FOR QUALIFIED INTERMEDIARY STATUS

US Person includes any person, individual or entity, that is subject to tax in the US on its worldwide income. This includes amongst others (i) individuals who are US citizens or US permanent resident, (ii) companies or partnerships formed or organised pursuant to US law, (iii) trusts with a US trustee and subject to US jurisdiction and (iv) estates of certain decedents that are US individuals.

US exempt recipient includes, amongst others, the following US entities: a corporation, a tax exempt organisation, an international organisation, a securities or commodities dealer, a REIT, an entity registered as an investment company under applicable US law, a financial institution, certain trusts, nominees, custodians, brokers and swap dealers.

US non-exempt recipient is any US Person that is not an exempt recipient.

Foreign individual or foreign entity: any individual who is not a US Person or any entity that is not a US Person.

Beneficial owner is generally the individual or entity obligated to include the income in its gross income and would be liable for the tax due. Conversely, a **flow-through** is, in general terms, an foreign entity that is transparent for tax purposes, such as a partnership (other than a withholding foreign partnership), a foreign grantor or foreign simple trust (other than a withholding foreign trust).

An **intermediary** means any person that acts on behalf of another person such as a custodian, broker, nominee, fiduciary or other agent.

Note 2: DEFINITION OF TERMS USED FOR FATCA STATUS

Specified US Person: any US person (see above) other than: (i) a corporation the stock of which is regularly traded on one or more established securities markets, (ii) a corporation that is a member of the same expanded affiliated group as a corporation described in (i), (iii) an organization exempt from taxation under section 501(a) or an individual retirement plan, (iv) the US Government or any wholly owned agency or instrumentality thereof, including any US territory, any political subdivision of any of the foregoing, or any wholly owned agency or instrumentality of any one or more of the foregoing, (v) a bank, (vi) a real estate investment trust, (vii) a regulated investment company or any entity registered with the Securities Exchange Commission under the Investment Company Act of 1940, (viii) a common trust fund, (ix) a trust that is exempt from tax, (x) a dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such in the US or any State, (xi) a broker, and (xii) a tax exempt trust under a section 403(b) plan or section 457(g) plan.

Non-US individual: any individual who is not a US Person.

Other: if the account holder is neither an individual nor a US entity, please indicate your FATCA status based on the IRS Final Regulations or the relevant Intergovernmental Agreement (IGA).

Note 3: INCOME ALLOCATION

This information represents the income allocated to each Partner, Beneficiary or Grantor of the Account Holder. If Joint Account treatment cannot be applied to the Account Holder (see section 4 above), such information will be used in order for the Bank to comply with its obligations under its Qualified Intermediary Agreement for purposes of reporting income allocated to each Partner, Beneficiary or Grantor of the Entity. As noted in section 2 above, the highest applicable rate will be levied on all US source income paid to the Account.