



**CRS SELF-CERTIFICATION FORM FOR CRS PURPOSES
(FOR CLIENTS WHO ARE INDIVIDUAL ACCOUNT HOLDERS)**

Automatic Information Exchange Agreements

Self-Certification: Individuals

Australia has entered into tax information exchange agreements or has tax information exchange obligations under bilateral tax agreements with more than 50 countries. The aim of these agreements and obligations is to reduce global tax evasion. The tax information that Australia is required to share is set out in various regimes, including the Foreign Account Tax Compliance Act ("FATCA") and the Common Reporting Standard ("CRS"). The regimes require Financial Institutions ("Fis") such as FinClear Services Pty Ltd and FinClear Services Nominees Pty Ltd (together "FinClear Services") to collect and report on an annual basis certain Account Holder information where the Account Holder is resident for tax purposes in a country other than Australia. The ATO then shares the specified Account Holder information with the tax authority of the country(ies) in which the account holder is resident for tax purposes in line with the tax information exchange obligations of Australia.

All FinClear Services clients are required to complete and return this form immediately. Failure to do so could result in the reporting of account holder information, account balances and all income and proceeds paid or credited to the account to the tax authority of the FinClear Services Legal Entity with whom you are contracted for onward exchange of information with the tax authority(ies) of the country(ies) indicated on the account holder's records with FinClear Services.

There may also be contractual conditions in place to terminate your agreement with FinClear Services should you fail to provide valid certifications. FinClear Services as the recipient of this form is under no obligation to accept a form if we have either reason to know, believe or have actual knowledge that the information provided in the form is invalid or incorrect.

It is the responsibility of the party completing and signing the form to ensure that the information provided is complete and valid and to notify FinClear Services of any change in circumstances that causes any certification on this form to become incorrect or unreliable. If such a change occurs you are required to provide a suitably updated form within 30 days of such change.

Please note:

- **Please use this form only if you are an Individual Account Holder or Sole Trader.**
- **For joint accounts each Account Holder should complete a separate form.**
- **If you are not the Account Holder but are completing the form on the Account Holder's behalf then you should indicate the capacity in which you have signed in Part 6.**
- **Do not use this form if the Account Holder is not an Individual.** Instead you should complete and provide the "Entity Tax Residency Self-Certification"¹.
- **If you are a "Specified US Person" under US Internal Revenue Service ("IRS") regulations you should also complete and provide an IRS Form W-9².**
- **If there is any change in circumstances that causes any certification on this form to become incorrect or unreliable, you are required to provide FinClear Services with a new updated self-certification form within 30 days of such change in circumstances.**

¹ Please contact your Broker to obtain this Form.

² IRS Form W-9 can be accessed at <https://www.irs.gov/pub/irs-pdf/fw9.pdf>

Part 1 - Identification of Individual Account Holder(s) *(For joint or multiple Account Holders, use a separate sheet for each.)*

A. Name of Account Holder:

Family Name or Surname(s):

Title:

First or Given Name:

Middle Name(s):

B. Current Residence Address:

Line 1 (e.g. House/Apt/Suite Name, Number, Street)

Line 2 (e.g. Town/City/Province/State)

Country:

Postal Code:

Mailing Address: (Please complete only if different to the address shown in Section B)

Line 1 (e.g. House/Apt/Suite Name, Number, Street)

Line 2 (e.g. Town/City/Province/State)

Country:

Postal Code:

C. Date of Birth

Part 2 - Country of Residence for Tax Purposes³

Country of residence for tax purposes of the Account Holder:

Note: If the Account Holder is tax resident in more than one country, please complete "Part 5 - Additional Countries of Residence for Tax Purposes" (if applicable).

³ The link below provides an overview of the tax residency rules applicable in jurisdictions that are committed to automatically exchanging information under the CRS.

<http://www.oecd.org/tax/automatic-exchange/crs-implementation-and-assistance/tax-residency/#d.en.347760>

Part 3 - Taxpayer Identification Number⁴

A. Taxpayer Identification Number ("TIN") in the country of residence for tax purposes (If no TIN provided, please tick either B, C or D below): _____

B. The authorities of the country of residence do not require the TIN to be disclosed (tick box if relevant) ☐

C. The country of residence for tax purposes does not issue TINs to its residents (tick box if relevant) ☐

D. I am otherwise unable to obtain a TIN (tick box if relevant) ☐

Please explain why you are unable to obtain a TIN if Box D above is ticked.

Part 4 - Confirmation of Sole Residency for Tax Purposes

I, the person identified in Part 1, or if applicable the authorised representative of the person identified in Part 1, certify that for the purposes of taxation the Account Holder is not tax resident in any other country other than the country indicated in **Part 2** above. ☐

(If ticking this statement in **Part 4** please proceed to **Part 6**, otherwise please proceed to **Part 5** of this form.)

Part 5 -Additional Countries of Residence for Tax Purposes (if applicable)

For the purposes of taxation, I certify that in addition to the country set out in **Part 2** I/the Account Holder is tax resident in the following countries and my/the Account Holder's TIN in each additional country is set out below or I have ticked the box to indicate that a TIN is unavailable: **(use a separate sheet if tax resident in more than two additional countries)**

Country: _____ TIN: _____ or TIN Unavailable: D
Country: _____ TIN: _____ or TIN Unavailable: D

Please explain why you are unable to obtain a TIN if "TIN Unavailable" box is ticked

⁴ The term "TIN" means Taxpayer Identification Number or a functional equivalent in the absence of a TIN. A TIN is a unique combination of letters or numbers assigned by a jurisdiction to an individual or an Entity and used to identify the individual or Entity for the purposes of administering the tax laws of such jurisdiction. The link below provides an overview of domestic rules in certain jurisdictions governing the issuance, structure, use and validity of TINs or their functional equivalents.

<http://www.oecd.org/tax/automatic-exchange/crs-implementation-and-assistance/tax-identification-numbers/#d.en.347759>

Part 6 - Certification and Signature

I, the person identified in Part 1, or if applicable the authorised representative of the person identified in Part 1, understand that the information supplied by me is covered by the full provisions of the terms and conditions governing the Account Holder's relationship with FinClear Services setting out how FinClear Services may use and share the information supplied to FinClear Services, and will be subject to the provisions of the Privacy Notice as set out in Appendix 1.

I acknowledge that the information contained in this form and information regarding my account(s) may be reported to the tax authorities of the country in which this account(s) is/are maintained and exchanged with tax authorities of another country or countries in which I may be tax resident where those countries have entered into Agreements to exchange Financial Account information.

I undertake to notify the recipient of any change in circumstances that causes any certification on this form to become incorrect and to provide a suitably updated form within 30 days of such change.

I declare that I have examined the information on this form and to the best of my knowledge and belief it is true, correct, and complete.

Place: _____ Date: _____

Name: _____

Title: _____

Signature: _____

Note: If you are not the Account Holder please indicate the capacity in which you are signing this form. If signing under power of attorney, please attach a certified copy of the power of attorney.

Capacity: _____

Definitions - CRS

These Key Terms and Definitions below are contained within the relevant Tax Regulations that enact the Agreements to improve International Tax Compliance and the OECD Common Reporting Standards (CRS) for Automatic Exchange of Financial Account Information. You are however encouraged to refer to the respective national tax laws of the country in which you are located.

If you have any questions about these definitions or require further detail then please contact your tax adviser or local tax authority.

"Financial Institution": The term "Financial Institution" means a "Custodial Institution," a "Depository Institution," an "Investment Entity," or a "Specified Insurance Company." Please see the relevant Tax Regulations and the CRS for further classification definitions that apply to Financial Institutions.

"NFE": The term "NFE" stands for "Non-Financial Entity". It means any Entity that is not a Financial Institution. There are two types of NFE - a) Passive NFE; and b) Active NFE. There are various sub-types of Active NFE.

- **"Passive NFE":** A "Passive NFE" means any NFE that is not an Active NFE. It also includes an Investment Entity that is not located in a jurisdiction which is participating in the Common Reporting Standards. If this applies, please tick the box titled "an Investment Entity in a non-participating jurisdiction managed by another Financial Institution".
- **"Active NFE - corporation that is regularly traded or a Related Entity of a regularly traded corporation."** Means any NFE the stock of which 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.
- **"Active NFE - a Government Entity":** Means an NFE that is a Government Entity, Central Bank, or an Entity wholly owned by one or more of the foregoing.
- **"Active NFE - an International Organisation":** Means an NFE that is an International Organisation. The term **"International Organisation"** means any international organisation or wholly owned agency or instrumentality thereof.
- **"Active NFE - Other":** Means an NFE 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) 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 in those companies as capital assets for investment purposes;

c) the NFE is not yet operating a business and has no prior operating history, 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;

d) 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;

e) the NFE primarily engages in financing and hedging transactions with, or for, Related Entities that are not Financial Institutions, and does not provide financing or hedging 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 Institution; or

f) 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 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.

"Participating Jurisdiction": The term Participating Jurisdiction means any Country that has signed a multilateral competent authority agreement to automatically exchange information and is contained within the relevant Tax Regulations that enact the Agreements to improve International Tax Compliance.

A list of participating jurisdiction can be found in the link below:

<http://www.oecd.org/tax/automatic-exchange/crs-implementation-and-assistance/crs-by-jurisdiction/#d.en.345489>