## AKD Investment Management Ltd. (AKDIML) (AKDIML-01)

AKD Investment Management Ltd.

# FOREIGN ACCONT TAX COMPLIANCE ACT (FATCA) CHECKLIST (FOR ENTITY ACCOUNTS)

**(Only to be used for accounts other than individual)**

Date: | | | | | | | | |

Name of Entity as per constitution document (Certificate of Incorporation, Partnership/ Trust Deed, Charter, etc.); hereinafter referred to as the "Entity"

**Section A (U.S. Entities): For Entities Incorporated in the U.S. or under the Laws of U.S. or Branch thereof;**

*Please provide Form W-9 for the Entity, complete the following details and proceed directly to Section E*

**Entity's FATCA Classification for Reporting Purposes:** ☐ Specified U.S. Person ☐ Not a Specified U.S. Person[1]

U.S. Tax Identification No. (TIN):

**Section B (Non U.S. Entities): Exempt Entities (Exempt Beneficial Owners)**

*If entity falls into any of the following categories; Form W-8EXP is required, please indicate as applicable & proceed directly to Section E.*

☐ Federal, Provincial, Local or Municipal Govt. ☐ Entity Wholly Owned or Controlled by Govt. ☐ Central Bank

☐ Govt. Department, Judicial Entity or Armed Forces ☐ Foreign Mission, Embassy, Consulate or Commission ☐ International Organisation

*If the entity falls into any of the following categories, please indicate as applicable, provide W-8BEN-E form & proceed directly to Section E*

☐ Charitable Trust, Club, Association or Society ☐ Non-Government or Non-Profit Organisation

Registration No. ______________________________________________________________

**Section C (Non U.S. Entities): For Non-Financial Entities (NFFE)**

**1. Is the Entity a Listed Public Company or subsidiary of such a company?** ☐ Yes ☐ No *If **YES**, proceed directly to Question 4 below,* *if **NO**, proceed to next question*

**2. Did the entity earn more than 50% of its gross income for the preceding tax year from other than core activities?** [2] ☐ Yes ☐ No

*If **YES**, proceed to next question;* *if **NO**, proceed directly to Question 4 below*

**3. Does any Specified U.S. person (Individual or Entity) hold more than 10% direct or indirect shareholding in the entity?** ☐ Yes ☐ No

*If **YES:** Complete Table below, provide W-9 for each substantial U.S. Owner & W-8BEN-E for the entity & proceed to Section E;*
*If **NO:** Proceed to Next Question*

| Name of Substantial U.S Owner | Complete Address | U.S. Tax Identification # (TIN) | Percentage Holding |
|---|---|---|---|
| | | | |
| | | | |
| | | | |

**4. Does the entity have a Registered, Head Office, or mailing Address which is in the U.S. or a U.S. telephone number?** ☐ Yes ☐ No

*If **YES:** Provide (i) A Constitution Document showing the non-U.S. country of incorporation or registered address AND (ii) Form W-8BEN-E & proceed to Section E* *if **NO:** Proceed to Next Question*

**5. Has the entity assigned power of attorney or signatory authority to a person with U.S. address?** ☐ Yes ☐ No

**6. Is the entity aware of any other information which may indicate to the entity's U.S. status?** ☐ Yes ☐ No

***If YES,** Provide: A Constitution Document showing the non-U.S. country of incorporation or registered address or alternatively provide a From W-8BEN-E & proceed to Section E.* *if **NO,** No FATCA documentation required, please proceed to Section E*

**Section D (Non- U.S. Entities): Financial Institutions (FFI)**

**1. Is the entity a Participating Foreign (Non- U.S.) Financial Institution (PFFI)?** ☐ Yes ☐ No

***If YES,** Provide Form W-8BEN-E, mention GIIN below & proceed to Section E* ***if NO,** Please proceed to Next Question*

Global Intermediary Identification Number (GIIN) for PFFI:

**2. Being a Non-participating FFI (including Limited Branch of FFI), does the entity consent for NBP to reports its relevant information to relevant authority as required under FATCA?** ☐ Yes ☐ No

**3. Please indicate if the entity claims any other FATCA status;** ☐ Owner Documented FFI ☐ Certified Deemed Complaint FFI ☐ Sponsored/ Sponsoring FFI ☐ Other (please specify): ______________________

***FOR ODFFI:** Provide (i) W-8BEN-E for entity (ii) Owner Reporting Statement (iii) W-9 or W-8BEN for persons identified in Reporting Statement & proceed to Section E*

***For Others:** Provide Form W-8BEN-E indicating the claimed status and proceed to Section E.*

| Section E: Confirmation (to be signed by authorised signatories) |
|---|
| I/We, on behalf of the Entity, understand that the information provided above is being submitted to enable AKD Investment Management Ltd, it's branches, affiliated, and/or subsidiaries (collectively "the Asset Management Company") to comply with its obligations under FATCA and hereby confirm the information provided above is true, accurate and complete. I/we hereby consent AKDIML to share Entity's required information with regulators or tax authorities, including relevant authorities (except where specified against Question 2, Section D above). I/we consent and agree that, if applicable, AKDIML may withhold from the account of the Entity such amounts as may be required according to applicable laws, regulations and directives, I/we also agree and undertake to notify AKDIML within 30 calendar days if there is a change in an information of the Entity, which has been provided to AKDIML. |

**For and on behalf of (Name of the Entity):**

_______________________________________________

**Date:**

| Authorised Signatory | Authorised Signatory |
|---|---|
| | |

| FOR OFFICE USE ONLY | |
|---|---|
| **FATCA Documentation Checklist** | |
| **Entities Incorporated in the U.S. (As per Section A)**<br>☐ Duly completed & signed Form W-9 for the entity with TIN # | **Foreign (Non-U.S.) Financial Institution (As per Section D)**<br>☐ Duly completed & signed Form W-8BEN-E for the entity with GIIN # |
| **FATCA Exempt Entity (As per Section B)**<br>☐ Duly completed & signed Form W-8BEN-E for the entity or<br>☐ Duly completed & signed Form W-8EXP for the entity<br>**Non-Financial Foreign (Non-U.S.) Entities (NFE) (As per Section C)**<br>☐ Duly completed & signed Form W-8BEN-E for the entity<br>☐ Constitution document as per Question 4, 5 & 6 | **FFIs claiming other status (As per Question 3, Section D)**<br>☐ Duly completed & signed Form W-8BEN-E for the entity (for All Entities)<br>☐ Owner Reporting Statement (for ODFFI only)<br>☐ Form W-9 or W-8BEN forms for person in ODFFI reporting statement<br>**Other FATCA Form provided by entity to support a claim (if applicable)**<br>☐ W-8ECI (income effectively connected with business within the U.S.)<br>☐ W-8IMY (Claim that the entity is acting as an Intermediary) |
| **NFFE having substantial U.S. Owners (As per Question 3, Section C)**<br>☐ Duly completed & signed Form W-8BEN-E for the entity<br>☐ Duly completed & signed Form W-9 for each Substantial U.S. Owner<br>☐ Constitution document as per Question 4, 5 & 6 | ☐ **No FATCA Documentation Required** |

| FATCA Classification of Account | |
|---|---|
| ☐ U.S. Entity | • Applicant completes Section A and provides Form W-9 (for the entity) |
| ☐ Non-U.S. Entity | • Applicant identified itself in Section B & provides Form W-8BEN-E to that effect (indicating same status as marked on checklist)<br>• Applicant identifies itself in Section C or D, and fulfils FATCA documentation requirements |
| ☐ Recalcitrant | • Applicant REFUSES or FAILS to provide required documentation and confirmation (Account cannot be open) |

| Authorisation |
|---|
| We confirm that the responses of the applicant(s)to relevant sections of the checklist have been cross verified against information provided by them in the Account Opening Form and during the KYC process and that no discrepancy has been found therein. We also confirm that duly signed and completed FATCA Documentation has been obtained from applicant as established through the checklist and marked above. Moreover, the account has been classified and accordingly the account's FATCA status has been marked above. |

**Authorisation:**

Signature:

Date:

| Account Opening Officer | Operations Manager |
|---|---|
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[1]*Mark as "Not a Specified U.S. Person" if any of the following; otherwise mark as "Specified U.S. Person"*

** A listed company with regularly traded stock, * A bank, * A company exempt from taxation in the U.S., * A real estate investment trust, * A regulated investment company, * A common trust fund, * A trust that is exempted from tax, * A broker or a dealer in securities, commodities, or derivative financial instruments that is registered under the laws of U.S. or state;*

[2] *Income from other than core activities include income from passive sources such as returns on investments, profit from sales of property, etc.*