

Fax

Email ID

Mode of Operation

□ Singly

□ Jointly



ACCOUNT OPENING FORM NON-INDIVIDUAL 1. IDENTITY DETAILS PAN (MANDATORY) Name of Applicant (Please write complete names as per certificate of Incorporation/Registration. Please do not abbreviate the name). Date of Incorporation/Formation **Date of Commencement of Business** Registration No.(e.g. CIN) **Status** \square Private Limited Company ☐ Public Limited Company □ Partnership / LLP ☐ Body Corporate ☐ Trust/Charities/NGO □ HUF □ AOP □ Bank ☐ Government Body ☐ Non - Government Organization □ Defense Establishment □ BOI □ NPO □ Other ___ □ Society 2. ADDRESS DETAILS **Correspondence Address** City Pin Code Country State **Registered Address** (If different from above) City Pin Code State Country Proof of address to be provided by Applicant. (Please submit self-certified copy of ANY ONE of the following valid documents) ☐ Latest Telephone Bill (only Land Line) ☐ Latest Electricity Bill ☐ Latest Bank A/c Statement/Passbook ☐ Registered Lease/Sale Agreement of Office Premises ☐ Any other proof of address document(as listed in additional documents page) (Not more than 3 Months old.) Document No. Date of Issue Place of Issue 3.CONTACT DETAILS **Last Name** Middle Name FirstName **Contact Person** Tel. (Off) Tel. (Res)

Mobile

Mobile

☐ Either or Survivor



4.INVESTMENT MODE & DETAILS	□ Cheque/ Bank Transfer	□ Stock Transter	□ Stock Transfer □ Pa												
Investment Amount	Product Name	Cheque/UTR No./DP	Client ID	Bank,	/Depository	y Name									
5.BANK ACCOUNT DETAILS															
	used for crediting Redemption Proce	eds at the time of Redempti	on)												
Bank Name:		Bank Branch:	de:												
A/c No.		A/c Type: □ Savings	□ Current	□ NRE	□ NRO	□ FCNR									
GSTIN No.															
6.GROSS ANNUAL INCOME															
a) Income Range per annum 🛛 Be	elow Rs. 25,00,000	□ 25,00,001 to Rs. 50,00,000													
□ Rs	s. 50,00,001 to Rs. 100,00,000	☐ More than Rs. 1,00,00,000 or													
b) Networth Rs	as on	(Networth should not be older than one year)													
7.OCCUPATION DETAILS															
☐ Business - Nature of Business		□ Others (Pls spe	ecify)												
Please tick, if applicable, for any of	your Authorized signatories/Promote	rs/Partners/Karta/Trustees/	Whole Time	Directors:											
☐ Politically Exposed Person (PEP)	☐ Related to a Politically	y Exposed Person (RPEP)		□ N	A										

8.OTHER DETAILS (Please see guidelines)

- 1. Name, PAN, DIN/UID, residential address and photographs of Promoters/Partners/Karta/Trustees/Whole Time Directors (Please use the Annexure to fill in the details)
- 2. a) DIN of Whole Time Directors (Please use the Annexure to fill in the details)
- b) Aadhaar number of Promoters/Partners/Karta (Please use the Annexure to fill in the details)

9.DECLARATION

The particulars and various other details furnished above are true to the best of my/our knowledge and belief. I/we further agree to inform any additional details that may be required for better & efficient execution & performance of my/our Portfolio Management Service. I/we confirm that I/we have received/read the Disclosure Document available at (https://www.capital8.in) before execution of DPMS agreement with Capital 8 LLP. I/we have read and understood the terms and conditions of the Disclosure Document as well as the Portfolio Management Services Agreement and undertake to abide with the provisions of the same.

I/we hereby declare that the amount invested in the same is through legitimate sources/channel only and does not involve and is not designed for the purpose of any contravention or evasion of any Act, Rules, Regulations, Notifications or Directions of The Income Tax Act, 1961, The Foreign Exchange Management Act, 1999, The Prevention of Money Laundering Act (PMLA), 2002, The Prevention of Corruption Act, 1988 or any other applicable laws enacted by the Government of India or any Statutory Authority from time to time.

I/We agree to immediately inform you if there is any change in any of the information given in this application or in the appendices to this application. I/we also declare and agree that if any of the above statements are found to be incorrect or false or any information or particulars have been suppressed or omitted therefrom, the Portfolio Manager has a right to terminate the Portfolio Management Services Agreement. I/we agree to submit any additional information required by the Portfolio Manager or SEBI promptly.

Declaration for Portfolio Sharing:

The client consents and authorizes the Portfolio Manager to share with Client's Introducer / Advisor / Referrer if any, as mentioned on account opening form or on schedules to this agreement, the details of any of the Client's accounts, assets, transactions and account relationship with the Portfolio Manager in connection with or pursuant to this Agreement and dealings between the Portfolio Manager and the Client.

Investment Excellence You Can Trust



Declaration/undertaking By Client:

I/We hereby declare that all the information and particulars given by me/us in this application are true and complete and I/we have not suppressed or hidden any fact whatsoever. I/we hereby authorize Capital 8 LLP to verify and scrutinize the above information periodically in keeping with the "KYC requirements" prescribed under the Prevention of Money Laundering Act (PMLA), 2002 and any other applicable Acts and Regulations enacted by the Government of India/any other regulatory body from time to time. I/we confirm that I am/we are aware of the Rules and Regulations of PMLA, 2002 and that I/we have not violated any of the rules and regulations of the said act and hereby indemnify Capital 8 LLP from any liability arising from my/our transactions executed under this Agreement with Capital 8 LLP. I/we agree and undertake to immediately inform the Capital 8 LLP if there is change in any of the information provided in this application.

I/we hereby understand and agree that if any of the aforesaid disclosures made/information provided by me/us is found to be contradictory or unreliable or if I/we fail to provide adequate and complete information, the Portfolio Manager reserves the right to reject the application/withhold the investments made by me/us, to terminate the agreement that may be executed under Portfolio Management and/or to disclose/report the relevant details to the competent authority and take such other actions as may be required to comply with the applicable laws as the Portfolio Manager may deem proper at its sole discretion.

In case there are delays caused by any entity in submitting documents or loss in transit of documents to be submitted to the Portfolio Manager, I/we agree to hold Capital 8 LLP harmless and not liable for any such losses and agree that I/we shall raise no claims against Capital 8 LLP for any rejection of Application due to such causes.

I/We also agree to co-operate with Capital 8 LLP for the purpose of any regulatory requirements and for any additional information requirements which may be required to be provided to any regulatory authority by Capital 8 LLP.

I authorize Capital 8 LLP and its representatives to call me or SMS me with reference to my application. This consent will override any DNC / NDNC registration.

I/we understand that all clients have the option to be onboarded directly with the Portfolio Manager.

Additional Declaration applicable to NRIs Only:

I/we hereby confirm that I/we am/are Non-Resident of Indian Nationality/ Origin. I/we hereby confirm that the funds for investment have been remitted from abroad through approved banking channels or from funds in my/our Non-Resident External/Ordinary Account/FCNR Account.

FACTA/CRS Declaration:

I/we have understood the information requirements of this Form (read along with the FATCA & CRS Instructions) and hereby confirm that the information provided by me/us on this Form is true, correct, and complete. I/we also confirm that I/we have read and understood the FATCA & CRS Terms and Conditions and hereby accept the same.

Declaration for KRA & CKYC:

I/we declare that the details furnished above are correct and complete to the best of my/our knowledge/belief.

I/we understand that the details furnished in this form (like PAN, Date of birth, etc) would be utilized by Capital 8 LLP to fetch my/our KYC details from central databases like CVL KRA and CKYC database. We hereby provide our consent for fetching of such information.

I/we have understood that, submission of Aadhar card for proof of address/proof of identity is optional and purely on a voluntary basis by me/us.

I/we hereby provide consent for E-KYC authentication using my/our Aadhar number.

${}^{\star} Declaration for Choosing High Risk Product for Low/Medium Risk Tolerance investors:$

"I/we are investing in this Product which has a High Risk Profile, basis my/our skill and assessment that this product is suitable for me/us."

I authorize and give my consent to the Capital 8 LLP for KYC and periodic KYC process required as per the PML Act, 2002 and rules thereunder.

First Authorised Signatory	Second Authorised Signatory	Third Authorised Signatory
	P	
Date:	Place:	

RISK PROFILER

- A. Your Financial Assets are primarily invested in which of the following options?
- 1. Bank/Corporate Fixed Deposits
- 2. Option 1 & Mutual Funds
- 3. Option 2 & Direct Stocks, PMS, AIF
- 4. Option 3 & Derivatives, Crypto, Currencies, Commodities
- B. This Investment would be approximately what % of your Total Net Worth?
- 1. More than 50%
- 2. 20 To 50%
- 3. 10 To 20%
- 4. Less Than 10%
- C. How many years can you allow your investments to grow before you start making significant withdrawals?
- 1. 1 To 2 years
- 2. 3 To 5 years
- 3. 5 To 7 years
- 4. 7 years & More

- D. Please select the volatility and return combination that you are most comfortable with for this investment:
- 1. Return Expectation: 10% to 20%, Loss Appetite: 5% to 10%
- 2. Return Expectation: 20% to 30%, Loss Appetite: 10% to 15%
- 3. Return Expectation: 30% to 40%, Loss Appetite: 15% to 20%
- 4. Return Expectation: 40% & Above, Loss Appetite: 20% & Above
- E. How would you react if your well diversified portfolio fell by 20%?
- 1. Exit Position
- 2. Reduce
- 3. Hold
- 4. Accumulate

RESULTS

Scoring: If the chosen answer is option 1, it will be assigned 1 point. If the chosen answer is option 2, it will be assigned 2 points, and so on. For all the questions, add the corresponding serial numbers to find your total.

Total Score: _____

CATEGORIZATION	SCORE	PLEASE(√)
Conservative*	Upto 6	
Moderate	7-12	
Aggressive	13-20	

^{*}Client falling under the conservative category would have to be further reviewed before they can be offered Portfolio Management Services.

Client Declaration: I/We hereby understand that my risk profile is as per table above and would request Capital 8 LLP to advise/manage my/our investments on the basis of this categorization. I/we take complete responsibility and liability of my investment and my investment decision is not influenced by any sales promotion or promise of returns whatsoever. My/our investments are advised by multiple advisors/managers, hence monitoring of investment asset allocation on my/our entire portfolio and investment objective is my/our sole responsibility.

First Authorised Signatory	Second Authorised Signatory	Third Authorised Signatory
Ø	Ø	

DISCLAIMER: Risk assessment is a very subjective matter and is likely to change over time dependent on many factors. While due care & consideration is taken in preparation of the above questionnaire, there is no guarantee that the risk profile outcome is the 'right' one for you. The above document is not recommendary in nature and must not be taken as the basis of any investment decision. Investors are advised to exercise due caution and take proper expert guidance before making any investment decisions.

DETAILS OF PROMOTERS/PARTNERS/KARTA/TRUSTEES/ WHOLE TIME DIRECTOR AND AUTHORIZED SIGNATORY FORMING A PART OF KNOW YOUR CLIENT (KYC) KYC APPLICATION FORM FOR NON-INDIVIDUAL - ANNEXURE

<u> </u>	Name of Applicant.				PAN of the Applicant			
Sr. No.	Name	Relationship with applicant (i.e. Promoters Beneficiary/ Whole time Directors, etc.)	PAN	Resi./Regd. Address	DIN of whole time directors/Aadhar Number of Promoters / Partners/ Karta	Whether Politically Exposed	Photograph	
- i					DIN (For Directors)	□ PEP	0 × 194	
						□ RPEP	Sign across Photograph	
					UID (For Others)	N -		
7					DIN (For Directors)	D ED	Please affix &	
					UID (For Others)	N D	Photograph	
m,					DIN (For Directors)	D EP	Please affix &	
					UID (For Others)	N D	Photograph	
4					DIN (For Directors)	□ PEP	Please affix &	
					UID (For Others)	□ RPEP □ NA	Sign across Photograph	
Name & Date:	Name & Signature of the Authorized Signatory(ies)	atory(ies)	ed Person	☐ RPEP: Related to Politically Exposed Person	Exposed Person NA			

Details of Ultimate Beneficial Owner (UBO) Including Additional FATCA & CRS Information

(Please consult your professional tax advisor for further guidance on your tax residency, if required)

1. Al I ElCANT Details										
Name of the entity FIRST	M I D D	LE	L A S T							
Type of address given at KRA ☐ Residential or Bu	Business □ Regist	ered office								
Address of tax residence would be taken as availab	le in KRA database. In case of any change p	lease approach KRA & not	ify the changes.							
Customer ID/ Folio No										
PAN	Date of incorporation D D M M Y	YYY								
City of incorporation										
Entity Constitution ☐ Partnership Firm ☐ Society ☐ Limited Liability Partners	□ AOP/BOI □ Tru:	ate Limited Company st H Liquidator	□ Public Limited Company □ Artificial Juridical Person							
Please tick the applicable tax resident declaration Is Entity a tax resident of any country other than In (If yes, please provide country/ies in which the en		associated Tax ID numb	er below)							
Country	Tax Identification Number [®]	lde (TIN or O	Identification Type (TIN or Other [®] , please specify)							
% In case Tax Identification Number is not availabl	e, kindly provide its functional equivalent\$									
In case TIN or its functional equivalent is not availa Number or GIIN, etc.	ble, please provide Company Identification	number or Global Entity	dentification							
In case the Entity's Country of Incorporation / Tax mention Entity's exemption code here	residence is US but Entity is not a Specifie	ed US Person,								

PART A (to be filled by Financial Institutions or Direct Reporting NFEs)

2. FATCA & CRS Declaration (Please consult your professional tax advisor for further guidance on FATCA & CRS classification)

1. We are a, GIIN														
Financial institution Note: if you do not have a GIIN but you are spons	sored by another entity, please provide your sponsor's GIIN above and indicate your sponsor's name below													
Or Direct reporting NFE ⁷ □ Name of sponsoring entity														
(Please tick as appropriate)														
GIIN not available (please tick as applicable) □ Applied for														
If the entity is a financial institution,	apply for - please specify 2 digits sub-category ⁸													
☐ Not obtained No	n-participating FI													
PART B (please fill any one as appropriate to be filled by NFEs other than Direct Reporting NFEs)														
 Is the Entity a publicly traded company¹ (that is, a company whose shares are regularly traded on an established securities market) 	Yes □ (If yes, please specify any one stock exchange on which the stock is regularly traded) Name of stock exchange													
 Is the Entity a related entity² of a publicly traded company (a company whose shares are regularly traded on an established securities market) 	Yes □ (it yes, please specify name of the listed company and one stock exchange on which the stock is regularly traded) Name of listed company													
	Nature of relation ☐ Subsidiary of the Listed Company or ☐ Controlled by a Listed Company													
	Name of stock exchange													
3. Is the Entity an active ³ NFE	Yes □ (If yes, please fill UBO declaration in the next section.) Nature of Business													
	Please specify the sub-category of Active NFE (Mention code refer 2c of Part D)													
4. Is the Entity a passive⁴ NFE	Yes □ (If yes, please fill UBO declaration in the next section.) Nature of Business													

 $^{\scriptscriptstyle 1}$ Refer 2a, $^{\scriptscriptstyle 2}$ Refer 2b, $^{\scriptscriptstyle 3}$ Refer 2c, $^{\scriptscriptstyle 4}$ Refer 3(II), $^{\scriptscriptstyle 6}$ Refer 1, $^{\scriptscriptstyle 7}$ Refer 3(VII), $^{\scriptscriptstyle 8}$ Refer 1A of Section 6

•	П	п	\boldsymbol{a}	Dec		

3.UBO Declaration												
Category (Please tick applicable category): $\ \ \square \ \ P$												
_ U	☐ Unincorporated association / body of individuals ☐ Private Trust ☐ Other											
												
Please list below the details of controlling persor Identification Numbers for EACH controlling pers	n(s), confirming ALL countries of tax residency / perr	manent residency / citizenship and ALL Tax										
0.	on(s) uner Reporting Statement and Auditor's Letter with	required details as mentioned in Form W8 BEN E										
Name - Beneficial owner/ Controlling person	TaxID Type - TIN or Other, please specify	Address - Include State, Country, PIN / ZIP Code										
Country - Tax Residency	Tax ID No - Or functional equivalent for each country [%]	Address - Michael State, Country, 1 M/ 211 Code										
Beneficial Interest - in percentage	Type Code [®] - of Controlling Address Type											
	TID T	A 1 lane										
Name	Tax ID Type	Address										
Country	Tax ID No%											
		Zip										
Beneficial Interest	Type Code	State										
	Address Type ☐ Residence ☐ Business	Country										
	□ Registered office											
Name	Tax ID Type	Address										
Country	Tax ID No%											
Country	lax in No.∞	Zip										
Beneficial Interest	Type Code	State										
	Address Type □ Residence □ Business											
	□ Registered office	Country										
Name	Tax ID Type	Address										
Country	Tax ID No%	Zip										
Beneficial Interest	Type Code											
	Address Type ☐ Residence ☐ Business	State										
	□ Registered office	Country										
# If passive NFE, please provide below addition	al details											
DAN / Any other Identification Number	Occupation Type Service Business Others	DOB Date of Birth										
PAN / Any other Identification Number (Pan, Aadhar, Passport, Election ID, Govt ID, Driving	Occupation Type Service, Business, Others Nationality	Gender Male, Female, Other										
Licence NREGA Job Card, Others) City of Birth - Country of Birth	Father's Name Mandatory if PAN is not available											
1 PAN	Occupation Type											
		Date of Birth D D M M Y Y Y Y										
City of Birth	Nationality	Gender □ Male □ Female □ Other										
Country of Birth	Father's Name	Gender = Mate = Fernate = Gener										
1 PAN	Occupation Type											
City of Birth	Nationality	Date of Birth D D M M Y Y Y Y										
Country of Birth	Father's Name	Gender □ Male □ Female □ Other										
1 PAN	Occupation Type	Date of Birth D D M M Y Y Y Y										
City of Birth	Nationality											
Country of Birth	Father's Name	Gender □ Male □ Female □ Other										

[#] Additional details to be filled by controlling persons with tax residency / permanent residency / citizenship / Green Card in any country other than India To include US, where controlling parson is a US citizen or green card holder

^{*}In case Tax Identification Number is not available, Kindly provide functional equivalent

⁵Refer 3(VI), ⁹Refer 3(IV)(A) of Section 6



4.FATCA - CRS Terms and Conditions

The Central Board of Direct taxes has notified Rules 114F to 114H, as part of the Income-tax Rules, 1962, which Rules require Indian financial institutions such as the Bank to seek additional personal, tax and beneficial own formation and certain certifications and documentation from all our account holders In relevant cases, information will have to be reported to tax authorities/appointed agencies towards compliance, we may also be required to provide information to any institutions such as withholding agents for the purpose of ensuring appropriate withholding from the account or any proceeds in relation thereto

Should there be any change in any information provided by you, please ensure you advise us promptly within 30 days

Please note that you may receive more than one request for information if you have multiple relationships with Capital 8 LLP or its group entities Therefore, it is important that you respond to our request, even If you believe you have already supplied any previously requested information

^{\$}It is mandatory to Supply a TIN or functional equivalent if the country in which you are tax resident issues such identifiers. If no TIN is yet available or has not yet been issued, please provide an explanation and attach this to the form

5.Certification

I/We have understood the information requirements of this Form (read along with the FATCA & CRS Instructions) and hereby confirm that the Information provided by me / us on this Form is true, correct, and complete I/We also confirm that I/We have read and understood the FATGA & CRS Terms and Conditions below and hereby accept the same

Name	F	I R S T										Ш				М		D	D	L	Е									\perp	L	_ A	S	Т	
Designation															Pl	ace .								 Date	e								-		
	First Authorised Signatory												Second Authorised Signatory Third Authorised											ised	Sig	nat	ory								
									9												J	9											3		

6.FATCA Instructions & Definitions

- **1. Financial Institution (FI)** The term FI means any financial institution that is Depository Institution, Custodial Institution, Investment Entity or Specified Insurance Company, as defined
 - Depository institution is an entity that accepts deposits in the ordinary course of banking or similar business
 - Custodial institution Is an entity that holds as a substantial portion of its business, holds financial assets for the account of others and where Its Income at tributale to holding financial assets and related financial services equals or exceeds 20 percent of the entity s gross income during the shorter of-
 - (I) The three financial years preceding the year in which determination is made, or
 - (II) The period during which the entity has been in existence, whichever is less
 - a) Investment entity is any entity
 - That primarily conducts a business or operates for or on behalf of a customer for any 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.), Foreign exchange, exchange, interest rate and index instruments, transferable securities, or Commodity futures trading, or
 - (II) Individual and collective portfolio management, or
 - (III) Investing, administering or managing funds, money or financial asset or money on behalf of other persons,

- b) The gross income of which is primarily attributable to investing, reinvesting, or trading in financial assets, If the entity is managed by another entity that is Depository institution, a custodial Institution, a specified insurance company or an investment entity described above An entity is treated as primarily conducting as a business one or more of the 3 activities described above, or an entity s gross income is primarily attributable to investing, reinvesting, or trading in Financial assets of the entity s gross income attributable to the relevant activities equals or exceeds 50 percent of the entity s gross income during the shorter of
- (I) The three-year period ending on 31 March of the year preceding the year in which the determination is made, or
- (ii) The period during which the entity has been in existence

The term Investment Entity does not include an entity that is an active non-financial entity as per codes 03, 04, 05 and 06 - refer point 2c)

• Specified Insurance Company Entity that is an insurance company (or the holding company of an Insurance company) that issues, or is obligated to make payments with respect to, a Cash Value Insurance Contract or an Annuity Contract

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FI not required to apply for GIIN

A Reasons why FI not required to apply for GIIN

Code Sub-category

- 01 Governmental Entity, International Organization or Central Bank
- O2 Treaty Qualified Retirement Fund, a Broad Participation Retirement Fund, a Narrow Participation Retirement Fund, or a Pension Fund of a Governmental Entity, International Organization or Central Bank
- Non-public fund of the armed forces, an employees state insurance fund, a gratuity fund or a provident fund
- 04 Entity is an Indian FI solely because it is an investment entity
- 05 Qualified credit card issuer
- 06 Investment Advisors, Investment Managers & Executing Brokers
- 07 Exempt collective Investment vehicle
- 08 Trustee of an Indian Trust
- 09 FI with a local client base
- 10 Non-registering local banks
- 11 FFI with only Low-Value Accounts
- 12 Sponsored investment entity and controlled foreign corporation
- 13 Sponsored, Closely Held Investment Vehicle
- 14 Owner Documented FFI

Non-Financial Entity (NFE) - Foreign entity that is not a financial institution

Types of NFEs that are regarded as excluded NFE are

a. Publicly traded company (listed company)

A company is publicly traded if its stock are regularly traded on one or more established securities markets (Established securities market means an exchange that is officially recognized and supervised by a governmental authority in which the securities market is located and that has a meaningful annual value of shares traded on the exchange)

b. Related entity of a publicly traded company
The NFE is a related entity of an entity of which is regularly traded on
an established securities market,

C. Active NFE (is any one of the following)

Code Sub-category

- O1 Less than 50 percent of the NFE s gross income for the preceding financial year is passive Income and less than 50 percent of the assets held by the NFE during the preceding financial year are assets that produce or are held for the production of passive income,
- 02 The NFE is a Governmental Entity, an International Organization, a Central Bank, or an entity wholly owned by one or more of the foregoing,
- O3 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 shall not qualify for this status if the entity functions 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.
- O4 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 shall not qualify for this exception after the date that is 24 Months after the date of the initial organization of the NFE,

- The NFE was not a Financial Institution in the past five years, and is in the process of liquidating its assets or is reorganizing with the intent to continue or recommence operations in a business other than that of a Financial Institution,
- The NFE primarily engages in financing and hedging transactions with, or for, Related Entries 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,
- 07 Any NFE that fulfills all of the following requirements
 - It is established and operated in India exclusively for religious, charitable, scientific, artistic, cultural, athletic, or educational purposes, or it is established and operated in India and it is a professional organization, business league, chamber of commerce, labor organization, agricultural or horticultural organization, civic league or an organization operated exclusively for the promotion of social welfare,
 - It is exempt from income tax in India,
 - It has no shareholders or members who have a proprietary or beneficial interest in its income or assets,

The applicable laws of the NFE's country or territory 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

The applicable laws of the NFE's country or territory 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 organization, or escheat to the government of the NFE's country or territory of residence or any political subdivision thereof

 $\label{lem:explanation} Explanation - For the purpose of this sub-clause, the following shall be treated as fulfilling the Criteria Provided in the said sub-clause, namely$

- (I) An Investor Protection Fund referred to in clause (23EA),
- (II) A Credit Guarantee Fund Trust for Small Industries referred to in clause 23EB, and
- (III) an Investor Protection Fund referred to in clause (23EC), of section 10 of the Act,

3. Other Definitions

(I) Related entity

An entity is a related entity of another entity if ether 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 votes and value in an entity

(II) Passive NFE

The term passive NFE means

- (I) any non-financial entity which is not an active non-financial entity including a publicly traded corporation or related entity of a publicly traded company, or
- (II) an investment entry defined in clause (b) of these instructions
- (III) a withholding foreign partnership or withholding foreign trust, (Note Foreign persons having controlling interest in a passive NFE are liable to be reported for tax information compliance purposes)

(III) Passive Income

The term passive income includes income by way of

- (1) Dividends,
- (2) Interest
- (3) Income equivalent to interest,
- (4) Rents and royalties, other than rents and royalties derived in the active conduct of a business conducted, at least in part, by employees of the NFE
- (5) Annuities
- (6) The excess of gains over losses from the sale or exchange of financial assets that gives rise to passive Income
- (7) The excess of gains over losses from transactions (including futures, forwards, options and similar transactions) in any financial assets,
- (8) The excess of foreign currency gains over foreign currency losses
- (9) Net income from swaps
- (10) Amounts received under cash value insurance contracts
 But passive income will not include, in case of a non-financial entity
 that regularly acts as a dealer in financial assets, any income from
 any transaction entered into in the ordinary course of such dealer s
 business as such a dealer

(IV) Controlling persons

Controlling persons are natural persons who exercise control over an entity and includes a beneficial owner under sub-rule (3) of rule 9 of the Prevention of Money-Laundering (Maintenance of Records) Rules, 2005 In the case of a trust, the controlling person means the settlor, the trustees, the protector (if any), the beneficiaries or class of beneficiaries, and any other natural person exercising ultimate effective control over the trust In the case of a legal arrangement other than a trust, controlling person means persons In equivalent or similar positions

Pursuant to guidelines on identification of Beneficial Ownership issued vide SEBI circular no CIR/MIRSD/2/2013 dated January 24, 2013, persons (other than Individuals) are required to provide details of Beneficial Owner(s) (BO) accordingly, the Beneficial Owner means Natural Person, who, whether acting alone or together, or through one or more juridical person, exercises control through ownership or who ultimately has a controlling ownership interest of /entitlements to

- I More than 25% of shares or capital or profits of the juridical person, where the juridical person is a company,
- II More than 15% of the capital or profits of the juridical person, where the juridical person is a Partnership, or
- III More than 15% of the property or capital or profits of the juridical person, where the juridical person is an unincorporated association or body of individuals

Where the client is a trust, the financial institution shall identify the beneficial owners of the client and take reasonable measures to verify the identity of such persons, through the identity of the settler of the trust, the trustee, the protector, the beneficiaries with 15% or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership

Where no natural person is identified the identity of the relevant natural person who holds the position of senior managing official

The NFE primarily engages in financing and hedging transactions with, or for, Related Entries 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,

Any NFE that fulfills all of the following requirements

- It is established and operated in India exclusively for religious, charitable, scientific, artistic, cultural, athletic, or educational purposes, or it 1s established and operated in India and it is a professional organization, business league, chamber of commerce, labor organization, agricultural or horticultural organization, civic league or an organization operated exclusively for the promotion of social welfare.
- It is exempt from income tax in India,
- It has no shareholders or members who have a proprietary or beneficial interest in its income or assets.

(A) Controlling Person Type

Code Sub-category

- 1 CP of legal person-ownership
- 2 CP of legal person-other means
- 3 CP of legal person-senior managing official
- 4 CP of legal arrangement-trust-settlor
- 5 CP of legal arrangement--trust-trustee
- 6 CP of legal arrangement--trust-protector
- 7 CP of legal arrangement--trust-beneficiary
- 8 CP of legal arrangement--trust-other
- 9 CP of legal arrangement Other-settlor equivalent
- 10 CP of legal arrangement Other-trustee equivalent
- ${\tt 11} \quad {\tt CP\,oflegal\,arrangement\,Other-protector\,equivalent}$
- $12 \qquad {\sf CP\,oflegal\,arrangement\,Other-beneficiary\,equivalent}$
- 13 CP of legal arrangement Other-other equivalent
- 14 Unknown
 - (V) Specified US person AUS person other than the following
 - (I) a corporation the stock of which is regularly traded on one or more established securities markets,
 - (II) any corporation that is a member of the same expanded affiliated group, as defined in section 1471(e)(2) of the U S Internal Revenue Code, as a corporation described in clause (I),
 - $\mbox{(III)}\,$ the United States or any wholly owned agency or instrumentality thereof.
 - (IV) any State of the United States, 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) any organization exempt from taxation under section 501(a) of the U\$ Internal Revenue Code or an individual retirement plan as defined in section 7701(a)(37) of the US Internal Revenue Code,
 - (VI) any bank as defined in section 581 of the US Internal Revenue Code,
 - (VII) any real estate investment trust as defined in section $856\,\mathrm{of}$ the US Internal Revenue Code,
 - (VIII) any regulated investment company as defined in section 851 of the US Internal Revenue Code or any entity registered with the US Securities and Exchange Commission under the Investment Company Act of 1940 (15 U S C 80a-64),
 - (IX) any common trust fund as defined in section 584(a) of the US Internal Revenue Code,

- (X) any trust that is exempt from tax under section 664(c) of the US Internal Revenue Code or that is described in section 4947(a)(1) of the US Internal Revenue Code,
- (XI) dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such under the laws of the United States or any State,
- (XII) broker as defined in section 6045(c) of the U S Internal Revenue Code, or
- (XIII) any tax-exempt trust under a plan that is described in section 403(b) or section 457(g) of the US Internal Revenue Code

(VI) Owner documented FFI

An FFI meets the following requirements

- (a) The FFI is an FFI solely because it is an investment entity,
- (b) The FFI is not owned by or related to any FFI that is a depository institution, custodial institution, or specified insurance company,
- (c) The FFI does not maintain a financial account for any non-participating FFI,
- (d) The FFI provides the designated withholding agent with all of the documentation and agrees to notify the withholding agent if there is a change in circumstances, and
- (e) The designated withholding agent agrees to report to the IRS (or, In the case of a reporting Model 1 IGA, to the relevant foreign government or agency thereof) all of the information described in or (as appropriate) with respect to any specified US persons and (2) Notwithstanding the previous sentence, the designated withholding agent is not required to report information with respect to an indirect owner of the FFI that holds its interest through a participating FFI, a deemed-compliant FFI (other than an owner-documented FFI), an entity that is a U S person, an exempt beneficial owner, or an excepted NFE

(VII) Direct reporting NFE

A direct reporting NFFE means a NFFE that elects to report information about its direct or indirect substantial U S owners to the

(VIII) Exemption code for U S persons

Code Sub-category

- A. An organization exempt from tax under section 501(a) or any individual retirement plan as defined in section 7701(a)(37)
- B. The United States or any of its agencies or instrumentalities
- C. A state, the District of Columbia, a possession of the United States, or any of their political Subdivisions or instrumentalities
- D. A corporation the stock of which is regularly traded on one or more established securities markets, as described in Reg section 1 1472-1(c)(1)(I)
- E. A corporation that is a member of the same expanded affiliated group as a corporation described in Reg section 1 1472-1(c)(1)(I)
- F. A dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such under the laws of the United States or any state
- G. A real estate investment trust
- H. A regulated investment company as defined in section 851 or an entity registered at all times during the tax year under the Investment Company Act of 1940
- I. A common trust fund as defined in section 584(a)
- J. A bank as defined in section 581
- K. A broker
- L. A trust exempt from tax under section 664 or described in section 4947(a)(1)
- M. A tax exempt trust under a section 403(b) plan or section 457(g) plan

