

Date:

To

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**Subject: Declaration regarding Tax Residency and Beneficial Ownership of shares**

**Ref: PAN –**

**Folio Number / DP ID/ Client ID –**

With reference to the captioned subject, and in relation to the appropriate withholding of taxes on the Dividend payable to me / us by \_\_\_\_\_ (the Company), I / We hereby declare as under:

1. I / We, \_\_\_\_\_, holding share/shares of the Company as on the record date, hereby declare that I am /we are tax resident of \_\_\_\_\_ for the period April 2022-March 2023 (Indian Fiscal Year) in terms of Article 4 of tax treaty as modified by Multilateral Convention (MLI) (if applicable) between India and \_\_\_\_\_ (hereinafter referred to as 'said tax treaty') and do not qualify as resident of India under Section 6 of the Indian Income Tax Act, 1961 ('the IT Act').
2. I/We hereby furnish a copy of valid Tax Residency Certificate dated \_\_\_\_\_ having Tax Identification number \_\_\_\_\_ issued by \_\_\_\_\_ along with a copy of Form 10F duly filled and signed for the ..... <period>, which is valid as on the Record Date, is attached herewith.
3. I / We hereby declare that, I am /we are the beneficial owner of the share/shares held in the Company as well as the dividend arising from such shareholding; and I/ we have the right to use and enjoy the dividend received/ receivable from the above shares and such right is not constrained by any contractual and/ or legal obligation to pass on such dividend to another person.
4. I/We do not have a Permanent Establishment ("PE") in India in terms of Article 5 of the tax treaty as modified by MLI (if applicable) or a fixed base in India during the period April 2022 – March 2023 and the amounts paid/payable to us, in any case, are not attributable to the PE or fixed base, if any, which may have got constituted otherwise.
5. I/We do not have a PE in a third country and the amounts paid/payable to us, in any case, are not attributable to a PE in third jurisdiction, if any, which may have got constituted otherwise.
6. I/We do not have a Business Connection in India according to the provision of section 9(1)(i) of the IT Act and the amounts paid/payable to us, in any case, are not attributable to business operations, if any, carried out in India.
7. I/We do not have a Place of Effective Management [under Section 6(3) of the IT Act] in India (if shareholder is a company).
8. I/We confirm that I/We are entitled to claim the benefits under the Treaty as modified MLI including but not limited to the Principal Purpose Test (PPT), limitation of benefit clause (LOB), Simplified Limitation of Benefits (SLOB), period of holding of shares etc. as applicable. We specifically confirm that my affairs / affairs were not arranged such that the main purpose or the principal purpose thereof was to obtain tax benefits available under the applicable tax treaty.

9. Further I/We hereby declare and confirm that I/We do not fall under the definition of 'specified person' as provided in section 206AB of the IT Act.
10. I/We hereby certify that the declarations made above are true and bonafide. In case in future, any of the declarations made above undergo a change, we undertake to promptly intimate you in writing of the said event. You may consider the above representations as subsisting unless intimated otherwise.
11. I/ We further indemnify the Company for any penal consequences arising out of any acts of commission or omission initiated by the Company by relying on my/ our above averment.
12. I/We hereby confirm that the above declaration should be considered to be applicable for all the shares held in the Company under PAN/ accounts declared in the form.

Thanking you.

Yours faithfully,

For \_\_\_\_\_

Authorized Signatory \_\_\_\_\_

Contact address: \_\_\_\_\_ [Please insert]

Email address: \_\_\_\_\_ [Please insert]

Contact Number: \_\_\_\_\_ [Please insert]

Tax Identification Number \_\_\_\_\_ [Please insert]

*Note: Kindly strikethrough whichever is not applicable*

(\*In case of any Authorised Signatory being other than Director/ Managing Director, please attach the valid Power of Attorney authorising the individual as an Authorised Signatory)

The shareholders are required to provide a Declaration strictly as per the specified format given above, failing which the Company reserves the right to deny the Treaty benefits.