

Important information about FATCA

On 18 December 2013 the Ministry of Finance announced that the Netherlands has concluded an agreement to the exchange of information with the United States of America (U.S.), the so-called Intergovernmental Agreement (IGA) and with this the implementation of the U.S. tax code, called Foreign Account Tax Compliance Act (FATCA) was anchored in the Dutch law.

This legislation is intended to ensure that American taxpayers, who hold funds outside the US, make tax return properly to the US Tax office, the IRS. Financial institutions will supply as a result of this law, the relevant data of customers who may be liable to tax in the U.S. , to the Dutch tax authority. The Dutch tax authority gives this information to the IRS. FATCA commences on 1 July 2014. Financial institutions are compulsory from 1 July 2014 to examine their existing and new customers.

Anadolubank Nederland N.V. is a Dutch bank with a full banking license and acting under the Dutch law. Anadolubank Nederland N.V. will meet the FATCA rules as laid down in the IGA.

What does FATCA?

The effects of FATCA relate to business and private clients, so to organizations and natural persons, but also to financial institutions. Almost all countries in Europe have signed an IGA agreement with the United States of America and all foreign financial institutions in these countries will meet the FATCA rules. In case they do not (or not sufficient), a fine of 30% withholding tax will be in place.

What does Anadolubank Nederland N.V. to meet to FATCA?

We are required to:

- Screen all existing and new customers to identify whether clients are covered by the FATCA regulation (and can be described as U.S.Person) and for which must be reported. (U.S. Reportable Accounts). All natural and legal persons will be classified in accordance with the applicable FATCA status (for example: U.S. Person, non-U.S. Person, Non-Documented (Recalcitrant) Person, Non-Financial Foreign Entity etc.).
- Report all relevant information to the Dutch tax authorities, so for all accounts that are used directly or indirectly by U.S. Persons, but also customers who do not provide the requested information or documentation that is required to complete a FATCA classification will be reported.

What means FATCA for you?

FATCA covers both natural persons and legal persons who are U.S. Persons and for U.S. tax purposes are classified as such. The criteria for U.S. tax liability, is described by the IRS. You may be approached by your bank for a declaration to be completed if one or more of the following situations apply to you:

- You have an American passport or you live in the United States (including holders of a green card).
- You are born in the United States (including natural persons who were born in the United States but residing in another country and haven't given up their American citizenship).
- You have an American living- or postal address or telephone number.
- You transfer money the United States periodically.
- You awarded power of attorney to a person with an American address.
- You have a Per Address (P/A), companies or organizations in the United States. Trusts and other legal entities established or founded in the United States or owned by U.S. persons also fall under this definition.

If you think you are an American taxpayer, we point you to the website of the IRS or you can contact a knowledgeable tax advisor to discuss your personal tax situation. Anadolubank Nederland N.V. does not give tax advices and therefore cannot advice you on your FATCA status.

Does FATCA apply only for me if I am an American citizen?

No. If we assume that one or more of the above mentioned indicia is in place for you, it is possible that we will ask you further information or documentation in order to determine if you are a U.S. Person.

What type of information and/or other documents will be required?

For obtaining additional information we will use U.S. tax forms (called "withholding certificates of" W-Forms ") or the so-called "self-certification " form, the content of which is now adopted by the Netherlands Bankers Association .

If you do not cooperate, then what?

If a customer does not cooperate if asked therefore by us, such as in the event that we would like to receive additional information as to determine if the person or organization is a U.S. Person , then we are obliged to report the relevant data of the uncooperative person or organization to the IRS.

Can a bank refuse to meet on FATCA ruling?

If a financial institution does not comply with the FATCA Ruling, a 30% withholding tax will be charged to that institution of all U.S. payments made. Anadolubank Netherlands N.V. will, like all other banks in the Netherlands, meet the requirements under FATCA.

Where can I find more information about FATCA?

More info on FATCA to documentation on the IRS website is

<http://www.irs.gov/Businesses/Corporations/Foreign-Account-Tax-Compliance-Act-FATCA> or the Dutch Association of banks (NVB)) consult <http://www.nvb.nl/contentpagina-s/184/fatca-belastingplichtig-in-de-v-s-subject-to-tax-in-the-u-s.html>. We also recommend that you contact your tax advisor if you wish to obtain more insight into your personal tax situation.