

## DECLARATION FOR NON-RESIDENT SHAREHOLDERS

(On the letter head or plain paper of the non-resident shareholder)

Date:

HIL LIMITED  
Hyderabad

**Re: Self Declaration for the financial year 2021-22 (01/04/2021 to 31/03/2022) for availing the benefits under Section 90 of the Indian Income Tax Act, 1961 ('Act') read with the provisions of the Tax Treaty with India and the Multilateral Instrument**

This is to confirm that:

- a) \_\_\_\_ (Name of the Non-resident shareholder) is an individual or \_\_\_\_ (Name of the Non-resident shareholder) is \_\_\_\_ Firm / Company / Other entity (please specify) registered and incorporated under the laws of the \_\_\_\_ (Name of the country).
- b) I / We am / are a "resident" of the \_\_\_\_ (Name of the foreign country) liable to tax therein as defined in the Double Tax Avoidance Agreement ("DTAA") between the Government of the Republic of India and the Government of the \_\_\_\_ (Name of the foreign country).
- c) I / We am / are eligible to be governed by the provisions of the tax treaty between India and [name of country of which the shareholder is tax resident] and meet all the necessary conditions to avail the benefits under the said tax treaty.
- d) I / We do not have a "permanent establishment" in India as defined in the said DTAA or dividend income receivable by me / us from investment in the shares of ..... Limited is not attributable / effectively connected to any PE / fixed base in India
- e) I / We am / are a non-resident of India under the provisions of the Income Tax Act, 1961 ("the Act") during the year 1 April 2021 to 31 March 2022.
- f) I / We do not have and will not have a Place of Effective Management in India as per of the Act during the year 1 April 2021 to 31 March 2022.
- g) I / We do not have any business connection in India as per provisions of the Act through which the business is carried on in India or permanent establishment in India.
- h) I / We am / are the beneficial owner of shares held in the Company and the beneficial owner of dividend receivable from the Company in relation to aforementioned shares
- i) I / We further declare that 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

k) Declaration under Multilateral Instrument (MLI) (*Strick out relevant para if not applicable*)

• Article 7(1) - Principal Purpose Test (PPT)

I/We hereby declare that the investments made by me/us in the Shares of .....Limited are not arranged in a manner which results in obtaining a tax benefit, whether directly or indirectly, as one of its principal purposes. The tax benefit, if any, derived from such investments would be in accordance with the object and purpose of the relevant provisions of the Double Taxation Avoidance Agreement between India and [ ..... Insert name of country of which the shareholder is tax resident]

• Article 7(6) read with Article 7(8) to Article 7(13) - Simplified Limitation of Benefits Test (SLOB)

I, being an individual, am a qualified person pursuant to Article 9(a) of the Multilateral Instrument.

Or,

We hereby declare that we are a qualified person as defined through paragraphs 9 to 13 to Article 7 of the Multilateral Instrument. The specific paragraph under which I/we am/are a qualified person is paragraph ..... [9(b)/(c)/(d)/(e); 10; 11; or 12]

• Article 8 – Period of holding of Investment.

I am/We are the beneficial owner of the investments made by me/us in the Shares of ..... Limited for an uninterrupted period of 365 days prior to and including the date of payment of the dividends.

l) I/ We do / do not have PAN in India. Our PAN Number in India is \_\_\_\_\_ (Copy of the PAN Card should be attached)

m) I/ We do / do not have Tax Account Number in (Name of the country). My / Our Tax Account number allotted by..... in .....(Name of the country) is.....

n) My / Our email address is.....

I/We undertake to intimate ..... Limited immediately in case of any alteration in the aforesaid declaration including change in tax residential status, etc.

I/We hereby confirm that the declarations made above are complete, true and bona fide. This declaration is issued to the Company to enable them to decide upon the withholding tax applicable on the dividend income receivable by us/me.

I/ We further indemnify .....Limited for any penal consequences arising out of any acts of commission or omission initiated by .....Limited by relying on my / our above averment

\* Strike out whichever is not applicable

**For (Name of the non-resident entity)**

(Name)

(Designation)Date:

Place: