



U.S. Foreign Account Tax Compliance Act (FATCA) Information

FATCA Obligations

Financial institution's obligations under FATCA as stated in IGA including, without limitation, to take due diligence into Account Holders to identify U.S. Accounts and U.S. Account Holders, to report information on U.S. Account Holders and U.S. Accounts to the Tax Authority.

Account Holder in respect to insurance policy

- (i) the policy owner/holder; and
- (ii) the corporate or other entity, the persons who exercise control over the entity such as majority shareholders; and
- (iii) each person entitled to access the policy's value (e.g. through a loan, withdrawal, surrender or otherwise) or the ability to change a beneficiary under the policy which will usually also be the policy owner/holder but also:
 - a) any person to whom as the policy owner/holder assigns any of those rights under the policy; and
 - b) personal representatives, executors or administrators on policy owner/holder's death or bankruptcy or insolvency; and
- (iv) any person entitled to receive a future payment under the policy such as a beneficiary; and
- (v) if the policy is held in trust, the settlor, the trustees, the protector (if any), the beneficiaries and any other person exercising ultimate effective control over that trust.

Account Holder Information

Information about Account Holders that financial institution is required to obtain as part of its FATCA Obligations which includes:

- (i) where the Account Holder is an individual, his/her name, date and place of birth, residential address, mailing address, contact information (including telephone number), U.S. taxpayer identification number, U.S. social security number, citizenships, residency, tax residency and details of any other tax regime to which he/she is subject or in respect of which he/she has any tax reporting or tax payment obligations; and
- (ii) where the Account Holder is a corporate or other entity, its full name, date and place of incorporation or formation, registered address, address of place of business, U.S. taxpayer identification number, tax status, tax residency and details of any other tax regime to which it is subject or in respect of which it has any tax payment obligations and such other information as the financial institution may reasonably require about each of the Account Holder's shareholders or controlling persons.

Model 1B (non-reciprocal) IGA

The Intergovernmental agreement made between The Bahamas and the U.S. in respect of FATCA as may be amended from time to time. Bahamas based financial institutions will not be subject to a 30 percent Withholding Tax on U.S. source income, unless the financial institutions fail to meet the requirements set out in the IGA and in Bahamas domestic implementing legislation.

Non Participating FFI

Foreign financial institution other than a participating FFI, a deemed-compliant FFI or an exempted beneficial owner as defined under FATCA.

Policy information

Information about the insurance policy that the financial institution is required to provide to the Tax Authority as part of FATCA Obligations which includes policy number, policy balance, interest and dividend income and withdrawals, or value and information about payments that financial institution receives or makes in connection with the policy.

Required Information

- (i) the Account Holder Information and associated supporting documentation and certification; and
- (ii) the Policy Information.

U.S. Specified Person

- (i) certain U.S. citizens or resident individuals;
- (ii) certain U.S. partnerships or corporations; and
- (iii) certain trusts the administration of which is governed by the U.S. courts or the controlling person(s) of which include a U.S. citizen or resident.

Tax Authorities

The U.S. Internal Revenue Service (IRS), the Bahamas Competent Authority and any other competent tax authority to which the financial institution or any of its holding companies are required to report the Required Information or any part thereof.

Withholding Tax

A U.S. tax that the financial institution is required to withhold as part of its FATCA Obligations.



海外帳戶稅收合規法案 (FATCA) 資料

海外帳戶稅收合規法案義務

在海外帳戶稅收合規法案 (經跨政府協議修訂或補充) 下承擔的義務，包括但不限於金融機構的下列義務：對帳戶持有人開展盡職調查以查明美國帳戶和美國帳戶持有人，向稅務機關申報關於美國帳戶持有人和美國帳戶的資料。

保單內的帳戶持有人

- (i) 保單持有人；和
- (ii) (如果為公司或其他實體) 能對實體作出控制的人士，如大股東；和
- (iii) 有權取得本保單價值 (例如通過貸款、提取、退保或其他方式) 或能夠變更保單下受益人的每個人，通常是作為保單持有人，但也可以是下述人員：
 - a) 任何人作為保單持有人轉讓保單下任何上述權益的；和
 - b) (如果保單持有人為個人) 身故或破產時或 (如果保單持有人為公司) 保單持有人資不抵償時保單持有人的 (遺產) 代理人、(遺囑) 執行人或 (遺產) 管理人；和
- (iv) 有權取得保單下未來付款的任何人，如受益人；和
- (v) (如本保單為信託持有) 財產授予人、受託人、保護人 (如有)、受益人及對該信託行使最終實際控制權的任何其他人。

帳戶持有人資料

作為海外帳戶稅收合規法案義務的一部分，金融機構需要取得關於帳戶持有人的資料，包括下列內容：

- (i) (如果帳戶持有人為個人) 帳戶持有人姓名、出生日期和地點、住址、郵寄地址、聯絡資料 (包括電話號碼)、美國納稅人識別號碼、美國社會保障號碼、國籍、居留地、稅務居留地及其受約束或對之承擔任何稅務申報或納稅義務的任何其他稅務體系的詳情；和
- (ii) (如果帳戶持有人為公司或其他實體) 帳戶持有人的全稱、註冊或成立日期和地點、註冊地址、營業地址、美國納稅人識別號碼、稅務地位、稅務居留地及其受約束或對之承擔任何稅務申報或納稅義務的任何其他稅務體系的詳情，以及金融機構合理要求的關於帳戶持有人的每位股東或控制人的其他資料。

1B 類 (非互惠性) 跨政府協議

經不時修訂的巴哈馬與美國就海外帳戶稅收合規法案達成的跨政府協議。除非金融機構不符合跨政府協議內或巴哈馬本地實行的法規要求，否則於巴哈馬成立的金融機構將不會受制於 30% 美國收入來源的預扣稅要求。

非參與海外金融機構

參與海外金融機構、視作合規海外金融機構或豁免實益所有權人 (在海外帳戶稅收合規法案下定義) 之外的海外金融機構。

保單資料

金融機構在海外帳戶稅收合規法案義務的一部分需要其向稅務機關提供的關於保單的資料，其目前包括下列內容：保單號碼、保單餘額、利息和股息收入和提取、或金融機構就保單收到或支付的款項的金額和相關資料。

必要資料

- (i) 帳戶持有人資料和相關的證明文件和認證；和
- (ii) 保單資料。

特定美國人

- (i) 某些美國公民或居留人士；
- (ii) 某些美國合夥或公司；和
- (iii) 其管理受美國法院管轄或其控制人包括美國公民或美國居民的某些信託。

稅務機關

美國國內稅收署 (「美國國稅局」)、巴哈馬主管當局和金融機構或其任何控股公司須向之申報必要資料或其任何部分的其他任何主管稅務機關。

預扣稅

海外帳戶稅收合規法案義務的一部分需要金融機構預扣的美國稅款。