

## INFORMATION FOR THE CLIENT AND CLIENT CONSENT

### *For the transfer of data pursuant to the requirements of the FATCA*

#### **(I) INFORMATION FOR THE CLIENT:**

Dear Client:

It is our pleasure to write to you (the “Client” – please see instruction below on execution of these documents\*) regarding the Foreign Account Tax Compliance Act of the United States, a U.S. federal tax law that will go into effect on July 1, 2014, and any regulation or guideline in the future that may supplement or amend it (“FATCA”). FATCA imposes obligations on financial entities around the world, including Citibank Argentina, and was passed in order to grant to the tax authorities in the United States (“U.S.”) access to information related to the assets and income of U.S. Persons. U.S. Persons are obligated by tax laws to pay taxes on their income around the world. The purpose of the additional information collected through FATCA is to assist the U.S. tax authorities in ensuring that U.S. Persons comply with their tax obligations in the United States.

Citibank Argentina, on its own or through its related companies or third party service providers, shall collect and process the information of its clients (the “Client Information”) in order to determine the FATCA status of each client. The storage and processing of this information may take place within and/or outside of Argentina.

Pursuant to FATCA, Citibank Argentina must provide U.S. authorities, and/or entrust its related companies or third party service providers to provide Client Information to U.S. authorities regarding certain Clients such as companies whose owners are U.S. Persons.

As a result, we request your consent so that Citibank Argentina can transfer Client Information to the competent U.S. authorities, to Citibank N.A. and/or its affiliates and/or related companies and/or third party service providers, in order to report - should Citibank Argentina be obligated to do so pursuant to FATCA - to the competent U.S. authorities and to third parties that may be responsible per the FATCA regulations. Client Information may include information protected by banking secrecy as provided in Law 21,526, and any amending and related provisions.

Pursuant to the provisions of Law 25,326, and any amending and related provisions, we hereby inform you that the Client may exercise their rights to access, correct, update, and delete personal data, by contacting us at 4329-1500. With regard to your specific right to access, we cite, for your information, the applicable regulation: *“The owner of the personal data is entitled to exercise the right of access to them at no cost in intervals not less than six months, unless a legitimate interest is verified for the purpose pursuant to the provisions of Article 14, subsection 3 of Law No. 25,326.”* The National Directorate for Personal Data Protection, the oversight agency of Law No. 25,326, has the power to address reports and claims that are filed in relation to non-compliance with the personal data protection laws.

Please remember that the Client is responsible for obtaining the required consents in order for Citibank Argentina to be able to process and provide, if the report is required under FATCA regulations, the Client Information in the framework described herein, to the extent that it includes information related to individuals or companies other than the Client.

Citibank Argentina does not provide tax advice. You should not rely on Citibank Argentina to determine whether FATCA has an impact on your accounts or commercial activities, or to establish what your

obligations are under FATCA. We suggest that you receive tax advice to determine how FATCA impacts you and what actions you must take to in order to comply with FATCA.

**Definitions:**

**“Affiliate of Citibank N.A.”** means any entity, whether present or future, that directly or indirectly Controls or is Controlled by or is under Common Control with Citibank Argentina.

**“Client Information”** means information related to the Client, Controlling Entity, Affiliates of the Client, and their Representatives, beneficiaries, and other related parties received by Citibank Argentina in the normal course of its relationship with the Client, including Personal Data, information about the Client’s account(s), the Client’s transaction information, and any other information of the Client to which Citibank Argentina has access in the fulfillment of its legal and contractual obligations.

Client Information is part of Citibank Argentina’s database, duly registered in the National Directorate for Personal Data Protection.

**“Affiliate of the Client”** means any entity, whether present or future, that directly or indirectly Controls or is Controlled by or is under Common Control with the Client, and any branch of these entities.

**“Control”** means that an entity directly or indirectly has the power to direct or enforce the administration and policies of another entity, whether through the ownership of shares, quotas, rights to vote, by contract, or in another way, or any individual or company that has the control of a legal entity or exercises the control by virtue of any agreement.

**“Controlling Entity”** means any individual or entity or branch thereof that (i) is the direct or indirect owner of shares of the Client, if the Client is a corporation; (ii) is the owner of, or directly or indirectly obtains earnings, interest, or capital interest from the Client if the Client is a limited liability company; (iii) is treated as the owner of the Client if the Client is a trust under sections 671 to 679 of the United States Internal Revenue Code; (iv) is a direct or indirect beneficiary of the Client, if the Client is a trust; or (v) exercises control over the Client, directly or indirectly, through ownership or any arrangement, or by other means, if the Client is an entity, including (a) a trustor, a trustee, or beneficiary of a trust; (b) a person who ultimately has a controlling interest in the Client; (c) a person who exercises control over the Client by other means; or (d) a high-ranking executive of the Client.

**“Payment Infrastructure Provider”** means a third party that is part of the global payment infrastructure system, including without limitation, communications, clearing, or payment systems, intermediary banks, or correspondent banks.

**“Personal Data”** means information of any type, including without limitation name, address, taxpayer identification number, referring to individuals or legal entities that are identified or can be identified.

**“Representatives”** means the employees, representatives, proxies, advisors, consultants, clients, or service providers of Citibank Argentina, an Affiliate of Citibank N.A., or of the Client.

**“U.S. Person”** means (i) a citizen or resident of the United States; (ii) a company created or incorporated in the United States or under the laws of the United States, of any state in the United States, or of the District of Columbia; (iii) any inherited assets other than inherited assets whose income comes from a foreign source outside of the U.S. that is not effectively related to business or trade inside the U.S. and that is not included in the gross income tax under U.S. tax laws; (iv) any trust, to the extent that any court within the United States can carry out the primary supervision on the administration of the trust, or if one or more U.S. Persons have the power to control the relevant decisions of the trust; (v) the government of the United States (including any agencies or organizations thereof); or (vi) the District of Columbia (including any agencies or organizations thereof). The determination as to whether an insurance company is a U.S. Person shall be made without prejudice to the choice of a company not registered to operate in any State subject to the United States income tax as though it were a United States insurance company.

**(II) CLIENT CONSENT:**

You, in your capacity as Client of Citibank Argentina, may grant or refuse this prior and informed **free consent**. However, please bear in mind that the granting of this consent is a **necessary condition both to start and to maintain your relationship with Citibank Argentina**.

If you decide to grant your consent, please note that Citibank Argentina will only share Client Information with third parties (including the IRS) in accordance with Citibank Argentina’s reasonable basis for complying with FATCA.

**Based on the provisions hereof, I GRANT MY CONSENT to Citibank Argentina, whose legal domicile is Bartolomé Mitre 530, Buenos Aires, for the purposes described herein:**

The Client grants their consent so that Citibank Argentina, Citibank N.A., Affiliates of Citibank N.A., their Representatives and third parties chosen by any of them may collect, store, process, share, transfer, and disclose to any competent entity of the U.S. any Client Information in order to comply with FATCA, any agreement with Foreign Financial Institutions (“FFI”) signed by virtue of FATCA, or any intergovernmental agreement associated with FATCA (“IGA”) signed between the U.S. and any other country. This consent shall prevail over any other document or agreement (including any confidentiality agreement) signed between Citibank Argentina, Citibank N.A. or any Affiliate of Citibank N.A. or their Representatives prior to or following this consent, notwithstanding the Client’s right to revoke this specific consent. The Client hereby declares that they have obtained from their Controlling Entity, Affiliate of the Client, or another person for which the Client has provided information to Citibank Argentina any notification, consent, and waiver in order to allow Citibank Argentina, Citibank N.A., Affiliates of Citibank N.A., Representatives, and their Payment Infrastructure Providers to carry out the actions described in this paragraph and that they shall obtain the notifications, consents, and waivers necessary in advance to provide Client Information to Citibank Argentina in the future.



The Client hereby agrees and consents to notify Citibank Argentina in writing within 30 days regarding any change that affects the client's tax status under FATCA (e.g. Client's change of country of residence or legal classification, or if the Client becomes or ceases to be a financial entity).

*\*The person signing this letter represents and warrants that it has the authority to sign (a) this letter and (b) the Form W-8 or W-9 submitted on behalf of the Client. This same person should sign all these documents. In the "Client" space provided below, please include the exact legal name of the Client.*

Client: \_\_\_\_\_

Location: \_\_\_\_\_

Date: \_\_\_\_\_

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Identification Document: \_\_\_\_\_

Registered Name: \_\_\_\_\_

Capacity of person signing: \_\_\_\_\_

Client Customer Service: \_\_\_\_\_

**We are available to answer any questions regarding this letter, either before or after you sign it.**

**You may contact us at 4329-1500.**

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