

# Controlling Person tax residency self-certification

CFS customers only form

This Self-Certification form must be completed and signed by the Controlling Person. Where this is not possible, the entity's authorised representative may sign on behalf of the Controlling Person(s), where they know the tax residency details of the Controlling Person.

All fields marked \* are mandatory

## Section 1: Identification of individual

### Full legal name\*

First	
Middle	
Last	

### Date of birth\*

D	D	M	M	Y	Y
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### IRD number (NZ only)

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NB: if no IRD number is provided, a tax rate of 45% p.a will be applied.

### Tax rate required:

10.5%    17.5%    30%    33%    39%

If you have provided your IRD number but not selected a tax rate, a tax rate of 33% will apply.

### Physical address\*

Street address	
Suburb	
Town/City	Postcode
Country	

## Section 2: Countries of tax residence

Are you a current tax resident of another country (other than NZ)?\*  Yes  No

Are you a US Person (e.g US citizen) for the purposes of the Foreign Account Tax Compliance Act (FATCA)?\*  Yes  No

Please note US Persons are considered Tax Residents of the US. Refer to Definition of Terms for additional information

If you answered Yes to either question above, please list all countries other than New Zealand in the table below.

Country of tax residence	Tax number (or equivalent)	No tax number (reason code^)	Please provide an explanation if using reason code B

### ^Reason codes

The country you declared you are a tax resident of:

**A** - The country does not issue tax numbers or equivalent to its residents.

**B** - You are unable to obtain a tax number or equivalent (please provide an explanation).

**C** - No Tax number or equivalent is required for the country (note: only use this reason where the relevant country does not require the collection of a tax number or equivalent under domestic law).

## Section 3: Controlling Person for entity relationship\* refer to Section 5 for Definition of Terms

Please select one Controlling Person type, which is applicable for:

Entity Name	
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### Legal person (e.g. company, partnership, other body corporate, etc.):

- Control by ownership  
 Control by other means  
 Senior managing official

### Trust:

- Settlor  
 Trustee  
 Protector  
 Beneficiary  
 Other natural person having control

### Legal arrangement (non-trust):

- Settlor-equivalent  
 Trustee-equivalent  
 Protector-equivalent  
 Beneficiary-equivalent  
 Other natural person having control

### CFS CUSTOMER TO COMPLETE:

NAME OF TRUST ACCOUNT HOLDER

CLIENT CFS ACCOUNT NUMBER

## Section 4: Declaration

I certify that all the information supplied is true and complete.

I certify that I am the Controlling Person or I am authorised to sign on behalf of the Controlling Person, either under a power of attorney or as a legal guardian, or I am an authorised signatory of the Account Holder of the accounts to which this form relates.

I declare that all statements made in this Declaration are, to the best of my knowledge and belief, correct, and complete.

I undertake to advise the Trust Account Holder, maintaining the account(s) to which this form relates within 20 days of any change in circumstances which affects the tax residency status of the individual identified above in this form or causes the information contained herein to become incorrect or incomplete, and to provide the Trust Account Holder, maintaining the account(s) to which this form relates a suitably updated self-certification and Declaration and relevant documentation (as requested) within 20 days (or a lesser period as requested by the Trust Account Holder, maintaining the account(s) to which this form relates) of such change in circumstances.

I acknowledge that the information contained in this form and information regarding the account holder/Controlling Person and any account(s) will be provided to the Bank of New Zealand and may be reported to the New Zealand Inland Revenue tax authority and exchanged with tax authorities of another country(s)/jurisdiction(s) in which the account holder/Controlling Person may be tax resident pursuant to intergovernmental agreements to exchange financial account information.

I certify that all statements made in this Declaration also extend to any information that I (or an authorised person on my behalf) may supply to the Trust Account Holder, maintaining the account(s) to which this form relates, in whatever manner, subsequent to signing this form.

Signature
Name
D   D   M   M   Y   Y

**Note:** If you are under the age of 13 this form must be signed by a parent or legal guardian.

Capacity
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**Note:** If you are not the Controlling Person please indicate the capacity in which you are signing the form (e.g. parent, legal guardian, power of attorney or authorised signatory of the account holder). If signing under a power of attorney, please also attach a certified copy of the power of attorney.

**Privacy:** For information on BNZ's privacy practices, including how we collect, use and disclose your information, please see our Master Privacy Policy. This is available on BNZ's website or you can ask BNZ to send you a copy.

## Section 5: Definition of Terms

### Financial Institution

Depository Institution, Custodial Institution, Specified Insurance Company or Investment Entity other than as set out for Active Non-Financial Entity (NFE).

Apart from more obvious Entities such as banks, this can also include non-bank deposit takers, collective investment entities, mutual funds, private equity funds, hedge funds, investment managers and advisors, and certain brokers and trusts (including some managed family trusts).

For information on a Managed Investment Entity in a Non-Participating Jurisdiction, please refer to [ird.govt.nz](http://ird.govt.nz) and search for 'CRS'.

### Active Non-Financial Entity (NFE)

A likely status for Entities that derive the majority of their income, within a reporting year, through the course of an active trade or business (for example: retail or service-based businesses). For more information, please refer to [ird.govt.nz](http://ird.govt.nz) and search for 'CRS'.

### Passive Non-Financial Entity (NFE)

Main source of income is passive (for example: does your organisation have  $\geq 50\%$  passive income AND/OR  $\geq 50\%$  passive income generating assets (in the previous reporting period)). For more information, please refer to [ird.govt.nz](http://ird.govt.nz) and search for 'CRS'.

### Controlling Person

If the Entity is a Passive NFE or a Managed Investment Entity in a non-Participating Jurisdiction, the Controlling Persons of the Entity must be identified. For companies, partnerships, associations, bodies corporate and any other legal persons, Controlling Person(s) means:

- (i) the natural person(s) who ultimately has a controlling ownership interest (generally 25% or greater) in the Entity; OR
- (ii) where no natural person(s) exercise control through ownership interest, the natural person(s) who exercise control of the Entity through other means; OR
- (iii) where no natural person(s) is identified as exercising control of the Entity through other means, the natural person(s) who are senior managing official(s) of the Entity.

For trusts, Controlling Persons means the settlor(s), the trustee(s), the protector(s) (if any), the beneficiary(ies) or class(es) of beneficiaries, and any other natural person(s) exercising ultimate effective control over the trust (including through a chain of control or ownership).

The settlor(s), trustee(s), protector(s) (if any), beneficiary(ies) or class(es) of beneficiaries must always be treated as Controlling Persons of a trust, regardless of whether or not any of them exercises control over the activities of the trust. However, a discretionary beneficiary (that does not otherwise control a trust) should be treated as a Controlling Person if they have received a distribution from the trust and a class beneficiary (that does not otherwise control a trust) should be treated as a Controlling Person if they have received a distribution from the trust or intends to exercise vested rights.

The trust or trustee should inform the Trust Account Holder, to which this form relates if they make a distribution to such a beneficiary or when a beneficiary intends to exercise rights. Where a person connected to the trust (for example, the settlor, trustee, protector (if any), beneficiary(ies)) is an entity then you must also identify who the Controlling Persons of that connected entity are. The Trust Account Holder, and/or the Bank of New Zealand, maintaining the account(s) to which this form relates may be required to report them as Controlling Persons of the trust.

For legal arrangements similar to a trust, Controlling Persons means persons in equivalent or similar positions to persons connected to a trust.

### US Person

The Foreign Tax Compliance Act (FATCA) affects US persons who have financial accounts outside the United States. For more information, please refer to [ird.govt.nz](http://ird.govt.nz) and search for 'FATCA'. US persons include:

- US citizens, including those resident outside the United States.
- US permanent residents, including green card holders.
- People born outside the United States of a US parent.
- US tax residents.
- Certain persons who spend a significant number of days in the United States each year.