

CERTIFICATION, CONSENT, AND WAIVER

This is to certify that I/ the Entity _____ (*Name of individual accountholder/juridical entity*) is a U.S. Person.

That, I/the Entity maintain/s financial account(s) (the "Account", irrespective of number) with _____, a _____ banking institution duly registered under the laws of the Republic of the Philippines, with head office address at _____, (hereinafter referred to as the "Bank");

That, as a U.S. Person, I/the Entity am/is subject to the requirements of the United States Foreign Account Tax Compliance Act ("FATCA") and the regulations of the United States Internal Revenue Services ("US IRS"), including all subsequent amendments or supplements thereto (collectively, "FATCA/US IRS Regulations") and Intergovernmental Agreement Model IA - Reciprocal ("IGA Model 1A – Reciprocal") signed between the Philippine Government and the US IRS. The FATCA/US IRS Regulations and the IGA Model 1-A Reciprocal require the Bank to report to the Philippine Bureau of Internal Revenue ("BIR") information about financial accounts held by US Persons or held by foreign entities in which US Persons hold a substantial ownership interest.

This Certification, Consent, and Waiver signifies:

- a) my/the Entity's consent and waiver of my/its right of confidentiality under Philippine bank secrecy laws including but not limited to Republic Act Number 1405 or the Law on Secrecy of Bank Deposits, or Republic Act Number 6426 or the Foreign Currency Deposit Act and Republic Act Number 8791 or the General Banking Law of 2000, as amended in each case, for the purpose of the Bank's compliance with the reportorial requirements of the FATCA/US IRS Regulations;
- b) my/ the Entity's agreement and consent to the processing and updating of all information relative to my/its Account under Republic Act Number 10173 or the Data Privacy Act of 2012;
- c) my/the Entity's consent and waiver of such rights and privileges under any other law of the Philippines which will require the issuance of a consent and/or waiver for the disclosure and/or processing of any and all information relating to my/its Account with the Bank for purposes of compliance with FATCA in accordance with IGA Model IA – Reciprocal; and
- d) my/ the Entity's acknowledgement and consent for the Bank to report and disclose to the Philippine BIR and for the BIR, in turn, to disclose to the US IRS, the following information (and/or such other information as may be required), relative to the Account pursuant to the FATCA/ US IRS Regulations and under IGA Model IA – Reciprocal:
 - i. The name, address, and U.S. tax identification number ("TIN");
 - ii. In the case of any account holder that is a U.S. entity with one or more U.S. owners of such entity;
 - iii. The account number;
 - iv. The year-end account balance or value; and
 - v. Gross receipts and gross withdrawals or payments from the account.

This Certification, Consent, and Waiver is given by me/ the Entity only for purposes of compliance by the Bank with the FATCA, in accordance with the IGA Model IA – Reciprocal.

By signing this Certification, Consent, and Waiver, I/the authorized officers of the Entity hereby undertake/s to indemnify and hold the Bank, its directors, stockholders, officers, employees, representatives, agents, or relevant units of the Bank, free and harmless from and against all liabilities, claims, demands, actions, proceedings, losses, expenses, and all other liabilities of whatsoever nature or description which may be suffered or incurred by the Bank, its directors, stockholders, officers, employees, representatives, agents, or relevant units of the Bank, arising from or in connection with the implementation of this Certification, Consent, and Waiver.

By signing hereunder, I/the authorized officers of the Entity represent, warrant and confirm that (1) I/we have read and understood this Certification, Consent, and Waiver and (2) the undersigned is/are the account holder /its duly authorized representative/s allowed to execute and deliver this Certification, Consent, and Waiver for and on behalf of the Entity, as evidenced by Annex "A".

Signed:

Name and signature of Account Holder/ Authorized Signatories of the Entity

Date: _____

Annex "A"

[*Note:* If the Bank client is a juridical entity, the authority of the signatory of the Certification, Consent, and Waiver ("CCW") must be confirmed by:

1. *For Philippine entities:* a board resolution with a corporate secretary's certificate attesting that the signatory is so authorized by the Board of Directors;
2. *For foreign entities:* a certification issued in accordance with the applicable foreign law attesting that the signatory to the CCW is authorized to act and sign for and on behalf of the entity.

The certificate shall be attached as Annex "A" of the CCW.]