

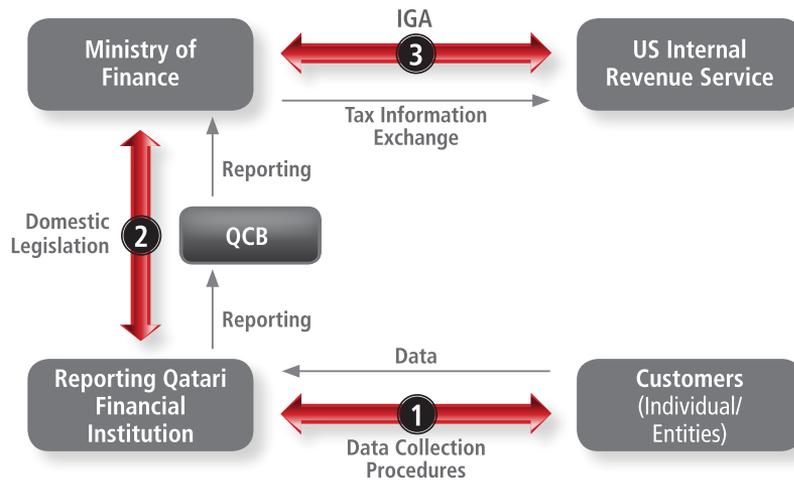
CHAPTER
11

Reporting

11. Reporting

Once a Financial Institution has identified US Reportable Accounts, then it must report certain information regarding those accounts to the Qatar Central Bank (QCB) (via the FATCA Reporting Portal – Section 11.5) in accordance with the timetable in Section 11.1.

The diagram below provides an overview of the reporting model for QCB licensed entities:



ICON KEY

-  Practical Guidance
-  Example
-  Timing
-  Key facts
-  Reporting

11.1 Reporting Overview - Information Required to be Reported and Timetable for Reporting



The following information is required to be reported by the specified deadlines:

Note that the information to be reported is phased in over a three year period.

Reporting Year	Reporting in respect of...	Information to be reported	Reporting date to QCB
2014	Each Specified US Person either holding a US Reportable Account Or Each Specified US Person that is a Controlling Person of an Entity Account	<ul style="list-style-type: none"> • Name • Address • US TIN (where applicable or Date of Birth for Pre-existing Accounts) • Account Number or functional equivalent • Name and Identifying Number of Reporting Qatari Financial Institution • Account Balance or Value 	10 September 2015

Reporting Year	Reporting in respect of...	Information to be reported	Reporting date to QCB
2015	Person either holding a US Reportable Account Or Each Specified US Person that is a Controlling Person of an Entity Account	<ul style="list-style-type: none"> • Name • Address • US TIN (where applicable or Date of Birth for Pre-existing Accounts) • Account Number or functional equivalent • Name and Identifying Number of Reporting Qatari Financial Institution • Account Balance or Value • With respect to Custodial Accounts: <ul style="list-style-type: none"> • The total gross amount of interest paid or credited to the account during the calendar year or other appropriate reporting period; • The total gross amount of dividends paid or credited to the account during the calendar year or other appropriate reporting period; • The total gross amount of other income (generated with respect to the assets held in the account) paid or credited to the account during the calendar year or other appropriate reporting period. • With respect to Depository Accounts: <ul style="list-style-type: none"> • The total gross amount of interest paid or credited to the account during the calendar year or other appropriate reporting period. • With respect to Cash Value Insurance Contracts or Annuity Contracts (if the account is still in existence at the end of the year): <ul style="list-style-type: none"> • The annual amount reported to the policyholder as the «surrender value” of the account; or • The “surrender value” calculated by the Specified Insurance Company as at 31 December; and • Any part surrenders taken throughout the policy year. • With respect to all other Financial Accounts: <ul style="list-style-type: none"> • The total gross amount paid or credited to the account including the aggregate amount of any redemption payments made to the account holder during the calendar year or other appropriate reporting period. 	31 July 2016

Reporting Year	Reporting in respect of...	Information to be reported	Reporting date to QCB
2016 and onwards	Each Specified US Person either holding a US Reportable Account Or Each Specified US Person that is a Controlling Person of an Entity Account	<ul style="list-style-type: none"> Name Address US TIN (where applicable or Date of Birth for Pre-existing Accounts) Account Number or functional equivalent Name and Identifying Number of Reporting Qatari Financial Institution Account Balance or Value With respect to Custodial Accounts: <ul style="list-style-type: none"> The total gross amount of interest paid or credited to the account during the calendar year or other appropriate reporting period; The total gross amount of dividends paid or credited to the account during the calendar year or other appropriate reporting period; The total gross amount of other income (generated with respect to the assets held in the account) paid or credited to the account during the calendar year or other appropriate reporting period; The total gross proceeds from the sale or redemption of property paid or credited to the account during the calendar year or other appropriate reporting period. With respect to Depository Accounts: <ul style="list-style-type: none"> The total gross amount of interest paid or credited to the account during the calendar year or other appropriate reporting period; With respect to Cash Value Insurance Contracts or Annuity Contracts: <ul style="list-style-type: none"> The annual amount reported to the policyholder as the «surrender value» of the account; or The “surrender value” calculated by the Specified Insurance Company as at 31 December; and Any part surrenders taken throughout the policy year. With respect to all other Financial Accounts: The total gross amount paid or credited to the account including the aggregate amount of any redemption payments made to the account holder during the calendar year or other appropriate reporting period. 	31 July 2017 and 31 July each year thereafter*
	Each Specified US Person either holding a US Reportable Account Or Each Specified US Person that is a Controlling Person of an Entity Account	<ul style="list-style-type: none"> With respect to Depository Accounts: <ul style="list-style-type: none"> The total gross amount of interest paid or credited to the account during the calendar year or other appropriate reporting period; With respect to Cash Value Insurance Contracts or Annuity Contracts: <ul style="list-style-type: none"> The annual amount reported to the policyholder as the «surrender value» of the account; or The “surrender value” calculated by the Specified Insurance Company as at 31 December; and Any part surrenders taken throughout the policy year. With respect to all other Financial Accounts: The total gross amount paid or credited to the account including the aggregate amount of any redemption payments made to the account holder during the calendar year or other appropriate reporting period. 	31 July 2017 and 31 July each year thereafter*

* Where the 31 July falls on a weekend or non-working day, the date to be used is the last working day before the 31 July.

11.2 Nil Returns

If there are no accounts to be reported, Reporting Qatari Financial Institutions must make a declaration stating that there are no Reportable Accounts to report for a given reporting period. Reporting Qatari Financial Institutions will be able to submit such declaration through the QCB Reporting Portal.

11.3 Reporting on Non-Participating Financial Institutions

Where a Reporting Qatari Financial Institution makes payments to a Non-Participating Financial Institution in connection with a Financial Account, under the Agreement it is required to report the name and the aggregate value of all payments made to each Non-Participating Financial Institution for the years 2015 and 2016.

This obligation was included as a temporary solution to the requirement to withhold on 'foreign pass thru payments' which is included in the US provisions.

Under the Agreement, a Financial Institution, provided that it complies with its due diligence and reporting obligations is not subject to withholding.

Whether or not this reporting requirement continues will need to be considered alongside any discussions on the longer term solution that delivers the underlying policy objectives of pass thru payments, but which removes the legal problems for Financial Institutions outside the US.

The payments that are to be reported are:

- US source payments made to an NPFI paid in respect of a Financial Account in connection with securities lending transaction, sale-repurchase transaction, forward, future, option, swap, or similar transactions which are directly or indirectly determined by reference to a payment of interest or a dividend from US sources;
- Non-US source interest paid on a Financial Account held by a NPFI;
- Non-US source dividends paid on a shareholding held in a Financial Account held by a NPFI;
- Non-US source payments, to a NPFI, that are the proceeds or benefits of a Cash Value Insurance Contract or Annuity Contract.

Only payments that relate to the Financial Account maintained by the Reporting Qatari Financial Institution for the Non-Participating Financial Institutions must be reported.

Exceptions to reporting

The following payments do not need to be reported:

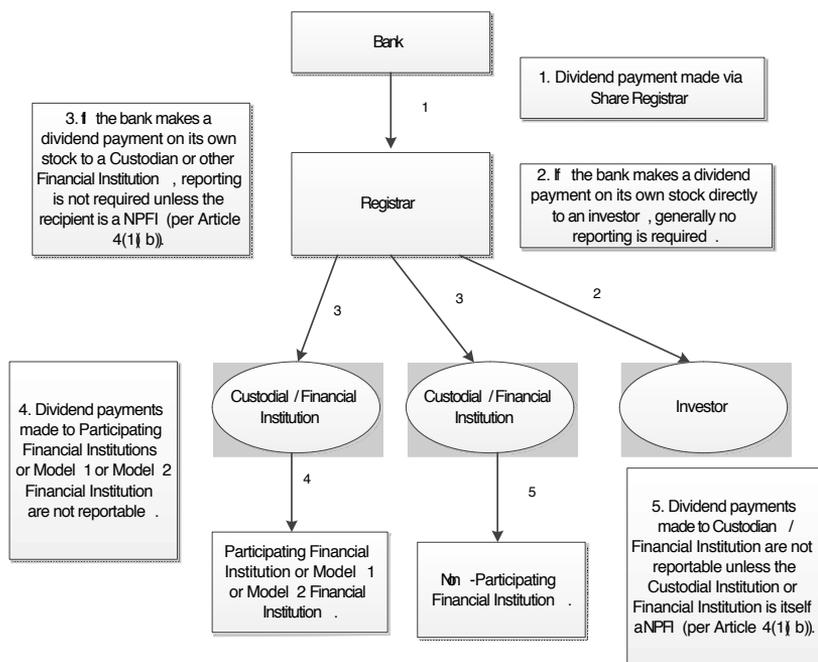
- Any payments made that are not in respect of a Financial Account held by the Financial Institution;
- Payments for the following: services (including wages and other forms of employee compensation (such as stock options)), the use of property, office and equipment leases, software licenses, transportation, freight, gambling winnings, awards, prizes, scholarships, and interest on outstanding accounts payable arising from the acquisition of goods or services;
- Payments where the Reporting Qatari Financial Institution has only a passive role in the payment process and so, alternatively either no knowledge of the facts that give rise to the payment or no control over the payment or no custody of the property which relates to the payment (e.g. processing a cheque or arranging for the electronic transfer of funds on behalf of one of its customers, or receives payments credited to a customer's account) or does not have custody of property which relates to the payment;
- Capital markets payments that are not directly traceable to a US source;
- Payments where the Reporting Qatari Financial Institution does not hold documentation to identify the payee as a NPFI, unless the payee prima facie is a FI.

Payments of dividends made by a Financial Institution

Dividend payments made by a Financial Institution to its shareholders will only be reportable where the shareholding is held in a Financial Account, for example where the shareholding is held in a Custodial Account of an NPFI.

Shareholdings in a Reporting Qatari Financial Institution, other than shareholdings or equity interests in an Investment Entity are not Financial Accounts in their own right and, as such, where a payment is made directly to an investor who is an NPFI, the payment will not be reportable.

The diagram below shows examples of where the reporting for dividend payments will apply:



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- A payment will be treated as being made when an amount is paid or credited to an NPF1.
- Only the aggregate amount of foreign reportable payments made to the payee during the calendar year need to be reported.

11.4 Reporting payments of US Source Withholdable Payments to Non-Participating Financial Institutions

Reporting Qatari Financial Institutions will also need to report up the payment chain when a Non-Participating Financial Institution is the recipient of specific US Source Payments. The requirement to report US Source Withholdable Payments to Non-Participating Financial Institutions up the payment chain will fall on Financial Institutions other than those who have elected to act as Qualified Intermediaries with primary withholding responsibility, Withholding Foreign Partnerships or Withholding Foreign Trusts.

Where such a Financial Institution pays, or acts as an intermediary for the payment of, a US Source Withholdable Payment to a Non-Participating Financial Institution, the Financial Institution is required to provide information to the “immediate payor”

of that income. The immediate payor is the person with withholding and reporting obligations to the US authorities.

The information that must be provided in respect of the payment is that required for withholding and reporting to occur.

11.5 FATCA Reporting Portal



The FATCA Reporting Portal must be used by QCB licensed entities to upload their reportable data and transmit this to QCB. The format in which the reporting will be required will be in accordance with the published reporting schema issued by the IRS. The reporting format will be mandatory, and reports submitted in any other format will not be accepted.

Access and Registration

In order to use the FATCA Reporting Portal, QCB licensed entities will need to register their details on the portal to gain access. QCB will verify and approve the registration details and provide access for authorised Financial Institutions. Two account logins will be created and provided for the QCB licensed entity, one for creating the report and upload of the data and another for a reviewer to verify and submit the final report to QCB.

Upload and submission

Reporting Qatari Financial Institutions will be provided with a CSV file to complete with the required reportable data. Data submission will be completed by uploading the completed CSV file onto the Reporting Portal.

It is the responsibility of the Reporting Qatari Financial Institutions to ensure that accurate and relevant data is sourced prior to uploading it onto the FATCA Reporting Portal. Please refer to Section 11.1 for details on the reporting requirements and corresponding timelines.

Upon submission the Reporting Portal will validate the CSV file. The Reporting Portal will only accept a CSV file if all data fields are completed and pass the validation checks. The Reporting Portal will not accept a CSV file identified with errors. QCB will not edit the data submitted by the Reporting Qatari Financial Institutions.

Queries

The Reporting Portal has an in built functionality to allow QCB and Reporting Qatari Financial Institutions to submit queries to each other.