

FATCA

Foreign Account Tax Compliance Act



FATCA is intended to increase transparency for the Internal Revenue Service with respect to US persons that may be investing and earning income through non-US institutions.

What is Foreign Account Tax Compliance Act (FATCA)?

The Foreign Account Tax Compliance Act (FATCA) aims to improve compliance by US tax residents using foreign accounts. The Australian government has entered into an agreement with the US Internal Revenue Service requiring all Australian financial institutions, including NAB, identify US Citizens and determine whether these customers are reportable to the Australian Taxation Office and submitted to the US Internal Revenue Service.

What does this mean for you?

Individuals

We will ask new and existing customers about their US taxation status. Not all NAB customers who are US citizens are automatically reported to the ATO. According to the FATCA legislation, NAB is required to report individuals who meet specific conditions related to certain account/policy types and value thresholds. The collection and sharing of such information is done in accordance with our Privacy Policy. NAB will share information in order to meet our regulatory obligations.

Entities

We will ask new and existing corporate customers, directors, trusts and beneficial owners about their US taxation status. Not all entities are automatically reported to the ATO. NAB is required to report entities who meet specific conditions related to certain account/policy types and value thresholds. These conditions apply for the following:

- A corporation, partnership, estate and/or trust US established
- A partnership or corporation organised in the US or pursuant to its laws
- A trust or estate which a court of the US has jurisdiction to render orders or a judgment considering its administration and one or more US persons has the authority to control all substantial decisions of the trust or estate
- A US tax resident
- Foreign corporations, partnerships, trusts or other legal entities which are controlled by US residents.

The collection and sharing of such information is done in accordance with our Privacy Policy. NAB will share information in order to meet our regulatory obligations.

What do you need to do?

You will need to respond to any correspondence sent to you by NAB within the specified time.

NAB is required to report to regulators on the basis of information and documentation we have about you. If you choose not to provide us with information requested about your US tax status, we may be required to disclose your information to the Australia Taxation Office.

For more details, please refer to the ATO website (www.ato.gov.au) or the IRS website (www.irs.gov). If you have any further questions on this topic, please speak with your NAB Banker.