

## Letter of Request to Clearstream Banking for Reclaim of Austrian Withholding Tax

Please mail the completed and signed Certificate to:

Clearstream Services Prague Branch  
Tax Services Prague  
Futurama Business Park  
Building B  
Sokolovska 662/136b  
18600 Prague 8  
Czech Republic

Clearstream Banking<sup>1</sup> Account: \_\_\_\_\_ (the "Account")

Dear Sir/Madam:

We refer to the following dividend payment on the following security:

Type of security (bearer share, registered share): \_\_\_\_\_

Issuer of the security: \_\_\_\_\_

Security code (ISIN or Common Code): \_\_\_\_\_

Dividend payment date: \_\_\_\_\_

Our Account with Clearstream Banking was credited with the above dividend under deduction of the maximum standard rate of Austrian withholding tax on the following quantity of securities beneficially owned by the following beneficial owner.

Name of beneficial owner: \_\_\_\_\_

Residence of beneficial owner (full address): \_\_\_\_\_

Quantity of securities: \_\_\_\_\_

Total dividend amount received, net of withholding tax: \_\_\_\_\_

We hereby request that Clearstream Banking forward our application to the Austrian Tax Authorities for a refund of EUR \_\_\_\_\_ of withholding tax, to which the beneficial owner is entitled by virtue of the Double Taxation Treaty between Austria and \_\_\_\_\_.

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<sup>1</sup> "Clearstream Banking" refers to (i) Clearstream Banking S.A. registered office at 42, avenue John F. Kennedy, L-1855 Luxembourg and registered with the Luxembourg Trade and Companies Register under number B-9248 and (ii) Clearstream Banking AG (for Clearstream Banking AG customers using Creation accounts) with registered office at 61, Mergenthalerallee, 65760 Eschborn, Germany and registered in Register B of the Amtsgericht Frankfurt am Main, Germany under number HRB 7500

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Please credit the refunded withholding tax to Clearstream Banking account reference \_\_\_\_\_ upon receipt from the Austrian Tax Authorities.

**Request for Clearstream Banking credit advice:** *(please tick the box if appropriate):*

We hereby request that Clearstream Banking issues a credit advice reflecting our entire holding on the Account and the tax withheld at the maximum rate for the above-mentioned income payment.

We hereby authorise and instruct Clearstream Banking to attach such credit advice to the above reclaim request, which will be forwarded to the Austrian Tax Authorities.

We further acknowledge and agree that a fee will be charged by Clearstream Banking to our Account according to the stipulations of the appropriate Clearstream Banking Fee Schedule.

With regards to the above, we hereby acknowledge and agree that:

- In case the withholding tax is refunded by the Austrian Tax Authorities directly on the cash account of the beneficial owner, we undertake to inform Clearstream Banking immediately after the receipt of the funds by the beneficial owner. Additionally, we acknowledge that Clearstream Banking reserves the right to stop the service if we fail to comply with this undertaking in a repeating manner;
- The tax reclaim service offered by Clearstream Banking and by the agent for the Security may be subject to changes depending on the Austrian Tax Authorities requirements;
- Neither Clearstream Banking nor the agent guarantee the acceptance of the reclaim or payment of the refund by the relevant Tax Authorities; and
- Clearstream Banking shall not at any time be held liable for any loss or damage caused by the tax reclaim procedure and shall be held harmless in respect of any liability arising from any action taken in relation to the tax reclaim procedure.

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We hereby warrant on a continuing basis that each of the signatories hereto and with respect to all documents submitted from time to time in relation to the Security has full power and authority to sign on behalf of the customer of Clearstream Banking mentioned below.

We understand and agree that signing this Letter of Request does not guarantee a tax refund.

This Letter of Request is governed and construed in accordance with the laws of the Grand Duchy of Luxembourg (for Clearstream Banking S.A. customers) and Germany (for Clearstream Banking AG customers using Creation accounts) and the courts of Luxembourg (for Clearstream Banking S.A. customers) and the courts of Germany (for Clearstream Banking AG customers using Creation accounts) shall have exclusive jurisdiction for all legal proceedings relating thereto.

Yours faithfully,

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*Authorised Signature*

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*Authorised Signature*

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*Name*

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*Name*

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*Title*

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*Title*

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*Place*

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*Date*

We attach:

- The completed and signed country-specific form, or a "Request to the Austrian Tax Authorities for Tax Refund as prescribed in a DTT" and Certificate of Residence;
- And other documentation as required by the Clearstream Banking procedure.