

## CERTIFICATION, CONSENT AND WAIVER

This is to certify that I, \_\_\_\_

am

[ ] a U.S. Person

[ ] not a U.S. Person and have submitted copies of any the following documents\* to prove such status which are attached to this form. Failure to submit the required documents entitles the Company (as defined below) to treat me as a U.S. Person.

That, I maintain financial account(s) (the "Account", irrespective of number) with First Metro Securities Brokerage Corporation, a securities broker-dealer duly registered under the laws of the Republic of the Philippines, with principal office address at 18<sup>th</sup> Floor PSBank Center, 777 Paseo de Roxas, Corner Sedeño St., Makati City, Philippines (hereinafter referred to as the "Company");

That, as a U.S. Person, I am 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"), which require the Company to report directly to the US IRS information about financial accounts held by US taxpayers or held by foreign entities in which US taxpayers hold a substantial ownership interest.

This Certification, Consent and Waiver signifies:

- 1. My consent and waiver of my right of confidentiality under bank secrecy laws including, but not limited to, Republic Act Number 1405 or the Law on Secrecy of Bank Deposits, of 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;
- 2. My agreement and consent to the processing and updating of all information relative to my Account under Republic Act Number 10173 or the Data Privacy Act of 2012;
- 3. My 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 Account with the Company for purposes of compliance with FATCA; and
- 4. My acknowledgment and consent for the Company to report and 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 (the "Required Information"):
  - a. The name, address and U.S. tax identification number (TIN)
  - b. In the case of any account holder that is a U.S. entity with one or more U.S. owners, the name, address and TIN of each substantial U.S. owner of such entity;

- c. The account number;
- d. The year-end account balance or value; and
- e. Gross receipts and gross withdrawals or payments from the account.

If the Company is not already in possession of the Required Information, I undertake to provide the Company such information.

This Certification, Consent and Waiver is given by me only for purposes of compliance by the Company with the FATCA.

Where I have answered that I am not a U.S. Person and have submitted the required documents in support thereof, I hereby affirm and confirm the truth of such declaration. I undertake to inform the Company in writing of any change in circumstance that will affect the accuracy of such declaration within thirty (30) calendar days from the occurrence of such change. Further, I hereby acknowledge that the Company shall operate the Account on the basis of such declaration. In the event that the Company discovers that I am a U.S. Person, then the Company, its subsidiaries and affiliates, are hereby absolutely and unconditionally authorized to report and disclose to the U.S. IRS the Required Information. I further undertake to provide the Company with such Required Information as may be requested by the Company.

By signing this Certification, Consent and Waiver, I hereby undertake to indemnify and hold the Company, its directors, stockholders, officers, employees, representatives, agents or relevant units of the Company, 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 Company, its directors, stockholders, officers, employees, representatives, agents or relevant units of the Company, arising from or in connection with the implementation of this Certification, Consent and Waiver.

By signing hereunder, I hereby confirm that I have read and understood this Certification, Consent and Waiver, or have had the same read and explained to me in a language known to me and I have understood its import.

Signed:

Signature over printed name / Date

\* Acceptable documents that will establish qualification as non-US Person. Note that proof of holding a non-US passport may not suffice.