

Letter in case a Foreign Company does not have a "PE" in India
<Company's letter head>

Date:

To,
N G Industries Ltd
1st Floor, 37A, Dr Meghnad
Saha Sarani, Kolkata 700029

Folio No:

This is to certify **that**

1. <insert company's name>, is a Body Corporate incorporated and registered in <Name of the country > under the laws of <mention Name of the country>.
2. We, << Name of the shareholder >> confirm that we are a tax resident of <<Insert country>> and are eligible to claim benefits of the India - << Insert country>> Double Tax Avoidance Agreement ("DTAA"), read with the provisions laid down in Multilateral Instrument ("MLI"), wherever applicable.
3. Our Tax Identification Number issued by <Name of the authority> is <mention number>
4. We, <<Name of the shareholder >> are the beneficial owner of the shares allotted in above folio no. as well as of the dividend arising from such shareholding.
5. I/ We further declare that I/ we have the right to use and enjoy the dividend received/ receivable from the above shares and such right is not constrained by any contractual and/ or legal obligation to pass on such dividend to another person.
6. We either do not have a Permanent Establishment (P.E.) in India or Dividend income earned by us is not attributable/effectively connected to our P.E. in India as defined under the Income Tax Act, 1961 and DTAA between India and <Name of Country> read with the provisions laid down in Multilateral Instruments (MLI), wherever applicable, during the financial year <<<Year>>>. We further confirm that we do not have any business connection in India as per provisions of Income Tax Act, 1961. In the event of we having a P.E. in India or Dividend income is attributable/effectively connected to such P.E., we acknowledge our obligation to inform you forthwith with necessary details.

We further indemnify N G Industries Ltd for any penal consequences arising out of any acts of commission or omission initiated by N G Industries Ltd by relying on our above averment.

Thanking you,

Yours Sincerely,

For <company's name>

**_____
Name: <insert authorised person name>**

<Insert designation>