

## Annexure 2

To be printed on the letterhead of the non-resident shareholder who wishes to avail lower rate of tax as per the Double Taxation Avoidance Agreement (DTAA).

Date:

To,  
ICICI Bank Limited  
ICICI Bank Towers,  
Bandra-Kurla Complex,  
Mumbai, 400051

Dear Sir/Ma'am,

Re: Self declaration for Indian Financial Year (FY) 2024-25 with respect to availment of tax treaty benefits in relation to receipt of dividend income from ICICI Bank Limited

With reference to the captioned subject and in relation to the appropriate deduction of taxes on the dividend payable to me / us by ICICI Bank Limited ("the Company"), I / We \_\_\_\_\_ <<full name of the shareholder>> do hereby declare as under:

- I / We, \_\_\_\_\_<<full name of the shareholder>>, have Permanent Account Number (PAN) under the Indian Income tax Act, 1961 ('the Act') \_\_\_\_\_<<mention PAN>>, and hold <<mention number of shares held>> number of shares of the Company as on the record date. I / We am / are a tax resident of \_\_\_\_\_<<country name>>. A copy of the valid tax residency certificate and online filed copy of Form 10F\* for the period April 1, 2024 to March 31, 2025, is attached herewith.

Or

We do not have a Permanent Account Number in India and we are not required to have PAN as per relevant provisions of the Act. We hold <<mention number of shares held>> number of shares of the Company as on the record date. I / We am / are a tax resident of <<country name>>. A copy of the valid tax residency certificate and online filed copy of Form 10F\* for the period April 1, 2024 to March 31, 2025, is attached herewith.

(strike out whichever is not applicable)

- I/ We hereby confirm that I/ we do/ will not have a place of effective management, during the period April 1, 2024 to March 31, 2025, in India.
- I /We am /are eligible to be governed by the provisions of the applicable tax treaty read with the provisions laid down in Multilateral Instrument ('MLI'), wherever

applicable, and meet all the necessary conditions to avail the benefits under the applicable tax treaty.

- I / We do not have any Permanent Establishment ('PE') or fixed base in India as construed under relevant Articles of the applicable tax treaty nor do we have any PE or business connection in India as construed under the relevant provisions of the Act.

Or

I am/We declare that the dividend income receivable by me/us from investment in the shares of ICICI Bank Limited is not effectively connected to any permanent establishment in India.

*(strike out whichever is not applicable)*

- As required to claim the benefits of the lower tax rate under the applicable tax treaty in relation to the dividend income to be received by me / us from the Company, I / We specifically confirm that I/We am/ are the beneficial owner of the above referred equity shares of the Company and the dividend income receivable from the Company in relation to the said shares.

Or

As required to claim the benefits of the lower tax rate under the applicable tax treaty in relation to the dividend income to be received by me / us from the Company, I / We specifically confirm that I/We am/ are the beneficial owner of the above referred equity shares of the Company **for an uninterrupted period of 365 days prior to and including the date of payment of the dividends** and the dividend income receivable from the Company in relation to the said shares.

*(The latter is applicable in case of tax treaties that India has with Serbia, Slovenia, Czech and Slovak Republic, Denmark and Canada read with the MLI. Strike out whichever is not applicable)*

- 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.
- I / We specifically confirm that my affairs / affairs of <<full name of the shareholder>> were not arranged such that the main purpose or the principal purpose thereof was to obtain tax benefits available under the applicable tax treaty.
- Further, the affairs of ..... <please mention full name of the entity to whom payment is made> are not arranged in a manner which:
  - creates rights, or obligations, which are not ordinarily created between persons dealing at arm's length; or

<on letterhead of the shareholder>

- results, directly or indirectly, in the misuse, or abuse, of the provisions of this Act; or
  - lacks commercial substance or is deemed to lack commercial substance under section 97 of Indian Income Tax Act, 1961, in whole or in part; or
  - is entered into, or carried out, by means, or in a manner, which are not ordinarily employed for bona fide purposes.
- The tax benefit, if any, derived from such investments would be in accordance with the object and purpose of the relevant provisions of the Double Taxation Avoidance Agreement between India and .....<name of country of which the shareholder is tax resident>.
  - Further, our claim for relief under the tax treaty is not restricted by application of Limitation of Benefit clause, if any, thereunder.
  - Our email id is \_\_\_\_\_, contact number is \_\_\_\_\_ and contact address is \_\_\_\_\_.

This declaration is true and correct and valid for the period April 1, 2024 to March 31, 2025.

I/We undertake to intimate ICICI Bank Limited immediately in case of any alteration in the aforesaid declaration including change in tax residential status, etc.

In the event if there is any income-tax demand (including interest, etc.) raised in India in respect of this payment, we undertake to pay the demand forthwith and provide ICICI Bank Limited with all information / documents that may be necessary for any proceedings before income tax / appellate authority in India. We acknowledge that we are solely responsible for the income-tax liabilities arising in India and ICICI Bank Limited is not responsible for any such tax liabilities arising in India. The indemnity payment will be made within .....days of ..... <<please mention full name of the entity to whom payment is made>> receiving all adequate supporting documentation. To the extent the Company subsequently recover part or all of such payments from tax authorities, we would expect you to return them to us.

<< Name of Shareholder>>

(Signature)

Place: .....

Name: \_\_\_\_\_

Date: .....

Designation: \_\_\_\_\_

Company Seal (if applicable)

*<on letterhead of the shareholder>*

\*As per CBDT Notification 3 of 2022, online filling of Form 10F is mandatory for non-residents