

Investment fund questions for tax-at-source card procedure

(2020 onwards)

More detailed description on the applicant:

- is your application based on the fund's comparability to an investment fund in accordance with the UCITS Directive or AIFM Directive (or equivalent)
- under which legal Act is the fund established in their country of residence
- under which rules is the investment fund established: contractual agreement, trust form (unit trust), or company by-laws (investment companies); also describe in more detail in which entity form the collective investment scheme performs its activities (e.g. investment association).
- describe the fund's legal entity form in their country of residence, e.g. fonds commun de placement (FCP), sondervermögen, värdepappersfond
- who owns the fund's assets
- is the fund open ended with variable capital, i.e. can the unit holder subscribe and redeem its shares
- if the fund is open ended with variable capital, how and how often can the unit holder redeem its shares
- to whom are subscriptions marketed to, and how does the investor invest in the fund
- roughly how many investors have subscribed into the fund
- how much capital is invested in the fund, and what is the minimum subscription amount for an investor
- is the fund managed by a separate fund management company, if yes please provide the name of said company
- are the fund's assets held by a separate custodian, if yes please provide the name of said custodian
- by which government officials is the fund supervised by
- how is the value of each fund unit calculated
- is the investment fund the beneficial owner of the dividends, or is it a flow through entity
- is the fund a separate legal entity / tax liable / subject to taxation in its country of residence
- how is the fund taxed in its country of residence
- does the fund have an obligation mandated by law, regulation or its own fund rules to distribute profits to its investors
- does the fund distribute dividends or some other form of operational profit distribution to investors and how often
- do the investors hold shares or fund units, and is there a practice of issuing printed certificates of participation to investors
- in the case that the income has already been paid, has the fund issued a voucher or certificate of the income payment to the investor for purposes of applying for refund of withholding tax