

# Application Form for License for Establishment of Offshore Banking Unit (OBU)

**Addressee** : Financial Supervisory Commission

**Subject** : Please find attached the following documents (two copies) submitted in duplicate for approval for establishment of the offshore banking unit, which in accordance the provisions of Article 3 of the “Offshore Banking Act” and Article 3 of the “Regulations Governing the Establishment and Compliance Matters of Offshore Banking Branches”.

Basic information about the Bank	Name of the Bank	
	Organization form	
	Registered capital	
	Paid-in capital	
	Registered office	
	Incorporation registration date	
	Business license number of the Bank	
	Date of business registration in Taiwan	
	Operating capital specially allocated to the OBU in Taiwan	
	Business Scope	<input type="checkbox"/> Taking deposits and making advances <input type="checkbox"/> Monetary market business <input type="checkbox"/> Foreign exchange market business <input type="checkbox"/> Security market business <input type="checkbox"/> Derivative financial commodities

Appendices	<ol style="list-style-type: none"> <li>1. An application letter, a list of business items to be approved, a brief history, the balance sheet and the statement of comprehensive income of the bank.</li> <li>2. Certified copies of the banking business license issued by the competent banking authority in the home country of the bank and the currently effective articles of incorporation of the bank's head office (accompanied by a Chinese translation of each).</li> <li>3. A certified copy of the resolution of the bank's board of directors in favor of the application for the special concession (accompanied by a Chinese translation).</li> <li>4. A list of the bank's directors, other responsible persons, and the designated responsible persons within the territory of the ROC (accompanied by a Chinese translation of each).</li> <li>5. An authenticated copy of the power of attorney issued by the bank to designate its responsible person in the ROC (accompanied by a Chinese translation).</li> <li>6. A self-assessment analysis of the compliance and soundness of the bank's business operations, including an explanation of any regulatory violations, fraud, or sanctions imposed within the past 5 years.</li> <li>7. A certified copy of the calculation of the bank's ratio of equity capital to risk-weighted assets at the end of the preceding fiscal year, issued by the competent banking authority in the bank's home country or by a certified public accountant.</li> <li>8. A letter issued by the competent banking authority in the home country of the foreign bank, confirming (1) its approval for the bank to establish an offshore banking branch in the ROC, (2) its willingness to cooperate with the ROC in supervision of the bank on a consolidated basis, and (3) the soundness of the bank's financial conditions and business operations.</li> <li>9. Documents evidencing the nationality of the responsible person of the foreign bank that files the application or does so through an attorney or a certified public accountant, and if the person is not a statutory representative of the bank, an authenticated copy of power of attorney issued by the bank shall be additionally submitted.</li> <li>10. A power of attorney issued by the responsible person of the bank if the application is filed by an authorized attorney or a certified public accountant.</li> <li>11. If the foreign bank did not rank among the world's top 500 banks in terms of capital or assets during the 1 year before application, it shall submit the business statistics showing the transactions between the foreign bank and the banks and major enterprises in the ROC during the 3 calendar years before application.</li> <li>12. A business plan, the content of which shall contain the following: <ol style="list-style-type: none"> <li>(1) Organizational structure, division of responsibilities, and deployment of hardware and software resources.</li> <li>(2) Business items for operation.</li> <li>(3) Operating procedures or rules for major businesses.</li> <li>(4) Authorized ceilings for business operations and the design of risk management system.</li> </ol> </li> </ol>
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	<p>(5) Accounting system and internal audit system.</p> <p>(6) Documents evidencing the academic and experiential qualifications of the designated offshore banking branch manager.</p> <p>(7) Assessment of business operations and forecast business volume for the next 3 years.</p> <p>(8) Systems and procedures for the handling of asset quality evaluations, loss reserve provisions, clear-up of non-performing loans, and loan loss write-offs.</p> <p>13. Other documents required by the competent authorities.</p>
Application date and Reference number	<p>Application date :</p> <p>Reference number :</p>

Applying Bank :

Representative :

( Contact person and telephone : )

# **Application Form for Approval of Matters Concerning the Offshore Banking Unit (OBU)**

Application Form for Approval of Matters Concerning the Offshore Banking Unit (OBU)	
Name of the OBU	
Address of the OBU	
Name and nationality of the OBU manager	
Business scope of the OBU	
Operating capital specially allocated for the business in the R.O.C	

## Statement

I am the manager of Offshore Banking Unit (OBU) of ○○○○ Bank and I hereby declare that I am not in violation of Paragraph 35-1 of the “Banking Act” nor Paragraph 3 of the “Regulations Governing Qualification Requirements and Concurrent Serving Restrictions and Matters for Compliance by the Responsible Persons of Banks”. I am willing to accept legal sanctions for any falsehoods.

To :

Financial Supervisory Commission

Undersigned :

(Signature or seal)

Date of birth :

National ID number :

Alien Resident Certificate number :

(month)                      (date),                      (year)