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| **Cerere de plata prin virament bancar** **a dividendelor nete distribuite de Nuclearelectrica S.A.****Persoane fizice** | **Payment request by bank transfer form****of the net dividends distributed by Nuclearelectrica S.A.****Individuals** |
| Subsemnatul.………….………………………………………………………...……………………………Având codul numeric personal (CNP/ID) |\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|, domiciliat in …………………………………………….…str ..........................…………………………………………… nr………bl…………sc…….ap…….sect/jud ……………....……, tara …………..........…….……declar pe propria răspundere, cunoscand sanctiunile prevazute de lege pentru falsul in declaratii si faptul ca Nuclearelectrica S.A. se poate regresa impotriva mea pentru prejudiciile suferite in legatura cu falsul in aceasta declaratie, urmatoarele: instructez BRD sa vireze dividendele nete distribuite de Nuclearelectrica SA in temeiul art. II si art. III din Ordonanta de Urgenta a Guvernului nr. 29/2017 actionarilor inregistrati in registrul actionarilor tinut de Depozitarul Central la data de inregistrare 17.10.2017 si cuvenite actionarului .………….……………………….......................................…………………...…………………Având codul numeric personal (CNP/ID) |\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|, domiciliat in …………………………………………….…str ..........……………………………………………………… nr………bl……..sc…..ap…….sect/jud ……………….............…, tara ………......................... în contul nr |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| (format IBAN), codul SWIFT |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| moneda |\_\_|\_\_|\_\_| titular cont .........................................................................................................................................................., CNP/ Pasaport titular |\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_| deschis la banca ………………………….………….… sucursala …………………………………… Statul in care este deschis contul bancar ………………………. | The undersigned…………………………………………………Personal identification number (CNP/ID) |\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|, domicilied in ……………………………….…….................. street ….......................………………………………………… no………block……..entry……..apt…...district/county …………………………, country………......…….I hereby declare on my own responsibility, being aware of the legal punishments for counterfeit statements and of the fact that Nuclearelectrica S.A. may raise a claim againts me for the damages suffered in connection with counterfeiting this statement, the followings: I instruct BRD to transfer the net dividends distributed by Nuclearelectrica as per the provisions of art. II and art. III of the Government Emergency Ordinance no. 29/2017 to the shareholders registred with the shareholders registry kept by the Depozitarul Central at the registration date 17.10.2017 and due to the shareholder .………….…………………………………...……………………Personal identification number (CNP/ID) |\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|, domicilied in ……………………………….……. street …………………………………………… no………block……..entry……..apt…...district/county …………………………, country…………….into account no:|\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| (IBAN), SWIFT code |\_\_|\_\_|\_\_|\_\_| |\_\_|\_\_|\_\_|\_\_| currency |\_\_|\_\_|\_\_| account holder.............................................................................................................................................................., account holder’s CNP/ Passsport ID |\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_|\_\_| opened with the bank ………….………………………branch ……………..the state where the bank account is opened ……………… |
| Anexez la prezenta cerere de plata a dividendelor nete prin virament bancar urmatoarele documente (bifati varianta potrivita cazului dvs): | I attach to the present payment request form of the net dividends by bank transfer the following documents (check the appropriate option): |
| [ ]  Pentru **viramentele in** **alte banci decat BRD,** anexez:- copie extras de cont certificat de banca unde se solicita transferul dividendelor sau document doveditor emis de banca din care sa reiasa titularul contului bancar mai sus mentionat  | [ ]  For **transfers in other banks than BRD**, I attach hereto:- copy of the statement of account certified by the bank where the dividends are requested to be transferred or other document issued by the bank revealing the holder of the bank account mentioned above. |
| [ ]  In calitate de **actionar cu rezidenta fiscala \*) in Romania,** anexez:- copie act de identitate in termen de valabilitate - carte/buletin de identitate cu CNP pentru cetatenii romani sau pasaport cu numar de identificare pentru cetatenii straini- copie incuviintare reprezentantului legal, in cazul actionarilor minori cu varste intre 14-18 ani | [ ]  As **shareholder fiscal resident\*) in Romania**, I attach hereto:- copy of the valid identity document - identity bulletin/card with CNP for Romanian citizens or passport with identification number for foreign citizens.- copy of the approval of the legal representative, for shareholder – minor between 14-18 years |
| [ ]  In calitate de **reprezentant legal/tutore al actionarului minor sub 14 ani**, anexez:- copie act de identitate al reprezentantului legal/tutorelui, in termen de valabilitate carte/buletin de identitate pentru cetatenii romani sau pasaport cu numar de identificare pentru cetatenii straini- copie certificat de nastere actionar, cu mentionarea CNP-ului- copie document ce instituie tutela, daca este cazul. | [ ]  As **legal representative/tutor of a minor shareholder under 14 years**, I attach hereto:- copy of the valid identity document of the legal representative/tutor - identity bulletin/card with CNP for Romanian citizens or passport with identification number for foreign citizens- copy of the birth certificate of the shareholder, CNP mentioned- copy of the document setting up the tutelage, if applicable. |
| [ ]  In calitate **de acţionar care NU are rezidenta fiscala\*) in Romania**, anexez:-copie act de identitate sau pasaport cu numar de identificare, in termen de valabilitate[ ]  In calitate **de acţionar care NU are rezidenta fiscala\*) in Romania**, doresc invocarea aplicarii prevederilor fiscale mai favorabile, prevazute de catre Conventia de evitare a dublei impuneri incheiat intre Romania si tara mea de rezidenta, respectiv …………………[se va indica statul de rezidenta fiscala] pentru care voi furniza:- certificat de rezidenta fiscala, in original/ copie legalizata, apostilat/supralegalizat, daca este cazul, insotit de traducerea autorizata in romana, in termen de valabilitate- detalii de contact……………………………………………………………… (recomandabil pentru clarificari suplimentare) | [ ]  As **shareholder who is NOT fiscaly resident\*) in Romania**, I attach hereto:-copy of the valid identity document or passport with identification number[ ]  As **shareholder who is NOT fiscaly resident \*) in Romania**, I would like to invoke the application of the more favorable tax provisions, as provided by the Double tax treaty concluded between Romania and my country of residence, namely ……….................................[please specify country of fiscal residence], and as such attach hereto:- valid tax residency certificate, in original/ legalized copy, apostilled/supralegalized, if applicable, together with an authorized translation into Romanian language- contact details………………………………………………………………… (recommandable for further clarifications) |
| [ ]  In calitate de **împuternicit al actionarului**, anexez:- procura specială notariala in original valabila la data platii (procura trebuie sa fie eliberata cu nu mai mult de 3 ani anterior datei platii sau un termen mai lung, daca acesta este precizat)- copie act de identitate al împuternicitului in termen de valabilitate - carte/buletin de identitate cu CNP pentru cetatenii romani sau pasaport cu numar de identificare pentru cetatenii straini. | [ ]  As **proxy of the shareholder**, I attach hereto:- original notarized special power of attorney, valid on payment date (the special power of attorney has to be relased 3 years before the payment date or a long term, if specified)- copy of the proxy’s valid identity documents - identity bulletin/card with CNP for Romanian citizens or passport with identification number for foreign citizens. |
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| [ ]  In calitate de **curator al actionarului persoana cu disabilitati**, anexez:- copie act juridic ce instituie curatela- copii acte de identitate ale curatorului si ale actionarului, in termen de valabilitate - carte/buletin de identitate cu CNP pentru cetatenii romani si pasaport cu numar de identificare pentru cetatenii straini. | [ ]  As **legal guardian of the shareholder person with disabilities**, I attach hereto-copy of the legal document setting up the legal guardianship- copies of the legal guardian’s and of the shareholder valid identity documents - identity bulletin/card with CNP for Romanian citizens or passport with identification number for foreign citizens. |
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| **NOTA:*** Toate documentele suport inmanate la ghiseele bancare in copie simpla vor fi **certificate pentru conformitate cu originalul si semnate** de actionar/ imputernicitul acestuia. Suplimentar, **BRD va verifica si va certifica copiile documentelor prezentate de actionari cu documentele in original aduse de acestia la unitatile BRD.**
* **Titularul contului bancar** in care se solicita transferul dividendelor nete poate fi doar actionarul sau, dupa caz imputernicitul acestuia.
* Comisioanele bancare BRD pentru plata dividendelor nete in RON sunt suportate de Nuclearelectrica S.A.
* **Actionarii nerezidenti fiscal in Romania care doresc aplicarea prevederilor mai favorabile ale conventiei de evitare a dublei impuneri incheiate intre Romania si tara lor de rezidenta**, trebuie sa prezinte pana la data de 23.10.2017 **, c**ertificatul de rezidenta fiscala in original/ copie legalizata, apostilat/supralegalizat, daca este cazul, impreuna cu traducerea autorizata a acestuia in limba romana, in termen de valabilitate, precum si detalii de contact pentru eventuale clarificari asupra documentelor de rezidenta fiscala**.**

In cazul prezentarii ulterior datei de **23.10.2017**, dar nu mai tarziu de **15.12.2017**, a certificatului de rezidenta fiscala , **SNN va retine la data platii dividendului impozitul standard in vigoare prevazut de Codul Fiscal roman,** urmand ca eventuala diferenta de impozit cuvenita actionarului sa-i fie platita ulterior transmiterii si verificarii documentatiei. * Formularul de cerere de plata a dividendelor nete prin virament bancar impreuna cu documentele suport mentionate in acesta pot fi transmise si **prin posta**, cu scrisoare recomandata, la adresa: “Directia Titluri - BRD METAV- Corp A2, str. Biharia nr. 67-77, sector 1, Bucuresti, Romania”.
* In aceasta situatie documentele suport solicitate in prezentul formular in copie simpla vor fi transmise in **copie legalizata**.
* **In situatia in care documentele suport sunt emise int-o alta limba decat limba romana, acestea trebuie depuse apostilate/supralegalizate, daca este cazul,** **si in traducere legalizata in limba romana.**
* **BRD va efectua plata dividendelor nete in cel mult o zi lucratoare (sau cel mult zece zile lucratoare in cazul actionarilor nerezidenti care depun certificate de rezidenta fiscala) de la data primirii de catre BRD a cererii de plata, insotita de documentele suport complete si corecte si a eventualelor clarificari.** Data creditarii conturilor bancare ale actionarilor depinde de circuitul interbancar si de lantul de banci corespondente.
* **Plata dividendelor nete cuvenite actionarilor Nuclearelectrica S.A. este supusa prevederilor generale in materia prescriptiei, fiind prescriptibila in termen de 3 (trei) ani incepand cu data stabilita de AGA pentru inceperea platilor dividendelor.**

**BRD isi rezerva dreptul de a solicita documente suplimentare in urma analizarii cererilor.****\*)** Definitia persoanei fizice rezidente si nerezidente, in sensul prevederilor Codului fiscal din Romania, este:**Persoană fizică rezidentă** - orice persoană fizică ce îndeplineşte cel puţin una dintre următoarele condiţii: a) are domiciliul în România;  b) centrul intereselor vitale ale persoanei este amplasat în România; c) este prezentă în România pentru o perioadă sau mai multe perioade ce depăşesc în total 183 de zile, pe parcursul oricărui interval de 12 luni consecutive, care se încheie în anul calendaristic vizat; d) este cetăţean român care lucrează în străinătate, ca funcţionar sau angajat al României într-un stat străin. Prin excepţie de la prevederile lit. a) - d), nu este persoană fizică rezidentă un cetăţean străin cu statut diplomatic sau consular în România, un cetăţean străin care este funcţionar ori angajat al unui organism internaţional şi interguvernamental înregistrat în România, un cetăţean străin care este funcţionar sau angajat al unui stat străin în România şi nici membrii familiilor acestora;**Persoană fizică nerezidentă** - orice persoană fizică care nu este persoană fizică rezidentă. | **NOTE:*** All the supporting documents handed over to the bank desks in simple copy must be marked as certified true copy under the signature of the shareholder / its proxy. Additionally, BRD will verify and will certify the copy of the documents which are presented by the shareholders with the originals documents.
* **The holder of the bank account** in which the transfer of the net dividends is requested can only be the shareholder or its proxy, if applicable.
* BRD’s banking commissions for the payment of the net dividends in RON are born by Nuclearelectrica S.A.
* **Shareholders NOT fiscaly resident in Romania that want to benefit from the more favorable provisions of a Double tax treaty concluded between Romania and their resident country** must provide until 23.10.2017 a valid tax residency certificate, in original/ legalized copy, apostilled/supralegalized, if applicable, accompanied by an authorized translation into Romanian language, as well as contact details for further clarifications related to fiscal documents**.**

In the case the tax residency certificate is presented after **23.10.2017,** but not later than **15.12.2017**, **SNN will retain the standard dividend tax on payment date, as per the provisions of the Romanian Fiscal Code**, following that the potential difference of tax in favour of the shareholder be paid after the submission and verification of the documentation.* The payment request form of the net dividends by bank transfer, accompanied by the supporting documents mentioned therein may be sent by **registered mail** to: “Directia Titluri - BRD METAV - Corp A2, str. Biharia nr. 67-77, sector 1, Bucuresti, Romania”.
* In this case, the supporting documents requested in this payment request form in simple copy must be transmitted in **notarized copy**.
* **In case the supporting documents are issued in other language than Romanian, these must be submitted apostilled/supralegalized, if applicable, and** **in notarized translation into Romanian language as well**.
* **BRD shall make the payment of the net dividends in maximum one working day (or ten working days in case of non-residents who submitted tax certificates) from the date of receiving by BRD of the payment request accompanied by correct and complete supporting documents and any necessary clarifications requested**. The date of the crediting of the bank accounts of the shareholders depends on the interbanking circuit and the chain of the correspondent banks.
* **The payment of the net dividends to which Nuclearelectrica S.A‘s shareholders are entitled to are subject to the general statute of limitations, being prescriptible within three years starting with the date established by GMS to start the dividend payments.**

**Following the analysis of the request, BRD reserves the right to request additional documents**.**\*)** The definition of individual resident and non-resident person, as per the provisions of Romanian Fiscal Code is the following:**Resident individual person** - any individualwho satisfies at least one of the following conditions: a) the person has his or her domicile in Romania; b) the centre of the vital interests of the person is located in Romania; c) the person is present in Romania for a period or several periods exceeding in full 183 days during any period of 12 consecutive months ending in the calendar year in question; d) the person is a Romanian citizen who is serving abroad as an official or employee of Romania in a foreign state. As an exception to the provisions of letter a) - d), a resident natural person shall not include a foreign citizen with diplomatic or consular status in Romania, a foreign citizen who is an official or employee of an international and intergovernmental organisation registered in Romania, a foreign citizen who is an official or employee of a foreign state in Romania or any members of the family of such foreign citizens;**Non-resident individual person** - any individual who is not a resident natural person. |
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