

**Cerere de plata prin virament bancar
a dividendelor nete distribuite de Nuclearelectrica S.A.
Persoane juridice / alte entitati**

**Payment request by bank transfer form
of the net dividends distributed by Nuclearelectrica S.A.
Legal persons / other entities**

Denumirea societatii.....
.....

The company (name).....
.....

cod inregistrare fiscala [][][][][][][][][][][][][][][][][],
nr. Reg. Com. / echivalent

fiscal registration code [][][][][][][][][][][][][][][][][],
Trade Register no./similar [][][][][][][][][][][][][][][][][]

[][][][][][][][][][][][][][][][][], cu sediul in
..... str

headquartered instreet
.....

nr.....bl.....sc.....ap.....sect/jud
....., tara

no.....block.....entry.....apt.....district/county
....., country

..... prin reprezentantul legal

....., duly represented by

.....

..... I

..... declar pe propria raspundere, cunoscand sanctiunile
prevazute de lege pentru falsul in declaratii si faptul ca
Nuclearelectrica SA se poate regresa impotriva mea pentru
prejudiciile suferite in legatura cu falsul in aceasta declaratie,
urmatoarele:

hereby declare on my own responsibility, being aware of the legal
punishments for counterfeit statements and of the fact that
Nuclearelectrica SA may raise a claim againts me for the damages
suffered in connection with counterfeiting this statement, the
followings:

instructez BRD sa vireze dividendele nete 2016 distribuite de
Nuclearelectrica S.A. actionarilor inregistrati in registrul
actionarilor tinut de Depozitarul Central la data de inregistrare
pentru anul 2016 si cuvenite actionarului
..... în contul nr

I instruct BRD to transfer the net dividend 2016 distributed by
Nuclearelectrica S.A. to the shareholders registred with the
shareholders registry kept by the Depozitarul Central at the
registration date for 2016 and owed to the shareholder
..... into account no:

[][][][][][][][][][][][][][][][][]

[][][][][][][][][][][][][][][][][]

[][][][][] (format IBAN), codul SWIFT [][][][][]

[][][][][] (IBAN), SWIFT code [][][][][] [][][][][]

[][][][][] moneda [][][][] titular cont

currency [][][][] account holder

.....

.....

....., deschis la banca

....., opened with the bank

..... sucursala

.....branch

..... Statul in care este deschis
contul bancar

Anexez la prezenta cerere de plata a dividendelor nete prin virament bancar urmatoarele documente (bifati varianta potrivita cazului dvs):

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

In calitate de **rezident fiscal *)in Romania**, anexez:
-copie act de identitate al reprezentantului legal sau dupa caz al mandatarului actionarului, in termen de valabilitate - carte/buletin de identitate cu CNP pentru cetatenii romani sau pasaport cu numar de identificare pentru cetatenii straini

- copie certificat de inregistrare al actionarului cu cod unic de inregistrare sau alt document echivalent care sa ateste inregistrarea actionarului la autoritatea competenta
- copie certificat constatator/document echivalent emis de autoritatea competenta nu mai vechi de 3 luni care sa mentioneze reprezentantul legal al actionarului
- procura speciala notariala in original sau copie legalizata

In calitate de **nerezident fiscal *) in Romania**, anexez:
- copie act de identitate al reprezentantului legal sau, dupa caz al mandatarului actionarului, in termen de valabilitate – carte/buletin de identitate cu CNP pentru cetatenii romani sau pasaport cu numar de identificare pentru cetatenii straini
- copie certificat de inregistrare al actionarului cu cod unic de inregistrare sau alt document echivalent care sa ateste inregistrarea actionarului la autoritatea competenta din tara de origine
- copie certificat constatator/document echivalent emis de autoritatea competenta din tara de origine nu mai vechi de 3 luni care sa mentioneze reprezentantul legal al actionarului
- procura speciala notariala in original sau copie legalizata

In calitate de **nerezident fiscal *) 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 anexa:
- certificat de rezidenta fiscala, in original/ copie legalizata, apostilat/supralegalizat, daca este cazul, insotit de traducerea autorizata in romana, in termen de valabilitate
- date de contact:

.....
(recomandabil pentru comunicari in caz de neclaritati)

In calitate de **fond de pensii**, anexez:
- copie act de identitate al reprezentantului legal al societatii de administrare a fondului, in termen de valabilitate- carte/buletin de identitate cu CNP pentru cetatenii romani sau pasaport cu numar de identificare pentru cetatenii straini
- copie certificat constatator al societatii de administrare a fondului nu mai vechi de 3 luni care sa mentioneze reprezentantul legal al societatii de administrare a fondului

..... the state where the bank account is
opened

I attach to the present payment request form of the net dividends by bank transfer the following documents (check the appropriate option):

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.

As **fiscal resident *) in Romania**, I attach hereto:
- copy of the valid identity documents of the legal representative or, as the case may be, of the proxy – the identity bulletin /card with CNP for the Romanian citizens or passport with identification number for foreign citizens 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 certificate of incorporation with fiscal identification code of the shareholder or equivalent attesting the registration of the shareholder with the competent authority
- copy of the ascertaining certificate issued by Trade Registry/ equivalent issued by the competent authority no older than 3 months mentioning the legal representative of the shareholder
- notarized special power of attorney in original or notarized copy

As **non-fiscal resident*) in Romania**, I attach hereto:
- copy of the valid identity documents of the legal representative or, as the case may be, of the proxy – the identity bulletin /cardwith CNP for the Romanian citizens or passport with identification number for foreign citizens

- copy of the certificate of incorporation with fiscal identification code of the shareholder or equivalent attesting the registration of the shareholder with the competent authority from its own country
- copy of the ascertaining certificate/equivalent issued by the competent authority from its own country no older than 3 months mentioning the legal representative of the shareholder
- notarized special power of attorney in original or notarized copy

As **non-fiscal 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 residence certificate, in original/ legalized copy, apostilled/supralegalized, if applicable, together with authorized translation into Romanian language
- contact details:

.....
(recommended for additional clarifications)

As **pension fund**, I attach hereto:
- copy of the valid identity documents of the legal representative of the investment management company managing the fund – the identity bulletin /card with CNP for the Romanian citizens or passport with identification number for foreign citizens
- copy of the ascertaining certificate of the investment management company managing the fund no older than 3 months mentioning the legal representative of the investment management company

- copie certificat inregistrare sau alt document echivalent emis de autoritatea competenta pentru societatea de administrare a fondului
- copie decizie a autoritatii de reglementare care sa ateste autorizarea societatii de administrare a fondului si a fondului de pensii
- in cazul fondurilor de pensii nerezidente fiscal in Romania: certificat de rezidenta fiscala, in original sau in copie legalizata, apostilat/supralegalizat, daca este cazul, insotit de traducerea autorizata in romana, in termen de valabilitate
- o declaratie pe proprie raspundere a reprezentantului legal al societatii de administrare a fondului care sa ateste ca autorizarea societatii de administrare a fondului si a fondului de pensii este valabila la data efectuarii platii, daca reprezinta fonduri de pensii nerezidente astfel cum sunt ele definite in legislatia statului membru al Uniunii Europene sau in unul dintre statele AELS si daca sunt disponibile informatii cu privire la site-ul oficial al autoritatii de reglementare din tara de origine unde poate fi verificat statutul de fond de pensii.

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.
- Comisiunile 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 16.06.2017 , certificatul 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 certificatelor de rezidenta fiscala.

In cazul prezentarii ulterior datei de **16.06.2017**, 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** (cu exceptia certificatului constatator de la Registrul Comertului / documentului echivalent emis de autoritatea competenta care atesta calitatea de reprezentant legal si care se poate depune in copie conforma cu originalul).

- copy of the certificate of incorporation or equivalent attesting the registration of the investment management company with the competent authority
- copy of the decision of the regulating authority attesting the authorization of the investment management company and of the pension fund
- in case of fiscal non-resident pension fund: valid tax residence certificate, in original/or a legalized copy, apostilled/supralegalized, if applicable, together with authorized translation into Romanian language
- a statement of the legal representative of the investment management company on his own responsibility attesting the validity of the authorization of the investment management company and pension fund at the payment date, if it is a non-company pension fund as defined by the laws of the European Union member state or in one of the AELS states and if is available information regarding the official website of the regulating authority where the statute of pension fund could be verified

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 16.06.2017 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 **16.06.2017**, 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** (excepting ascertaining certificate /equivalent document issued by the competent authority atesting legal representative which can be submitted as certified true copy).

• **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 (cu exceptia certificatului/documentului echivalent emis de autoritatea competenta care atesta calitatea de reprezentant legal si care se poate depune in traducere legalizata in limba engleza).**

• **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 solicitate.** 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 de stabilita de AGA pentru inceperea platilor dividendelor.**

• **BRD isi rezerva dreptul de a solicita documente suplimentare in urma analizei cererilor.**

*) Definitia persoanei juridice rezidente si nerezidente, in sensul prevederilor Codului fiscal din Romania, este:

Rezident - orice persoană juridică română, orice persoană juridică străină având locul de exercitare a conducerii efective în România, orice persoană juridică cu sediul social în România, înființată potrivit legislației europene, și orice persoană fizică rezidentă.

Nerezident - orice persoană juridică străină, orice persoană fizică nerezidentă și orice alte entități străine, inclusiv organisme de plasament colectiv în valori mobiliare, fără personalitate juridică, care nu sunt înregistrate în România, potrivit legii.

Telefon

E-mail:

Data:.....

Semnatura solicitantului

• **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 (excepting ascertaining certificate /equivalent document issued by the competent authority atesting legal representative which can be submitted in notarized translation in English language).**

• **BRD shall make the payment of the net dividends in maximum one banking day (or ten banking 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 a resident and non-resident legal entity, as per the provisions of Romanian Fiscal Code is the following:

Resident - any Romanian legal person, any foreign legal person having the place from where the actual management in Romania, any legal person with a registered head office in Romania, which has been established according to the European regulations, and any resident natural person.

Non-resident - any foreign legal person, any non-resident individual person and any other foreign entities, including collective investment organisms in securities, without legal personality, not registered in Romania, according to the law.

Telephone:.....

E-mail:.....

Date:.....

Signature:.....