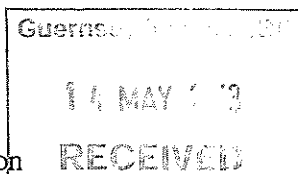


Mr S Tostevin
Secretary
Guernsey International Business Association
PO Box 655
North Plantation
St Peter Port
GUERNSEY
GY1 3PN



Our Ref:
S&C.87/MC.81/NG

Your Ref:

13 May 2013

Dear Sir

Guernsey Disclosure Facility (GDF)

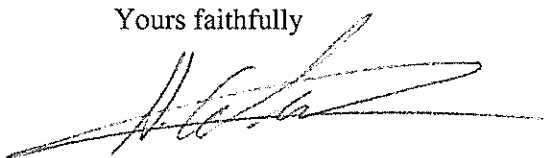
Please find enclosed a copy of the notifications recently issued to all licensed financial institutions whose contact details were available to the Director.

The notifications were issued as an e-mail, where an e-mail address was available to the Director, and a letter was issued through the post in all other cases.

I should be obliged if you would circulate this to your members in order to ensure its widest publication.

Finally, I would also add that further information regarding the GDF, including the Memorandum of Understanding between the States of Guernsey and Her Majesty's Revenue and Customs, under which this disclosure facility has been made available, may be found on our website: <http://www.gov.gg/article/106881/Guernsey-Disclosure-Facility-GDF>.

Yours faithfully



N GARLAND
Deputy Director (Compliance & International)

Encs

EMAIL TO FINANCIAL INTERMEDIARIES

Dear Sir/Madam

The Guernsey Disclosure Facility (GDF)

I have contacted you as I understand that this is the contact e-mail address for a licensed financial intermediary or intermediaries, however, if this is not the case please ignore this e-mail, although it would be helpful if you could still reply (see the final paragraph below), acknowledging receipt of the e-mail, so that I can update my records.

As you will, undoubtedly, be aware the Chief Minister has recently announced Guernsey's commitment to enter into an Inter-Governmental Agreement with the UK which will bring into effect a reporting regime similar to that of the US Foreign Account Tax Compliance Act (FATCA).

A Memorandum of Understanding (MOU) has also been signed with HM Revenue and Customs (HMRC) under which Guernsey agrees to support a disclosure facility (GDF) made available by HMRC from 6 April 2013 until 30 September 2016.

The facility has been introduced by HMRC to help UK taxpayers with investments in Guernsey, and who may have irregularities in respect of their UK tax affairs, to approach HMRC and put their past and future tax affairs on the right footing.

For further information concerning the GDF, including a copy of the MOU, please click on the following link: <http://www.gov.gg/article/106881/Guernsey-Disclosure-Facility-GDF>.

In accordance with the terms of paragraph 3(a) of the MOU, as a licensed financial intermediary^[1], **between now and 31 December 2013** you should contact all of your current clients who may be able to take advantage of the terms of the GDF in order to make them aware of the GDF. For details of who may be able to take advantage of the GDF please refer to paragraph 2 of Schedule 2 of the MOU, in conjunction with the definition of "relevant person" contained in paragraph 1 of Schedule 1 of the MOU.

I should be obliged if you would acknowledge receipt of this e-mail, by replying to the following e-mail address: eo1@tax.gov.gg and when doing so please also confirm whether this e-mail address should continue to be used by the Income Tax Office for all future e-mails concerning:

- FATCA/Intergovernmental Agreements;
- Other FATCA-type Agreements; and
- The GDF.

For clarity, if this contact e-mail address is used for multiple licensed financial intermediaries, I will require a separate response from each of these.

For your convenience, you may wish to reply using one of the following voting buttons, as follows:

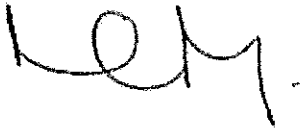
"Acknowledged" – To acknowledge receipt of this e-mail and confirm that the e-mail address is correct, but you do not wish to receive any further e-mails at this address concerning FATCA/Intergovernmental Agreements, etc

"Acknowledged + FATCA" – To acknowledge receipt of this e-mail and confirm that this e-mail address should be used for all future notifications concerning FATCA/Intergovernmental Agreements, etc

“New Address + FATCA” – To acknowledge receipt of this e-mail and provide a correct e-mail address which should be used for all future notifications concerning FATCA/Intergovernmental Agreements, etc

“N/A” – To acknowledge receipt but to indicate that this e-mail has been issued to you erroneously, as you are not a licensed financial intermediary.

Yours faithfully

A handwritten signature in black ink, appearing to be 'R Gray', written in a cursive style.

R GRAY
Director of Income Tax

^[1] For the purposes of the GDF a “financial intermediary” refers to any person holding a licence under the following Regulatory laws:

- (a) the Protection of Investors (Bailiwick of Guernsey) Law, 1987;
 - (b) the Banking Supervision (Bailiwick of Guernsey) Law, 1994;
 - (c) the Regulation of Fiduciaries, Administration Businesses and Company Directors, etc. (Bailiwick of Guernsey) Law, 2000;
 - (d) the Insurance Business (Bailiwick of Guernsey) Law, 2002; and
 - (e) the Insurance Managers and Insurance Intermediaries (Bailiwick of Guernsey) Law, 2002;
-

LETTER TO FINANCIAL INTERMEDIARIES

S&C.87

3 May 2013

Dear Sir/Madam

The Guernsey Disclosure Facility (GDF)

I have contacted you as I understand that you are a licensed financial intermediary, however, if this is not the case please ignore this letter, although it would be helpful if you could still reply (see the final paragraph below), acknowledging receipt of the letter, so that I can update my records.

As you will, undoubtedly, be aware the Chief Minister has recently announced Guernsey's commitment to enter into an Inter-Governmental Agreement with the UK which will bring into effect a reporting regime similar to that of the US Foreign Account Tax Compliance Act (FATCA).

A Memorandum of Understanding (MOU) has also been signed with HM Revenue and Customs (HMRC) under which Guernsey agrees to support a disclosure facility (GDF) made available by HMRC from 6 April 2013 until 30 September 2016.

The facility has been introduced by HMRC to help UK taxpayers with investments in Guernsey, and who may have irregularities in respect of their UK tax affairs, to approach HMRC and put their past and future tax affairs on the right footing.

For further information concerning the GDF, including a copy of the MOU, please visit the following website: <http://www.gov.gg/article/106881/Guernsey-Disclosure-Facility-GDF>.

In accordance with the terms of paragraph 3(a) of the MOU, in your capacity as a licensed financial intermediary^[1], **between now and 31 December 2013** you should contact all of your current clients who may be able to take advantage of the terms of the GDF in order to make them aware of the GDF. For details of who may be able to take advantage of the GDF please refer to paragraph 2 of Schedule 2 of the MOU, in conjunction with the definition of "relevant person" contained in paragraph 1 of Schedule 1 of the MOU.

I should be obliged if you would acknowledge receipt of this letter by responding in writing, preferably by e-mail to: eoi@tax.gov.gg . If you are unable to respond by e-mail, please send a written response addressed as follows:


Continued.../...

The Director
Income Tax Office
P O Box 37
2, Cornet Street
St Peter Port
Guernsey
GY1 3AZ (and head the letter "GDF letter FAO CIU")

When providing your response I should also be obliged if you would also provide:

- A) Confirmation that this letter has been issued to you correctly, on the basis that you are a licensed financial intermediary.
- B) Confirmation as to whether you wish to receive any further e-mails or letters concerning:
- FATCA/Intergovernmental Agreements;
 - Other FATCA-type Agreements; and
 - The GDF.
- C) If you respond positively to B) above, please provide a valid e-mail address or postal address (if different to the postal address to which this letter has been sent) which should be used for all future communication concerning FATCA/Intergovernmental Agreements, etc.

Yours faithfully



R GRAY
Director of Income Tax

⁽¹⁾ For the purposes of the GDF a "financial intermediary" refers to any person holding a licence under the following Regulatory laws:

- (a) the Protection of Investors (Bailiwick of Guernsey) Law, 1987;
- (b) the Banking Supervision (Bailiwick of Guernsey) Law, 1994;
- (c) the Regulation of Fiduciaries, Administration Businesses and Company Directors, etc. (Bailiwick of Guernsey) Law, 2000;
- (d) the Insurance Business (Bailiwick of Guernsey) Law, 2002; and
- (e) the Insurance Managers and Insurance Intermediaries (Bailiwick of Guernsey) Law, 2002;