

Information regarding the Beneficial Owner

Dear Sir or Madam,

In examining your request, it has come to our attention that we still do not have the full information on the beneficial owner(s) of your company.

According to the section 10 (2) of the German Money Laundering Act (GwG), credit and financial services institutions have an obligation to identify and record beneficial owners as a security measure aimed at the prevention of money laundering.

The beneficial owner(s) is/are the natural person(s) who ultimately own(s) or control(s) the contracting party or the natural person(s) on whose behalf a transaction is ultimately carried out or a business relationship is ultimately established.

1. Single-level shareholding structure (see examples annex 1-4):

For legal entities (excepting legally capable foundations) every **natural person** counts as beneficial owner(s) (according to § 3 GwG (2)) that directly or indirectly

- holding more than 25% of the **capital share**,
- controlling more than 25% of the **voting rights** or
- exercising control in a **comparable way**.

2. Multi-level shareholding structure (see example annex 5):

In case indirect or multi-level shares (2nd level or the following) of your company exist for further legal entities, the estimation of the beneficial owner(s) will take place if at least 50% capital share or voting rights exist.

3. Fictional beneficial owner (see example annex 6):

If a beneficial owner cannot be identified even after the performance of an extensive examination in accordance with the approach presented above, the legal representative, managing partner or partner of the contracting party is considered as the (fictional) beneficial owner.

There is an obligation to determine **all the notional beneficial owners** and to record them on the page "Information regarding the beneficial owner(s)" which is part of this writing.

According to the section 154 (2a) of the tax code we are obligated to also record next to the complete name the physical address and the birth date of the beneficial owner.

Therefore, please copy the page "Information regarding the beneficial owner(s)" as often as necessary and send the fully filled out and signed form back to us.

Please also send us a suitable document for the validation of the data you provide. Which document is defined as suitable can be found in the attachment.

Please understand that due to the legal framework, it is not possible to carry out a final examination of your application and the establishment or continuation of the business relationship without the presentation of this information and the appropriate documents. In doing so, we actively point out your obligations to cooperate in accordance with GTC no. 11 (1) in accordance with the section 11 (6) Money Laundering Act (GwG).

Thank you in advance for your support.

best regards

Mercedes-Benz Bank AG

Your Service Team

Zurück an:
Mercedes-Benz Bank Service Center Berlin
MBB/ORVC
10841 Berlin

Customer no.: _____

Customer: _____

Information Regarding Beneficial Owner(s):

The obligation to determine and record the beneficial owner(s) arises from the German Money Laundering Act (GwG) and the tax code (AO). The Mercedes-Benz Bank AG must therefore identify the beneficial owner(s) of the customer or the assets contributed by them. Please see the letter for further details.

Beneficial owner		
_____	_____	_____
(All) first name(s)	Name	Date of birth
_____	_____	_____
Street, Number	Postal code	Location

Beneficial owner		
_____	_____	_____
(All) first name(s)	Name	Date of birth
_____	_____	_____
Street, Number	Postal code	Location

Beneficial owner		
_____	_____	_____
(All) first name(s)	Name	Date of birth
_____	_____	_____
Street, Number	Postal code	Location

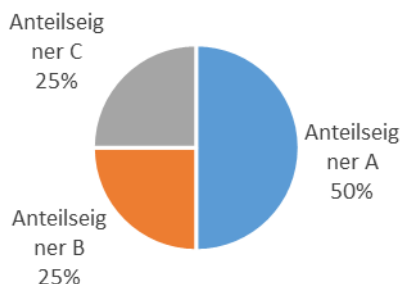
- ☐ The stated beneficial owner(s) is/are a fictional beneficial owner(s) (see page 1 number 3).
- ☐ The beneficial owner(s) is/are verified by attached organisation chart.

We herewith inform you of your obligation pursuant to the provisions of the German Money Laundering Act to provide the Mercedes-Benz Bank AG with active support for obtaining certain information. The Mercedes-Benz Bank AG must ask its customers questions regarding their person/company/association, legal representatives, holders of power of attorney over account or property, beneficial owners, the origin of assets deposited by such persons, and individual transactions, if applicable. The customer's obligation to cooperate relates to the provision of such information to Mercedes-Benz Bank AG at the time a new business relationship is created. In the event of subsequent changes in this information, you as customer must promptly report them to the Mercedes-Benz Bank AG without being requested to do so.

Signatures		
_____	_____	_____
Place, date	Last name, first name(s) of person(s) legally authorized to represent the company according to the register, in block letters	Stamp/signature(s) of person(s) legally authorized to represent the company according to the register

Annex: Examples regarding the estimation of the (fictional) beneficial owners

Example 1: GmbH with one „beneficial owner“ („Anteilseigner“)



Only shareholder A („Anteilseigner A“) has to be declared as „beneficial owner“. The shareholder B and C („Anteilseigner B and C“) hold exactly 25% each and therefore, don't fulfill the criteria of a „beneficial owner“ (> 25% shares).

Example 4: GmbH & Co KG

The general partners of the GmbH need to disclose their ownership structure. In case the GmbH has a shareholder holding more than 50% of the shares, he has to be declared as „beneficial owner“.

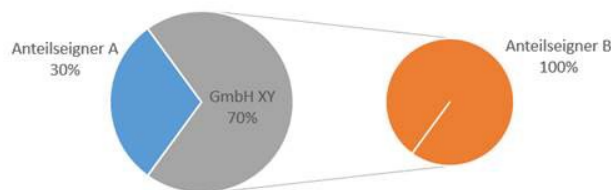
Potentially, further „beneficial owners“ of the the general partner(s) and limited partner(s) need to be identified.

Example 2: GmbH with two „beneficial owner“



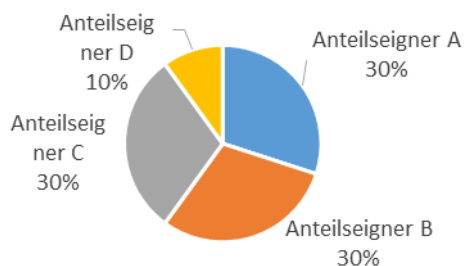
Both shareholder need to be declared as „beneficial owners“, since both hold > 25% of the shares.

Example 5: multi-level shareholding structure with two „beneficial owners“



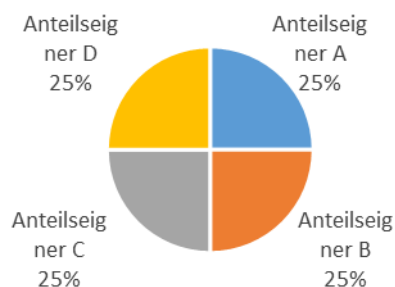
Shareholder A and B („Anteilseigner A und B“) need to be declared as „beneficial owners“, since the owners hold > 25% (A) or > 50% (B) of the shares. Owner A via the direct contracting party, owner B via the majority stake of the „GmbH XY“. The „GmbH XY“ cannot act as a „beneficial owner“, since this is only possible for natural persons

Example 3: GmbH with three „beneficial owners“ and a further GmbH as shareholder



Shareholder A. B. C („Anteilseigner A, B, C“) need to be declared as „beneficial owners“, since the owners hold > 25% of the shares. Shareholder D („Anteilseigner D“) is not to be declared, since the owner holds < 25% of the shares.

Example 6: GmbH with „fictional beneficial owners“



All managing directors need to be declared as „fictional beneficial owners“, since non of the owners hold > 25% of the shares.

ENCLOSURE

Under the previous registration form "Information on the beneficial owner" you must collect information regarding the **(fictitious) beneficial owners** to be identified about the contractual partner. The information included in this collection must also be supported by additional appropriate documentation for validation.

Below you will find an overview of documents which are considered suitable by us in this regard. The list is based on individual legal forms as an example.

If your company is a **limited liability company (GmbH)**, the following documents can be sent for validation:

Copy of the partnership agreement

A list of shareholders signed by the Managing Director with the following information: Addresses, dates of birth and share of all shareholders
--

If your company is a **public limited company (AG)**, the following documents can be sent for validation:

Copy of the share register

Current own list of shareholders

If your company is a **limited partnership with a limited liability company as general partner (GmbH & Co. KG)**, the following documents can be sent for validation:

Copy of the partnership agreement

A list of shareholders signed by the Managing Director with the following information: Addresses, dates of birth and share of all shareholders
--

If your company is an **association/cooperative/foundation/trust**, the following documents can be sent for validation:

A copy of the Articles of Association showing the distribution of voting rights

Excerpt from the register of associations

If the determination of the beneficial owner is a **higher level of organization including a foreign reference**, the following documents can be sent for validation:

Determination at higher levels and foreign reference
--

Organization chart of the group legal structure
