

BANGKO SENTRAL NG PILIPINAS

OFFICE OF THE GOVERNOR

# CIRCULAR NO. <u>1192</u> Series of 2024

# Subject: Amendments to foreign exchange regulations covering foreign investments

The Monetary Board, in its Resolution No. 322 dated 21 March 2024, approved the following rules and regulations governing foreign exchange (FX) transactions:

**SECTION 1.** The following provisions of the Manual of Regulations on Foreign Exchange Transactions (FX Manual, issued under Circular No. 645 dated 13 February 2009, as amended) are further revised as follows:

## **"PART ONE. RULES ON FOREIGN EXCHANGE TRANSACTIONS**

## Chapter I

#### **GENERAL PROVISIONS**

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5. **Processing fees.** Applications for approval/registration of foreign/foreign currency loans/borrowings, inward investments and other FX transactions filed with the BSP-IOD shall be free of charge.

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- 7. Post-verification of FX transactions and reports may be undertaken by the BSP to verify compliance with the provisions of the FX Manual and/or the condition/s imposed on the approval/registration/authority granted/issued by the BSP and for monitoring purposes. A violation of any of the provisions of the FX Manual and/or the condition/s imposed on the approval/registration/authority granted/issued by the BSP may be a ground for cancellation/revocation thereof.
- 8. The terms used herein are as defined in the "Glossary of Terms" hereof unless otherwise indicated in specific sections of the FX Manual.

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## PART TWO. CURRENT ACCOUNT TRANSACTIONS

### Chapter I

## NON-TRADE CURRENT ACCOUNT TRANSACTIONS, PESO DEPOSIT ACCOUNTS OF NON-RESIDENTS AND CROSS-BORDER TRANSFER OF LOCAL AND FOREIGN CURRENCIES

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Section 2. Sale of FX for Non-Trade Current Account Transactions

1. Sale of FX for Non-Trade Current Account Transactions of Residents with Non-Residents. AABs/AAB forex corps may sell FX without need for prior BSP approval to cover payments for non-trade current account transactions (other than those related to foreign/foreign currency loans and investments) listed under Appendix 1, subject to submission of the following to the FX selling institution:

- a. xxx
- b. xxx
- c. xxx

FX sold by AABs/AAB forex corps for non-trade current account transactions shall either be:

- i. xxx
- ii. xxx

The remitting bank shall report the FX remittances to BSP under the relevant schedule/s of FX Form 1/1A, as applicable, based on instructions of, and the purpose declared by, the FX purchaser.

FX sold for travel and medical expenses abroad not yet incurred, and sales proceeds of emigrant's domestic assets where the emigrant is still in the country, may be held in cash, or directly remitted to the intended beneficiary, or credited to the FX purchaser's FCDU account in accordance with items (i) and (ii) above.

2. Sale of FX to Non-Resident Tourists and Balikbayan. AABs/AAB forex corps may sell FX to non-resident tourists and balikbayan to the extent of the amount of FX shown to have been sold for pesos by the non-residents to AABs/AAB forex corps. Departing non-resident tourists and balikbayan may reconvert at airports or other ports of exit unspent pesos up to a maximum of USD10,000 or its equivalent in other foreign currency, calculated at prevailing exchange rates, without showing proof of previous sale of FX for pesos.

# **Section 3. Peso Deposit Accounts<sup>1</sup> of Non-Residents**

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# 2. Sale of FX to Non-Residents for Peso Deposit Accounts

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c. The remitting depository bank shall report the FX remittances xxx.

For remittance arising from Item 1.h, the FX remittance shall be reported to the BSP, through the IOD, using the prescribed form (Annex Y) within two (2) banking days from date of actual remittance.

# Section 4. Cross-Border Transfer of Local and Foreign Currencies

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# Chapter II

# FOREIGN MERCHANDISE TRADE TRANSACTIONS

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# A. IMPORT TRADE TRANSACTIONS

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# Section 9. Letter of Credit (LC)

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2. Deferred L/Cs shall be governed by the pertinent provisions of Part Three, Chapter 1 (Loans/Borrowings and Guarantees) hereof. For this purpose, deferred L/Cs shall refer to those with payment terms of more than one year reckoned from initial shipment date.

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# PART THREE. FINANCIAL ACCOUNT TRANSACTIONS

<sup>1</sup> xxx

# Chapter I

## LOANS/BORROWINGS AND GUARANTEES

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## Section 23. Public Sector<sup>2</sup> Loans/Borrowings -

#### ххх

3. Applications for approval of foreign/foreign currency loans/ borrowings shall be submitted using the prescribed form (Annex D.1), supported by required documents/information:

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4. Proceeds of foreign/foreign currency loans/borrowings (including those from issuances of bonds/notes/other debt instruments) of the National Government, its political subdivisions and instrumentalities, and GOCCs<sup>3</sup> shall be deposited with the BSP pending utilization, pursuant to Section 113 of Republic Act (R.A.) No. 7653 (The New Central Bank Act) dated 14 June 1993, as amended.

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## Chapter II

## INWARD INVESTMENTS

## Section 32. General Policy. xxx

- 1. xxx
- 2. xxx

A Bangko Sentral Registration Document (BSRD) shall evidence the BSP registration of investments.<sup>4</sup>

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<sup>&</sup>lt;sup>2</sup> XXX

<sup>&</sup>lt;sup>3</sup> For the purpose of this provision, GOCCs shall refer to those created by special laws. The term excludes government financial institutions such as but not limited to Development Bank of the Philippines, Land Bank of the Philippines and Al-Amanah Islamic Investment Bank of the Philippines, corporations created under the provisions of the Corporation Law (Act No. 1459, as amended) or the Revised Corporation Code of the Philippines (Republic Act No. 11232), and private corporations taken over by the GOCCs.

<sup>&</sup>lt;sup>4</sup> Except those covered by Section 37 for which a BSRD shall no longer be issued

# Section 33. Inward Foreign Investments<sup>5</sup> in Instruments Issued by Residents. xxx

- 1. xxx
- 2. xxx

3. The following investment instruments may fall under the category of foreign direct investments or foreign portfolio investments depending on the degree of control or influence of the investor in the investee firm<sup>6</sup> which can be determined regardless of the investment instruments as defined under Sections 33.1 and 33.2:

- a. xxx
- b. Debt securities (e.g., notes, bonds and non-participating preferred shares) issued by private sector residents that are not covered by the provisions of Part Three, Chapter I of the FX Manual (Loans/Borrowings and Guarantees) (i) not listed; and (ii) listed at an onshore exchange [e.g., PSE, Philippine Dealing and Exchange Corporation (PDEX)];

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**Section 35.** Other Forms of Investments. For registration purposes, these refer to investments by non-residents in instruments issued by residents and non-residents which are not covered by Sections 33, 34 and the provisions of Part Three, Chapter I of the FX Manual (Loans/Borrowings and Guarantees), and not contrary to applicable laws, rules and regulations.

# Section 36. Registration with BSP

1. The following inward investments shall be registered with the BSP:

Investment/Instrument		Section
xxx	XXX	XXX
c.	Debt securities issued onshore by private sector residents that are not listed at an onshore exchange and not covered by the provisions of Part Three, Chapter I of the FX Manual (Loans/Borrowings and Guarantees)	Section 33.3.b.(i)
xxx	XXX	XXX
g.	Instruments issued by residents and non-residents which are not covered by Sections 33, 34 and the provisions of Part Three, Chapter I of the FX Manual (Loans/Borrowings and Guarantees), and not contrary to applicable laws, rules and regulations	Section 35
ххх	XXX	XXX

<sup>&</sup>lt;sup>5</sup> XXX

<sup>&</sup>lt;sup>6</sup> XXX

# Section 37. Registration with the BSP through AABs

1. Investments in the following instruments shall be registered upon reporting thereof by the registering AAB to the BSP; *Provided*, that the applicable guidelines on registration/reporting of investments and supporting documents (Appendices 10.B and 10.C) are duly complied with:

	Investment/Instrument	Section
а.	Debt securities issued onshore by the National Government	Section 33.2
	and other public sector entities	
b.	Equity securities issued onshore by residents that are listed at	Section 33.3.a.(ii)
	an onshore exchange (e.g., PSE)	
С.	Debt securities issued onshore by private sector residents that	Section 33.3.b.(ii)
	are listed at an onshore exchange and not covered by the	
	provisions of Part Three, Chapter I of the FX Manual	
	(Loans/Borrowings and Guarantees)	
d.	ETFs issued/created onshore by residents	Section 33.3.c
e.	PDRs that are listed at an onshore exchange	Section 33.3.e.(ii)
f.	Peso time deposits with an AAB with a maturity of at least	Section 33.4
	90 days	
g.	Equity securities issued onshore or offshore by non-residents	Section 34.1
5	that are listed at an onshore exchange	
h.	Debt securities issued onshore by non-residents that are	Section 34.2.b
	listed at an onshore exchange	
i.	Instruments under Section 37.1 (a-h) used as collateral	-
	involving transfer of legal/beneficial ownership of the	
	collateral to the non-resident investor <sup>7</sup>	

2. A registering AAB is a bank with authority to operate an FCDU that has been designated by the non-resident investor to report and monitor his investments. The registering AAB shall regularly report all transactions, including new/additional investment/s of a non-resident investor, using the prescribed forms within the prescribed deadline as provided in Appendix 10.B.

3. FX inwardly remitted to fund investments under Section 37.1 must be converted to pesos with AABs/AAB forex corps except if investment is required to be funded by FX.

4. xxx

# Section 38. Servicing of Investments<sup>8</sup>

1. xxx

<sup>&</sup>lt;sup>7</sup> Investments in instruments under Section 37.1 (a-h) arising from return/refund of collateral shall be registered with the BSP through AABs.

<sup>&</sup>lt;sup>8</sup> XXX

2. AABs/AAB forex corps may sell to the non-resident investor or his authorized representative (whether resident or non-resident) the equivalent FX of the peso sales/divestment proceeds and related earnings from BSP-registered investments, upon submission to the FX selling institution of a duly accomplished and signed Application to Purchase FX (Annex A), with the document/s listed under Appendix 1.4.

3. a. FX sold by AABs/AAB forex corps for repatriation of capital and remittance of related earnings shall be directly remitted to the account (whether onshore or offshore) of the non-resident investor or his intended beneficiary on the date of FX sale, except as indicated in item (b) below.

b. In the case of investments in instruments under Sections 33.1 (foreign direct investment) and 33.3.a.(i) (equity securities not listed at an onshore exchange), FX sold may also be credited to the FCDU account of the non-resident investor's resident agent/authorized representative with the FX selling AAB (or another AAB) for: (i) future reinvestment onshore; or (ii) eventual remittance to the intended beneficiary; *Provided*, that the applicant purchaser shall certify that: (i) the crediting of funds to the FCDU account of the resident agent/authorized representative is designated dulv authorized by the non-resident investor; (ii) the FX shall be used for the declared purpose; (iii) funds credited to the FCDU account shall eventually be remitted to the non-resident investor or his intended beneficiary unless intended to be reinvested onshore; and (iv) the applicant purchaser shall include the purpose of the remittance in the remittance instructions to the remitting bank.

- c. xxx
- 4. xxx

5. AABs/AAB forex corps may likewise sell FX upon submission to the FX selling institution of a duly accomplished and signed Application to Purchase FX (Annex A), with the documents listed under Appendix 1.4, for the following:

> a. Settlement of FX obligations/payables of residents to non-resident investors relative to FX-denominated equity and debt securities issued by residents that are not covered by the provisions of Part Three, Chapter I of the FX Manual (Loans/Borrowings and Guarantees); and

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# PART SIX. GENERAL PROVISIONS

# Chapter I

# **REPORTS AND PENALTIES**

**Section 101. Reportorial Requirements.** The following reports are required to be submitted to the BSP by AABs, OBUs, and AAB forex corps where applicable:

Title of Report		eport Submission Submission Frequency/ Procedure Deadline	
Category A. Consolidated Report on Foreign Exchange Assets and Liabilities			nd Liabilities
ххх	xxx	ххх	ххх
	G. Registering/FX selling/Remittin	g Banks	
ххх	XXX	ххх	ххх
A-2	Report on Foreign Investments Registered with the BSP through AABs (Annex R), including the Report on Funding for Foreign Investments Registered with the BSP through AABs (Annex S)	For the Newly- issued BSP Reference Number and Inward Investment sheets of Annex R, and Annex S: Within two (2) banking days from actual settlement date or date of compliance with Appendix 10.C For the Repatriation sheet of Annex R: Within two (2) banking days from actual remittance date	Email to IOD at iod_imag_fi_aab@ bsp.gov.ph in .pdf and .xls/.xlsx format
ххх	ххх	ххх	ххх
A-2	Report on Outstanding Balances of Foreign Investments Registered with the BSP through AABs (Annex AB)	Quarterly, within 15 banking days after end of reference quarter	Email to IOD at iod-pid@bsp.gov.ph in .pdf and .xls/.xlsx format
A-2	Report on Foreign Direct Investments Registered with the BSP through AABs (Annex AD)	Monthly, within five (5) banking days after end of reference month	Email to IOD at iod-pid@bsp.gov.ph in .pdf and .xls/.xlsx format
ххх	XXX	xxx	xxx

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## Section 104. (Reserved)

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### **Glossary of Terms**

FOR PURPOSES OF THIS MANUAL, the following definitions are adopted:

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**Bangko Sentral Registration Document (BSRD)**<sup>o</sup> is a document evidencing registration of foreign investments and loans. The registration allows the transacting party to access the FX resources of, or purchase FX from, AABs/AAB forex corps against Philippine Pesos for servicing/settlement of these transactions.

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Debt securities referred to in Section 33.3.b of the FX Manual are negotiable instruments (e.g., notes, bonds and convertible notes) that serve as evidence of a debt. Non-participating preferred shares that pay a fixed income but do not provide for participation in the distribution of the residual value of an incorporated enterprise on dissolution, are also classified as debt securities. The term, however, falling excludes those debt under the provisions of Part Three, Chapter I (Loans/Borrowings and Guarantees) of the FX Manual.

#### x x x"

**SECTION 2.** The following Appendices/Annexes to the FX Manual have been revised/deleted:

## <u>Revised</u>

- 1. Appendix 1: Minimum Documentary Requirements for the Sale of Foreign Exchange (FX) Relating to Resident to Resident FX Transactions and Resident to Non-Resident Non-Trade Current Account Transactions
- 2. Appendix 1.1: Minimum Documentary Requirements for Peso Deposit Accounts of Non-Residents

<sup>&</sup>lt;sup>9</sup> Except those covered by Section 37 for which a BSRD shall no longer be issued

- 3. Appendix 1.4: Minimum Documentary Requirements for the Sale of Foreign Exchange (FX) Relating to Inward and Outward Investments
- 4. Appendix 1.5: Minimum Documentary Requirements for the Sale of Foreign Exchange (FX) Relating to Import Transactions
- 5. Appendix 10.A: Guidelines Covering Inward Investments under Section 36 of the FX Manual
- 6. Appendix 10.B: Guidelines Covering Inward Investments under Section 37 of the FX Manual
- 7. Appendix 10.C: Supporting Documents for Registration of Inward Investments
- 8. Appendix 10.3A: Letter Advice for Single Investor
- 9. Appendix 10.3B: Letter Advice for Multiple Investors
- 10. Appendix 10.4: Authority to Disclose Information
- 11. Appendix 11.1B: Guidelines on Filling Out Report on Foreign Investments Registered with the Bangko Sentral ng Pilipinas (BSP) through Authorized Agent Banks (AABs) [Annex R]
- 12. Appendix 18: Guidelines and Minimum Documentary Requirements for Foreign Exchange (FX) Forward and Swap Transactions
- 13. Annex N: Computation Sheet for Outward Remittance for Foreign Investments Registered with the BSP
- 14. Annex R: Report on Foreign Investments Registered with the Bangko Sentral ng Pilipinas (BSP) through Authorized Agent Banks (AABs)
- 15. Annex S: Report on Funding for Foreign Investments Registered with the Bangko Sentral ng Pilipinas (BSP) through Authorized Agent Banks (AABs)
- 16. Annex AB: Report on Outstanding Balances of Foreign Investments Registered with the Bangko Sentral ng Pilipinas (BSP) through Authorized Agent Banks (AABs)
- 17. Annex AD: Report on Foreign Direct Investments (FDIs) Registered with the Bangko Sentral ng Pilipinas (BSP) through Authorized Agent Banks (AABs)

# <u>Deleted</u>

- 1. Appendix 10.2: BSRD Letter Advice
- 2. Annex AC: Report on Interim Peso Deposits (IPDs) of Registered Foreign Investments

**SECTION 3**. Transitory Provision. The registering authorized agent banks (AABs) shall submit to the BSP-International Operations Department (IOD) the list of existing and valid BSRDs issued by registering AABs under the following applicable report forms and submission timeline:

Particulars	<b>Report Form</b> (old report form, as of May 2023 version of the FX Manual)	Timeline
BSRDs issued by the registering AAB as of 31 January 2024	Annex AB	Within 15 banking days from the date of issuance of this Circular
<b>Regular Submission</b>		
BSRDs issued by the registering AAB from 01 February 2024 until the day prior to the effectivity of this Circular	ReportonInvestmentsRegisteredWithAABs(underInitialRegistrationsheet)	Within two (2) banking days from registration date or prior to the effectivity date of the Circular (whichever is earlier)

The BSP-IOD shall issue proof of receipt of the aforementioned reports starting from the date of issuance of this Circular to ensure continuous access to FX resources of AABs/AAB forex corps for registered investments covered by BSRDs upon effectivity of the Circular.

Upon the effectivity of this Circular until 30 September 2024, registering AABs shall continue to: (a) report the transactions of registered investments under Section 37 of the FX Manual using the old report forms (as of May 2023 version of the FX Manual); and (b) make the necessary preparations and adjustments to their systems and processes to ensure compliance with the new reporting guidelines.

The submission of the revised report forms shall commence on 01 October 2024.

**SECTION 4.** Repealing Clause. This Circular supersedes/ amends/modifies the provisions of existing regulations that are inconsistent herewith. **SECTION 5.** Effectivity. This Circular shall take effect 15 banking days after its publication either in the Official Gazette or in a newspaper of general circulation in the Philippines.

FOR THE MONETARY BOARD:

ELI M. REMOLONA, JR. Governor Minimum Documentary Requirements<sup>1</sup> for the Sale of Foreign Exchange (FX) Relating to Resident to Resident FX Transactions and Resident to Non-Resident Non-Trade Current Account Transactions

I. For Resident to Resident FX Transactions under Part One, Chapter II of the FX Manual, requiring settlement in foreign currency

Purpose	Documents Required <sup>2</sup>
XXX	XXX
<ol> <li>Payables of e-commerce market participants related to resident to resident FX transactions</li> </ol>	ххх

# II. For Resident to Non-Resident Non-Trade Current Account<sup>3</sup> Transactions under Section 2.1 of the FX Manual

Purpose	Documents Required <sup>4</sup>
XXX	XXX
26. FX non-trade current account transactions between residents and non-residents involving e-commerce market participants	<ul> <li>a. Certified true copy of the contract/agreement or equivalent document/s between the counterparty and e-commerce market participant/s (e.g., service agreement between service provider/merchant and payment platforms, netting agreement/s)<sup>5</sup>; and</li> <li>b. xxx</li> <li>c. xxx</li> </ul>
XXX	XXX

- <sup>1</sup> a) xxx
- b) xxx
- c) xxx <sup>2</sup> a) xxx
- b) xxx
- <sup>3</sup> XXX
- <sup>4</sup> a) xxx
- a) xx
- b) xxx c) xxx
- 5 XXX

# Minimum Documentary Requirements for Peso Deposit Accounts of Non-Residents<sup>1</sup>

	Source of Funds	Documents
1.	Peso proceeds from conversion of inward remittance of convertible FX	Certificate of inward remittance (CIR) of FX and conversion to pesos using the prescribed form under Appendix 10.1 or equivalent document/s issued by the FX receiving and/or converting bank
XXX		XXX
7.	Peso funds of: (i) foreign students enrolled for at least one (1) school term in the Philippines; and (ii) non-resident Filipinos	<ul> <li>a. xxx</li> <li>b. (i) If funded by inward remittance of FX: CIR of FX and conversion to pesos using the prescribed form under Appendix 10.1 or equivalent document/s issued by the FX receiving and/or converting bank; or (ii) xxx (iii) xxx</li> </ul>
XXX		XXX

# Minimum Documentary Requirements<sup>1</sup> for the Sale of Foreign Exchange (FX) Relating to Inward and Outward Investments

# I. For Inward Investments by Non-Residents

	Purpose	Documents Required
	Capital Repatriation for Investments:	
	In instruments registered with BSP under	
	xxx iv. Equity securities issued onshore by residents that are not listed at an onshore exchange	a. xxx b. xxx c. xxx
	<ul> <li>Debt securities issued onshore by private sector residents that are not listed at an onshore exchange and not covered by the provisions of Part Three, Chapter I of the FX Manual</li> </ul>	a. BSRD²; and b. xxx
	vi. Investment funds created onshore by residents	a. BSRD <sup>2</sup> ; and b. xxx
	XXX	XXX
	ix. Instruments issued by residents and non-residents which are not covered by Sections 33, 34 and the provisions of Part Three, Chapter I of the FX Manual (Loans/Borrowings and Guarantees), and not contrary to applicable laws, rules and regulations	a. xxx b. xxx
	xxx	XXX
2.	In instruments registered with the BSP th	prough AABs under Section 37
	i. Debt securities issued onshore by the National Government and other public sector entities	<ul> <li>a. In case the FX selling AAB is also the registering AAB: Proof of receipt of the report submitted by the registering AAB to the BSP<sup>3</sup>; or</li> <li>In case the FX selling AAB is not the registering AAB: Letter Advice from the registering AAB; and</li> <li>b. xxx</li> </ul>
	<ul> <li>ii. Equity securities issued onshore by residents that are listed at an onshore exchange</li> <li>iii. Debt securities issued onshore by private sector residents that are listed at an onshore exchange and not covered by the provisions of Part Three, Chapter I of the FX Manual</li> <li>iv. Exchange Traded Funds (ETFs) issued/created onshore by residents</li> <li>v. PDRs that are listed at an onshore</li> </ul>	<ul> <li>a. In case the FX selling AAB is also the registering AAB: Proof of receipt of the report submitted by the registering AAB to the BSP<sup>3</sup>; or</li> <li>In case the FX selling AAB is not the registering AAB: Letter Advice from the registering AAB; and</li> <li>b. xxx</li> </ul>
	<ul> <li>v. PDRs that are listed at an onshore exchange</li> <li>vi. Peso time deposits with an AAB</li> </ul>	a. In case the FX selling AAB is also the
	with a maturity of at least 90 days	registering AAB: Proof of receipt of the report submitted by the registering AAB to the BSP <sup>3</sup> ; or
		In case the FX selling AAB is not the registering AAB: Letter Advice from the registering AAB; and

<sup>&</sup>lt;sup>1</sup> xxx

<sup>&</sup>lt;sup>2</sup> xxx

<sup>&</sup>lt;sup>3</sup> Issued by the BSP-International Operations Department (IOD) starting from the date of issuance of Circular No. \_\_\_\_

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Purpose	Documents Required
i uipose	b. xxx
vii. Equity securities issued onshore or offshore by non-residents that are listed at an onshore exchange	<ul> <li>a. In case the FX selling AAB is also the registering AAB: Proof of receipt of the report submitted by the registering AAB to the BSP<sup>3</sup>; or</li> <li>In case the FX selling AAB is not the</li> </ul>
	registering AAB: Letter Advice from the registering AAB; and b. xxx
viii. Debt securities issued onshore by non-residents that are listed at an onshore exchange	a. In case the FX selling AAB is also the registering AAB: Proof of receipt of the report submitted by the registering AAB to the BSP <sup>3</sup> ; or
	In case the FX selling AAB is not the registering AAB: Letter Advice from the registering AAB; and b. xxx
ix. Instruments under Section 37.1 (a-h) used as collateral involving transfer of legal/beneficial ownership of the collateral to the non-resident investor	a. In case the FX selling AAB is also the registering AAB: Proof of receipt of the report submitted by the registering AAB to the BSP <sup>3</sup> ; or
	In case the FX selling AAB is not the registering AAB: Letter Advice from the registering AAB; and b. xxx
3. xxx	a. xxx b. xxx c. xxx
<ul> <li>B. Remittance of related earnings on BSP-registered investments of non-residents</li> </ul>	a. For investments registered with BSP under Section 36: BSRD <sup>2</sup> ; or
	For investments registered with the BSP through AABs under Section 37: Proof of receipt of the report submitted by the registering AAB to the BSP <sup>3</sup> (in case the FX selling AAB is also the registering AAB) or Letter Advice from the registering AAB (in case the FX selling AAB is not the registering AAB); and b. xxx.
	For investments registered with BSP under Section 36 - Computation of the peso amount to be converted to FX using the prescribed format (Annex N).

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# III. For Other Transactions

Purpose	Documents Required
XXX	XXX
C. Settlement of FX obligations/ payables of residents to non-resident investors relative to FX-denominated equity and debt securities issued by residents that are not covered by the provisions of Part Three, Chapter I of the FX Manual (Loans/Borrowings and Guarantees)	XXX
ххх	XXX

# Minimum Documentary Requirements<sup>1</sup> for the Sale of Foreign Exchange (FX) Relating to Import Transactions

Mode of Payment	Documents Required <sup>2</sup>		
1. Letter of Credit (LC), Docume	nts against Payment (DP) or Documents against		
Acceptance (DA)	Acceptance (DA)		
ххх	XXX		
b. In case the FX selling AAB/AAB	a. xxx		
forex corp is not the issuing/	b. xxx		
booking/availment reporting	c. Certification from the issuing/booking/reporting		
AAB	AAB signed by the AAB's authorized signatory		
	(addressed to individual FX selling AABs or AAB		
	forex corps) or equivalent document/s indicating		
	the: (i) amount of the outstanding FX trade		
	obligations; (ii) amount of FX intended to be		
	purchased; and (iii) Bank Reference Number		
	(BRN) for DA importation.		
XXX 4. Open Account (OA)	XXX		
XXX	XXX		
b. In case the FX selling/ remitting AAB is not the	a. xxx b. xxx		
reporting AAB	b. xxx c. Certification from the reporting AAB		
	signed by the AAB's authorized signatory		
	(addressed to individual FX selling AABs or AAB		
	forex corps) or equivalent document/s indicating		
	the: (i) amount of the outstanding FX trade		
	obligations; (ii) amount of FX intended to be		
	purchased; and (iii) BRN for OA importation.		
5. Digital payments through	a. Certified true copy of the contract/agreement <sup>3</sup> or		
e-commerce market	equivalent document/s between the		
participants	counterparty and e-commerce market		
	participant/s (e.g., service agreement between		
	merchants and payment platforms, netting		
	agreement/s); and		
	b. xxx		

<sup>1</sup> a) xxx

- b) xxx
- <sup>2</sup> a) xxx
- b) xxx
- c) xxx d) xxx
- <sup>3</sup> XXX

## Guidelines Covering Inward Investments under Section 36 of the FX Manual

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## III. Reporting

1. xxx

2. In case the FX selling AAB is different from the remitting AAB, the FX selling AAB shall submit to BSP-IOD its Report on Foreign Investments Registered with the BSP (Annex X) within five (5) banking days from date of FX sale, with supporting documents listed under Appendix 1.4 of the FX Manual and the original BSRD<sup>1</sup> for inward investments that have been fully divested by the non-resident investor. The non-resident investor or his resident agent/authorized representative shall disclose to the remitting bank the intended purpose of the FX remittance and other pertinent information necessary to allow reporting by the remitting bank of the transaction under its Report on Foreign Investments Registered with the BSP (Annex X). The remitting bank shall submit such report within five (5) banking days from date of FX remittance.

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# Guidelines Covering Inward Investments under Section 37 of the FX Manual

The following guidelines shall apply to registration, repatriation/ remittance, and reporting of inward investments under Section 37 of the FX Manual:

# I. Registration with the BSP through registering AABs<sup>1</sup>

1. Investments under Section 37 made by the non-resident investor shall be registered upon: (i) submission by the non-resident investor, or his duly authorized representative to the registering AAB of the applicable supporting documents (i.e., proof of funding and investment made) under Appendix 10.C of the FX Manual and a duly accomplished "Authority to Disclose Information" form under Appendix 10.4; and (ii) reporting thereof by the registering AAB to the BSP using the Report on Foreign Investments Registered with the BSP through AABs (Annex R) and confirmation of receipt of the report submitted by the registering AAB to the BSP.

2. To facilitate the reporting of each investment of the non-resident to the BSP by the registering AAB, a single BSP Reference Number<sup>2</sup> shall be issued by a registering AAB to a non-resident investor for all his investments in instruments under Section 37.1 of the FX Manual, except for item g thereof. A separate BSP Reference Number shall be issued to a non-resident investor exclusively for all investments in the following:

- a. Securities issued by non-residents and are listed at an onshore exchange<sup>3</sup> (with the suffix "NR" in the BSP Reference Number); and
- b. Instruments under Section 37 of the FX Manual funded by peso proceeds of non-residents' securities listed at an onshore exchange<sup>3</sup> (with the suffix "P" in the BSP Reference Number).

3. For initial registration<sup>4</sup>, the registering AABs shall submit to BSP-IOD at iod\_imag\_fi\_aab@bsp.gov.ph, the BSP Reference Number issued in the name of the non-resident investor using the Report on Foreign Investments Registered with the BSP through AABs (Annex R), together with the Authority to Disclose Information (Appendix 10.4), within two (2) banking days from actual settlement date or date of compliance with Appendix 10.C.

The supporting documents (e.g., those listed under Appendix 10.C of the FX Manual) shall remain in the custody of the registering AABs but shall be made available upon request by the BSP for verification purposes.

4. All changes in the investments<sup>4</sup> (e.g., additional investments, reduction in investments, stock/property dividend distribution, transfers) shall be reflected in the records of the investor maintained by the registering AABs.

<sup>&</sup>lt;sup>1</sup> xxx

<sup>&</sup>lt;sup>2</sup> Formerly the BSRD Number. The BSP Reference Number follows the same field format as the BSRD Number, i.e., AXXXXX-BBBB where "AXXXXXX" is the pre-assigned alphanumeric BSP Reference Number for the non-resident investor's account with the registering AAB, and "BBBB" is the numeric code assigned by the BSP to the registering AABs of the account.

<sup>&</sup>lt;sup>3</sup> XXX

<sup>&</sup>lt;sup>4</sup> XXX

## ххх

Transactions<sup>5</sup> pertaining to investments funded by inward remittance of FX and repatriation shall be reported to the BSP-IOD by the registering AAB within two (2) banking days from actual settlement date or date of compliance with Appendix 10.C or actual remittance date (as applicable) under the Report on Foreign Investments Registered with the BSP through AABs (Annex R).

# 5. xxx

6. For instruments used as collateral acquired from non-residents and residents involving transfer of legal/beneficial ownership of the collateral to the non-resident investor/transferee/lender, the registering AAB shall: (a) annotate the ledger of the original non-resident investor/transferor/ borrower to reflect such transfer; and/or (b) issue a new BSP Reference Number (in case the new non-resident investor/transferee/lender has no existing BSP Reference Number) or annotate the ledger (in case new non-resident investor/transferee/ lender has an existing BSP Reference Number), to allow servicing using FX resources of AABs/AAB forex corps by the new non-resident investor/transferee of earnings accruing on the transaction/arrangement involved.

## ххх

Upon the termination of the contract (as applicable) where the new non-resident investor/transferee/lender shall return the same or equivalent securities to the original investor/transferor/borrower, the registering AAB shall annotate the ledger of the new non-resident investor/transferee/lender to cancel the registration of the same or equivalent securities to be returned to the original investor/transferor/borrower. The registering AAB shall annotate the ledger of the original non-resident investor/borrower for the securities returned.

# II. Repatriation of capital/remittance of related earnings

1. AABs/AAB forex corps may sell FX to the non-resident investor or his authorized representative (whether resident or non-resident) without prior BSP approval the equivalent of peso sales/divestment proceeds and related earnings from BSP-registered inward investments for remittance to the non-resident investor/intended beneficiary (whether onshore or offshore) evidenced by the supporting documents listed under Appendix 1.4 of the FX Manual.

2. In cases when the FX sale/repatriation/remittance will be done by an AAB that is not the registering AAB, the latter shall issue<sup>6</sup> a Letter Advice<sup>7</sup> (LA) [using the prescribed form under Appendices 10.3A or 10.3B, as applicable] authorizing the FX selling/remitting AAB to use (in full or partially) the outstanding investments covered by the BSP Reference Number/s. The remitting AAB shall only effect the remittance evidenced by the supporting documents listed under Appendix 1.4 of the FX Manual.

<sup>6</sup> XXX

<sup>&</sup>lt;sup>5</sup> Refer to items 11.A and 11.B of Appendix 11.1B for the list of transactions to be reported

<sup>&</sup>lt;sup>7</sup> Registering AABs may issue the LA in electronic form

3. An LA may also be issued by a registering AAB in favor of another registering AAB for: (a) transactions involving peso sales proceeds of a registered investment which will: (i) fund a new investment to be registered by the latter; and (ii) be deposited in the non-resident investor's account with the latter bank; (b) transfer of registered foreign investments; and (c) transfer of funds in interim peso deposit accounts (IPDs).

4. Each LA shall have a validity of one (1) month from its issuance/reissuance date. An unutilized and expired LA shall be applied for reissuance with the originating registering AAB until fully utilized/cancelled.

An expired LA can no longer be used for: (a) FX sale by AABs/AAB forex corps to service capital repatriation/remittance of earnings; or (b) transfer of peso sales proceeds of a registered investment to an AAB other than the originating registering AAB for: (i) registration of a new investment; or (ii) deposit to the IPD account of a non-resident; or (c) transfer of registered foreign investments; or (d) transfer of funds between IPDs of a non-resident investor in different registering AABs.

Lost and unutilized LA shall be applied for replacement with the originating registering AAB supported by an Affidavit of Loss. The affidavit of loss should attest to the following: (i) loss of the LA; (ii) the reason/circumstances surrounding the loss; (iii) affirmation that diligent search for the document/s declared lost has been done; (iv) the investment remains intact and exists to date; and (v) the BSP Reference Number/s and date/s, as applicable.

# III. Reporting

1. All transactions on registered investments shall be reported by the registering/remitting AABs to BSP-IOD at iod\_imag\_fi\_aab@bsp.gov.ph<sup>8</sup> within two (2) banking days from: (i) actual settlement date or date of compliance with Appendix 10.C (for the Newly-issued BSP Reference Number and Inward Investment sheets); or (ii) actual remittance date (for the Repatriation sheet) under the Report on Foreign Investments Registered with the BSP through AABs<sup>9</sup> (Annex R), together with the Report on Funding for Foreign Investments Registered with the BSP through AABs<sup>9</sup> (Annex S] (as applicable).

The AABs shall make available the documents (e.g., those listed in Appendix 1.4) upon request by the BSP for verification purposes.

2. Registering AABs shall likewise submit to the BSP-IOD at iod-pid@bsp.gov.ph the following, using the prescribed forms:

a. Report on Foreign Direct Investments Registered with the BSP through AABs (Annex AD) on a monthly basis within five (5) banking days from end of reference month; and

<sup>&</sup>lt;sup>8</sup> The subject line of the email shall indicate the following: Report on Foreign Investments Registered with the BSP through AABs <bank name> <report date>. This format shall likewise be the filename convention for the attached report

<sup>&</sup>lt;sup>9</sup> In accomplishing the report, AABs shall be guided by Appendix 11.1B.

b. Report on Outstanding Balances of Foreign Investments Registered with the BSP through AABs (Annex AB) on a quarterly basis within 15 banking days from end of reference quarter.

# Supporting Documents<sup>1</sup> for Registration of Inward Investments

Registration of inward investments (either with the BSP or registering AABs) shall be supported by proof of funding and the actual investment made by the non-resident investor as indicated below:

		Form of Funding	Proof of Funding			
Α.	In	cash				
		XXX	XXX			
	3.	FX payments made offshore between non-residents for transfer of onshore investments	Proof of funding of initial onshore investment and subsequent FX payment made offshore for transfer of said investment to another non-resident -			
			a. If transferred investment was registered:			
			<ul> <li>i. For inward investments covered by Section 36 of the FX Manual: BSRD<sup>2</sup>; or</li> <li>ii. For inward investments covered by Section 37 of the FX Manual: Proof of receipt of the report submitted by the registering AAB to the BSP<sup>3</sup> (in case the FX selling AAB is also the registering AAB) or Letter Advice from the registering AAB (in case the FX selling AAB is not the registering AAB); or</li> </ul>			
			<ul> <li>If transferred investment was not registered: Document showing funding for transferred investment; and</li> <li>b. Deed of Transfer/Deed of Assignment/Sale/covering agreement, or equivalent document; xxx; and</li> <li>c. Certificate Authorizing Registration issued by the Bureau of Internal Revenue evidencing the transfer of the investment between non-residents relative to investments in instruments under Section 36 of the FX Manual (as applicable).</li> </ul>			
		XXX	XXX			
	5.	Reinvestment of peso divestment/ sales proceeds or related earnings of investment a. For divestment/sales proceeds	Proof of funding for the previous investment and proof of divestment/sale or earnings (as applicable) – a. If previous investment was registered:			
		a. Tor arrestment/sales proceeds	<ul> <li>i. For inward investments covered by Section 36 of the FX Manual: BSRD<sup>2</sup>; or</li> <li>ii. For inward investments covered by Section 37 of the FX Manual: Proof of receipt of the report submitted by the registering AAB to the BSP<sup>3</sup> (in case the FX selling AAB is also the registering AAB) or Letter Advice from the registering AAB (in case the FX selling AAB is not the registering AAB); or</li> </ul>			

# I. Proof of funding

<sup>&</sup>lt;sup>1</sup> xxx

<sup>&</sup>lt;sup>2</sup> XXX

<sup>&</sup>lt;sup>3</sup> Issued by the BSP-International Operations Department (IOD) starting from the date of issuance of Circular No. \_\_\_\_

Form of Funding	Proof of Funding
	If previous investment was not registered:
	Document showing funding of previous
	investment; and
	b. xxx
b. For earnings	a. If previous investment was registered:
	i. For inward investments covered by
	Section 36 of the FX Manual: BSRD <sup>4</sup> ; or
	ii. For inward investments covered by
	Section 37 of the FX Manual: Proof of receipt of the report submitted by the
	registering AAB to the BSP <sup>3</sup> (in case the
	FX selling AAB is also the registering
	AAB) or Letter Advice from the
	registering AAB (in case the FX selling
	AAB is not the registering AAB); or
	If previous investment was not registered:
	Document showing funding of previous
	investment; and b. xxx
xxx	D. XXX XXX
7. Exercise of conversion rights to	a. If initial investment (e.g., PDR) was
underlying shares [e.g., under	registered:
Philippine Depository Receipts	
(PDRs)]	i. For inward investments covered by
	Section 36 of the FX Manual: BSRD <sup>2</sup> ; or ii. For inward investments covered by
	Section 37 of the FX Manual: Proof of
	receipt of the report submitted by the
	registering AAB to the BSP <sup>3</sup> ; or
	If initial investment was not registered:
	Document showing funding of the initial
	investment; and
B. In kind	b. xxx
XXX	XXX
3. Stock and/or property dividends	Proof of funding for existing investment and
accruing from onshore investments	proof of declaration -
	a. If base/mother shares were registered:
	i. For inward investments covered by
	Section 36 of the FX Manual: BSRD <sup>4</sup> ; or
	ii. For inward investments covered by
	Section 37 of the FX Manual: Proof of
	receipt of the report submitted by the registering AAB to the BSP <sup>3</sup> (in case the
	FX selling AAB is also the registering
	AAB) or Letter Advice from the
	registering AAB (in case the FX selling
	AAB is not the registering AAB); or
	If base/mother/original shares was not
	registered: Document showing funding of
	existing investment; and
	b. xxx
4. Shares (e.g., share swap)	Onshore shares:
	a. If investment was previously registered:
	i. For inward investments covered by
	Section 36 of the FX Manual: BSRD <sup>2</sup> ; or

	Form of Funding		Proof of Funding
			ii. For inward investments covered by Section 37 of the FX Manual: Proof of receipt of the report submitted by the registering AAB to the BSP <sup>3</sup> (in case the FX selling AAB is also the registering AAB) or Letter Advice from the registering AAB (in case the FX selling AAB is not the registering AAB); or
		b.	If investment was not previously registered: Document showing proof of investment in shares to be invested; and xxx
		Off	shore shares:
		ххх	(
C.	Others not falling under Items A and B (e.g., stock splits/reverse stocksplits, uplifted shares, investments made prior to 15 March 1973)	a.	For inward investments covered by Section 36 of the FX Manual: BSRD <sup>2</sup> (if applicable); or
			For inward investments covered by Section 37 of the FX Manual: Proof of receipt of the report submitted by the registering AAB to the BSP <sup>3</sup> (as applicable); and
		b.	XXX
		с.	xxx
		d.	XXX
		e.	Document effecting the change in registered investment; or
		f.	XXX
		g.	XXX

# II. Proof of investment

Type of Investment	Proof of Investment by Non-resident Investor			
A. Instruments for registration with the BS	SP under Section 36			
1. Assigned capital/operational working fund/contributed capital (Section 33.1.a)	<ul> <li>a. For Philippine branches/representative office/regional operating headquarters (HQ) or regional area HQ: (i) Philippine Securities and Exchange Commission (SEC) License To Do Business (as applicable); (ii) latest General Information Sheet (GIS) duly received by SEC (as applicable); (iii) applicable SEC form/s required under Republic Act No. 7042 [Foreign Investments Act of 1991 (FIA)], as amended, duly received by the SEC; and (iv) other regulatory/board clearances/approvals (as applicable);</li> </ul>			
	For investee firms that are partnerships: (i) Certificate of Registration with the Philippine SEC - Articles of Partnership and amendments thereto (as applicable); (ii) latest General Information Sheet (GIS) duly received by SEC (as applicable); (iii) applicable SEC form/s required under the FIA duly received by the SEC; and (iv) other regulatory/board clearances/ approvals (as applicable);			
	***			

Type of Investment			Proof of Investment by Non-resident Investor			
	.,	b.	xxx			
		C.	XXX			
ХХХ		ххх				
	Equity securities issued onshore by residents that are not listed at an onshore exchange [Section 33.3.a.(i)]	a. b.	For investee firms that are corporations: (i) Certificate of Registration with the Philippine Securities and Exchange Commission (SEC) - Articles of Incorporation and amendments thereto (as applicable); (ii) latest General Information Sheet (GIS) duly received by SEC (as applicable); (iii) applicable SEC form/s required under the FIA duly received by the SEC; and (iv) other regulatory/board clearances/approvals (as applicable); For investments prior to 15 March 1973 without Stock Transfer Agent's Certificate: Document evidencing existence and purchase/acquisition of onshore legitimate investments by non-residents, or equivalent document XXX			
		С.	XXX			
XXX		XXX				
	Instruments issued by residents and non-residents which are not covered by Sections 33, 34 and the provisions of Part Three, Chapter I of the FX Manual (Loans/Borrowings and Guarantees), and not contrary to applicable laws, rules and regulations (Section 35)	xxx				
XXX		ххх				
B. Inst	ruments for registration with the BS	SP th	rough AABs under Section 37			
ххх		ххх				
	Instruments under Section 37.1 (a-h) used as collateral involving transfer of legal/beneficial ownership of the collateral to the non-resident investor	XXX				

# APPENDIX 10.2 Reserved

# [Template for single investor]

# lssuing Bank's Letterhead> Letter Advice (LA)

Date: <u><date of issuance (DD-MMM-YYYY)</u>≥ Issuing Bank's Ref. No.: \_\_\_\_\_

<<u>Name of the receiver of the LA></u>

Purpose: (please check appropriate box/es)

- Repatriation of capital/divestment proceeds
- **D** Remittance of dividends/earnings
- **Q** Reinvestment of capital/divestment proceeds or earnings
- **Transfer of registered foreign investments**
- Others: (please specify) \_\_\_\_\_

Gentlemen:

Please be advised that as instructed by our non-resident client, <u><Name</u> <u>of client></u> on \_\_\_\_\_\_ and to support the purpose/s stated above, your bank is hereby authorized to utilize the indicated number of shares/PHP amount under the following BSP Reference No/s.:

Capital:

BSP Reference No.	Investment ID	No. of Base/ Mother Shares/Face Amount/Amount

Dividends/Earnings:

BSP Reference No.	Investment ID	No. of Base/ Mother Shares/Face Amount/Amount	Dividend Rate	Net Amount in PHP	

This LA is valid for one (1) month from date of issuance and may be renewed with the originating registering AAB.

Signature of Authorized Bank Officer over Printed Name

Position

Company Tel. No.: \_\_\_\_\_ Company Email Address: \_\_\_\_\_

# **Guidelines/Instructions for Filling Out the Letter Advice (LA)**

# I. GENERAL INSTRUCTIONS

- 1. An LA<sup>1</sup> shall be issued by a registering authorized agent bank (AAB) if there is an intended outward remittance/repatriation that shall be effected through an AAB other than the registering AAB. This LA authorizes the FX selling/remitting bank to use (in full or partially) the shares/amount indicated therein.
- 2. An LA may also be issued by a registering AAB in favor of another registering AAB for: (a) transactions involving peso sales proceeds of a registered investment which will: (i) fund a new investment to be registered by the latter; and (ii) be deposited in the non-resident investor's account with the latter bank; (b) transfer of registered foreign investments; and (c) transfer of funds in interim peso deposit accounts (IPDs).
- 3. Each LA shall have a validity of one (1) month from its issuance/reissuance date. An unutilized and expired LA shall be applied for reissuance with the originating registering AAB until fully utilized/cancelled.

An expired LA can no longer be used for: (a) FX sale by AABs/AAB forex corps to service capital repatriation/remittance of earnings; or (b) transfer of peso sales proceeds of a registered investment to an AAB other than the originating registering AAB for: (i) registration of a new investment; or (ii) deposit to the IPD account of a non-resident; or (c) transfer of registered foreign investments; or (d) transfer of funds between IPDs of a non-resident investor in different registering AABs.

Lost and unutilized LA shall be applied for replacement with the originating registering AAB supported by an Affidavit of Loss. The affidavit of loss should attest to the following: (i) loss of the LA; (ii) the reason/circumstances surrounding the loss; (iii) affirmation that diligent search for the document/s declared lost has been done; (iv) the investment remains intact and exists to date; and (v) the BSP Reference Number/s and date/s, as applicable.

## **II. SPECIFIC INSTRUCTIONS**

1. BSP REFERENCE NO. - refers to the pre-assigned number of the registered foreign investments and under which all subsequent transactions shall be recorded.

Field format shall be as follows:

	Investments	Field format
1.	Foreign investments under Section 37.1.a-i, except for item g, of the Manual of Regulations on Foreign Exchange Transactions (FX Manual)	AXXXXXX-BBBB
2.	Non-resident investments in PSE-listed equity securities issued by non-residents	AXXXXXX-BBBBNR

<sup>&</sup>lt;sup>1</sup> Registering AABs may issue the LA in electronic form

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Investments	Field format
3. Investment by non-resident issuer of Peso proceeds from PSE-listed equity securities	AXXXXXX-BBBBP

Where, "AXXXXXX" is the pre-assigned alphanumeric BSP Reference Number for the foreign investor's account with the registering AABs, and "BBBB" is the numeric code assigned by the BSP to the registering AABs of the account (e.g., Citibank's BSP Reference Number A007001 will be displayed as A007001-0080).

 INVESTMENT ID - refers to the alpha code/stock symbol of the security assigned by the Philippine Stock Exchange (PSE) which will be the only acceptable standard. For government securities (GS), indicate the applicable codes like TBIL, FXTN, RTB. For 90-day peso time deposits, indicate TD. For IPDs, indicate IPD and the following applicable fund source codes (e.g., IPD-PSE, IPD-Peso GS):

Code	Particulars					
PSE	PSE-listed equity securities issued by residents excluding ETFs and PDRs [Section 33.3.a.(ii) of the FX Manual]					
Peso GS	Peso-denominated debt securities issued onshore by the National Government and other public sector entities (Section 33.2 of the FX Manual)					
Peso TD	Peso time deposits with an AAB with a maturity of at least 90 days (Section 33.4 of the FX Manual)					
ETF	Exchange Traded Funds issued/created onshore by residents (Section 33.3.c of the FX Manual)					
PDRs	Philippine Depositary Receipts whether not listed or listed at an onshore exchange [Section 33.3.e.(i) and (ii) of the FX Manual]					
PSE-NR	Equity securities issued onshore or offshore by non-residents that are listed at an onshore exchange (Section 34.1 of the FX Manual)					
PDI	Peso-denominated debt instruments issued onshore by private sector residents listed at an onshore exchange that are not covered by the provisions of Part Three, Chapter I of the FX Manual [Section 33.3.b.(ii) of the FX Manual]					
PDI not listed	Peso-denominated debt instruments issued onshore by private sector residents not listed at an onshore exchange that are not covered by the provisions of Part Three, Chapter I of the FX Manual [Section 33.3.b.(i) of the FX Manual]					
PDI-NR	Peso-denominated debt instruments issued onshore by non-residents that are listed at an onshore exchange (Section 34.2.b of the FX Manual)					
UITF	Peso-denominated Unit Investment Trust Fund issued onshore by residents (Section 33.3.d of the FX Manual)					
MF	Peso-denominated Mutual Fund issued onshore by residents (Section 33.3.d of the FX Manual)					

- 3. NO. OF BASE/MOTHER SHARE/FACE AMOUNT/AMOUNT refers to the following:
  - For PSE-listed securities number of shares that have been sold by the investor/s or transferred;
  - For GS face value of the securities that have been sold/matured;
  - For TD maturity value of the time deposit; and
  - For IPD amount utilized to purchase additional investment/s, transferred to another registering AAB or to fund an intended outward remittance/repatriation.
- 4. DIVIDEND RATE refers to the rate announced by the investee firm which declared the dividends.

5. NET AMOUNT IN PHP – refers to dividend/earnings (net of tax) accruing to registered investments to fund additional investments or lodge to an IPD account of the investor with another registering AAB or for repatriation by a remitting AAB other than the registering AAB.

# [Template for multiple investors]

## lssuing Bank's Letterhead> Letter Advice (LA)

Date: <a href="mailto:suance"><a href="mailto:suance"><a href="mailto:bound-yandarighto:bound-yandarig

# <<u>Name of the receiver of the LA></u>

Gentlemen:

Please be advised that as instructed by our non-resident clients and to support the purpose/s stated below, your bank is hereby authorized to utilize the indicated number of shares/PHP amount under the following BSP Reference No/s:

## Client information:

Name of Client	BSP Reference No.		

## **Transaction details:**

BSP Ref. No.	Purpose	Source	Investment ID	No. of Base/Mother Shares/Face Amount/Amount	Dividend Rate <sup>1</sup>	Net Amount in PHP

(May use additional sheet/page, as necessary)

This LA is valid for one (1) month from date of issuance and may be renewed with the originating registering AAB.

Signature of Authorized Bank Officer over Printed Name

Position

Company Tel. No.: \_\_\_\_\_ Company Email Address: \_\_\_\_\_

<sup>&</sup>lt;sup>1</sup> Applicable only to transactions with "Dividend/Earnings" as source

# **Guidelines/Instructions for Filling Out the Letter Advice (LA)**

## I. GENERAL INSTRUCTIONS

- 1. An LA<sup>2</sup> shall be issued by a registering authorized agent bank (AAB) if there is an intended outward remittance/repatriation that shall be effected through an AAB other than the registering AAB. This LA authorizes the FX selling/remitting bank to use (in full or partially) the shares/amount indicated therein.
- 2. An LA may also be issued by a registering AAB in favor of another registering AAB for: (a) transactions involving peso sales proceeds of a registered investment which will: (i) fund a new investment to be registered by the latter; and (ii) be deposited in the non-resident investor's account with the latter bank; (b) transfer of registered foreign investments; and (c) transfer of funds in interim peso deposit accounts (IPDs).
- 3. Each LA shall have a validity of one (1) month from its issuance/reissuance date. An unutilized and expired LA shall be applied for reissuance with the originating registering AAB until fully utilized/cancelled.

An expired LA can no longer be used for: (a) FX sale by AABs/AAB forex corps to service capital repatriation/remittance of earnings; or (b) transfer of peso sales proceeds of a registered investment to an AAB other than the originating registering AAB for: (i) registration of a new investment; or (ii) deposit to the IPD account of a non-resident; or (c) transfer of registered foreign investments; or (d) transfer of funds between IPDs of a non-resident investor in different registering AABs.

Lost and unutilized LA shall be applied for replacement with the originating registering AAB supported by an Affidavit of Loss. The affidavit of loss should attest to the following: (i) loss of the LA; (ii) the reason/circumstances surrounding the loss; (iii) affirmation that diligent search for the document/s declared lost has been done; (iv) the investment remains intact and exists to date; and (v) the BSP Reference Number/s and date/s, as applicable.

## **II. SPECIFIC INSTRUCTIONS**

1. BSP REFERENCE NO. - refers to the pre-assigned number of the registered foreign investments and under which all subsequent transactions shall be recorded.

Investments		Field format
1.	Foreign investments under Section 37.1.a-i, except for item g, of the Manual of Regulations on Foreign Exchange Transactions (FX Manual)	AXXXXXX-BBBB
2.	Non-resident investments in PSE-listed equity securities issued by non-residents	AXXXXXX-BBBBNR
3.	Investment by non-resident issuer of Peso proceeds from PSE-listed equity securities	AXXXXXX-BBBBP

Field format shall be as follows:

<sup>&</sup>lt;sup>2</sup> Registering AABs may issue the LA in electronic form

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Where, "AXXXXXX" is the pre-assigned alphanumeric BSP Reference Number for the foreign investor's account with the registering AABs, and "**BBBB**" is the numeric code assigned by the BSP to the registering AABs of the account (e.g., Citibank's BSP Reference Number A007001 will be displayed as A007001-0080).

- 2. PURPOSE refers to the following applicable purposes of the LA:
  - Repatriation of capital/divestment proceeds;
  - Remittance of dividends/earnings;
  - Reinvestment of capital/divestment proceeds or earnings;
  - Transfer of registered foreign investments; and
  - Others (specify the purpose).
- 3. SOURCE refers to the following applicable source of repatriation:
  - Capital; and
  - Dividends/earnings.
- 4. INVESTMENT ID refers to the alpha code/stock symbol of the security assigned by the Philippine Stock Exchange (PSE) which will be the only acceptable standard. For government securities (GS), indicate the applicable codes like TBIL, FXTN, RTB. For 90-day peso time deposits, indicate TD. For IPDs, indicate IPD and the following applicable fund source codes (e.g., IPD-PSE, IPD-Peso GS):

Code	Particulars	
PSE	PSE-listed equity securities issued by residents excluding ETFs and PDRs [Section 33.3.a.(ii) of the FX Manual]	
Peso GS	Peso-denominated debt securities issued onshore by the National Government and other public sector entities (Section 33.2 of the FX Manual)	
Peso TD	Peso time deposits with an AAB with a maturity of at least 90 days (Section 33.4 of the FX Manual)	
ETF	Exchange Traded Funds issued/created onshore by residents (Section 33.3.c of the FX Manual)	
PDRs	Philippine Depositary Receipts whether not listed or listed at an onshore exchange [Section 33.3.e.(i) and (ii) of the FX Manual]	
PSE-NR	Equity securities issued onshore or offshore by non-residents that are listed at an onshore exchange (Section 34.1 of the FX Manual)	
PDI	Peso-denominated debt instruments issued onshore by private sector residents listed at an onshore exchange that are not covered by the provisions of Part Three, Chapter I of the FX Manual [Section 33.3.b.(ii) of the FX Manual]	
PDI not listed	Peso-denominated debt instruments issued onshore by private sector residents not listed at an onshore exchange that are not covered by the provisions of Part Three, Chapter I of the FX Manual [Section 33.3.b.(i) of the FX Manual]	
PDI-NR	Peso-denominated debt instruments issued onshore by non-residents that are listed at an onshore exchange (Section 34.2.b of the FX Manual)	
UITF	Peso-denominated Unit Investment Trust Fund issued onshore by residents (Section 33.3.d of the FX Manual)	
MF	Peso-denominated Mutual Fund issued onshore by residents (Section 33.3.d of the FX Manual)	

- 5. NO. OF BASE/MOTHER SHARES/FACE AMOUNT/AMOUNT refers to the following:
  - For PSE-listed securities number of shares that have been sold by the investor/s or transferred;
  - For GS face value of the securities that have been sold/matured;
  - For TD maturity value of the time deposit; and

- For IPD amount utilized to purchase additional investment/s, transferred to another registering AAB or to fund an intended outward remittance/repatriation.
- 6. DIVIDEND RATE refers to the rate announced by the investee firm which declared the dividends.
- 7. NET AMOUNT IN PHP refers to dividend/earnings (net of tax) accruing to registered investments to fund additional investments or lodge to an IPD account of the investor with another registering AAB or for repatriation by a remitting AAB other than the registering AAB.

## **APPENDIX 10.4**

# **AUTHORITY TO DISCLOSE INFORMATION**

The undersigned [name of non-resident investor or his duly authorized representative. pursuant to the sworn special authority issued by the non-resident (copy attached<sup>1</sup>)] hereby authorizes:

- 1. [name of custodian bank] to disclose to [name of designated registering/FX selling authorized agent bank (AAB)]<sup>2</sup>; and
- 2. <u>[name of designated registering/FX selling/remitting AAB]</u> to disclose to the Bangko Sentral ng Pilipinas (BSP):

any information that may be required by the BSP relative to any and all investments of <u>[name of non-resident investor]</u> that are held in custody/ registered by the AAB. In this regard, these investments shall cover those existing as of date of the authority, as well as any subsequent investments of said non-resident investor.

It is understood that data compiled by the BSP from such disclosure/ reports/documents may be used in aggregated form only, for statistical and/or policy purposes and shall not be released in disaggregated form.

I declare that: (i) I have read and fully understood the contents of this document; and (ii) this authority is given knowingly, willingly and voluntarily.

Date

Signature over Printed Name

<sup>&</sup>lt;sup>1</sup> XXX

Note: This applies only if the custodian bank is different from the registering/FX selling AAB.

## Guidelines on Filling Out the Report on Foreign Investments Registered with the Bangko Sentral ng Pilipinas (BSP) through Authorized Agent Banks (AABs) [Annex R]

### **Deadline for Submission to BSP-IOD:**

#### IOD FORM - Newly-issued BSP Reference Number:

Within two (2) banking days from actual settlement date or date of compliance with Appendix 10.C of the FX Manual

#### **IOD FORM - Inward Investments**:

Within two (2) banking days from actual settlement date or date of compliance with Appendix 10.C of the FX Manual

#### **IOD FORM - Repatriation:**

Within two (2) banking days from actual remittance date

#### Acronyms:

BSRD -	Bangko Sentral Registration Document
BSP Ref. No	Bangko Sentral ng Pilipinas Reference Number
CIR -	Certificate of Inward Remittance
FCY -	Foreign Currency
<b>FX</b> -	Foreign Exchange
FXTN -	FX Treasury Notes
GS -	Peso Government Securities
IPD -	Interim Peso Deposit
IR -	Inward Remittance
LA -	Letter Advice
PSE -	Philippine Stock Exchange
TBIL -	Treasury Bill
TBOND -	Treasury Bond
TD -	Peso Time Deposit

#### Inquiries about the report may be addressed to:

Investment Management and Analytics Group International Operations Department Bangko Sentral ng Pilipinas Room 301, 5-Storey Bldg. A. Mabini St. corner P. Ocampo St., Manila Tel. Nos.: 708-7106; 708-7110 E-mail Address: **iod-pid@bsp.gov.ph** 

#### INSTRUCTIONS FOR INDIVIDUAL DATA FIELDS

The report shall follow the file structure attached hereto. Individual fields shall be filled out as follows:

#### 1. BSP Reference No.

The pre-assigned number covering registered foreign investments and under which all subsequent transactions shall be recorded.

Field format shall be as follows:

	Investments	Field format
1.	Foreign investments under Section 37.1.a-i, except for item g, of the Manual of Regulations on Foreign Exchange Transactions (FX Manual)	AXXXXXX-BBBB
2.	Non-resident investments in PSE-listed equity securities issued by non-residents	AXXXXXX-BBBBNR
3.	Investment by non-resident issuer of Peso proceeds from PSE-listed equity securities	AXXXXXX-BBBBP

Where, "AXXXXXX" is the pre-assigned alphanumeric BSP Reference Number for the foreign investor's account with the registering AABs, and "BBBB" is the numeric code assigned by the BSP to the registering AAB (e.g., Citibank's BSP Reference Number A007001 will be displayed as A007001-0080).

#### 2. BSP Reference Number Issuance Date

Date when the BSP Reference Number was assigned.

#### 3. Name of Foreign Investor

Non-resident entity to which BSP Reference Number was assigned to.

#### 4. Country Code

For registrations: The country code where the investor is operating. Please refer to reference libraries incorporated in the template.

#### 5. Securities Account Number

Corresponding account in custody of the registering AAB.

#### 6. Common/Trade Name of the Foreign Investor

Refers to an abbreviated title that is written out in full or widely known name used by the foreign investor in its day-to-day business.

#### 7. Name of Ultimate Beneficiary of the Foreign Investor

Name of underlying client of the foreign investor on record.

#### 8. Transaction No.

The numeric sequential order of a transaction.

#### 9. Reckoning Date

Date when transaction is ready for reporting to BSP-IOD.

#### 10. Basis of Reckoning Date

Either actual settlement date or date of compliance with Appendix 10.C of the FX Manual

# 11. Transaction Code

Classify according to the following transaction codes:

#### A. Inward Investments Funded by IR of FX

- 101.0 Pertains to accounts covered by a new BSP Reference Number issued by a registering AAB.
- 101.1 Pertains to investments, covered by a new BSP Reference Number, arising from conversion of convertible securities to shares listed at an onshore exchange.
- 201.0 Additional investments covered by an existing BSP Reference Number issued by a registering AAB.
- 208.0 Additional investments covered by an existing BSP Reference Number arising from corporate action/s.
- 213.0 Additional investments resulting from conversion of convertible securities.

For each of the abovementioned transaction codes, use a single line-item entry and fill out all the fields under the corresponding columns of the report template.

#### **B.** Repatriation<sup>1</sup>

- 301.0 Outward remittance of divestment proceeds from BSP-registered investments in Peso government securities.
- 302.0 Outward remittance of divestment proceeds from BSP-registered investments in PSE-listed securities.
- 303.0 Outward remittance of divestment proceeds from BSP-registered investments in Peso time deposits.
- 304.0 Outward remittance of divestment proceeds from BSP-registered investments in Exchange Traded Funds.
- 305.0 Outward remittance of divestment proceeds from BSP-registered investments in Philippine Depositary Receipts.
- 306.0 Outward remittance of divestment proceeds from BSP-registered investments in other instruments.
- 307.0 Outward remittance of excess FX funding for instruments under Section 37.1 of the FX Manual.

Including IPDs

For each of the abovementioned transaction codes, use a single line-item entry and fill out all the fields under the corresponding columns of the report template.

### C. Other Transaction Codes<sup>2</sup>

- 102.0 Pertains to reinvestments covered by a new BSP Reference Number, funded by sales proceeds of investments, issued by another registering AAB.
- 103.0 Pertains to reinvestments covered by a new BSP Reference Number, funded by cash dividends/coupon payments, accruing to investment issued by another registering AAB.
- 104.0 Pertains to investments covered by a new BSP Reference Number, arising from transfers of investments, and issued by the same or another registering AAB, including IPD funds.
- 104.1 Pertains to investments covered by a new BSP Reference Number transferred from a BSRD issued directly by the BSP.
- 105.0 Pertains to new BSP Reference Number issued by a registering AAB covering the consolidation or replacements of old BSRD/s.
- 106.0 Pertains to investments under a new BSP Reference Number issued by a registering AAB covering other modes of funding under the FX Manual.
- 202.0 Additional investments funded by sales proceeds from registered investments (reinvestment).
- 203.0 Additional investments funded by cash dividends accruing to registered investments.
- 204.0 Additional investments funded by IPDs.
- 205.0 Stock dividends accruing to registered investments.
- 206.0 Transfer of investments from one BSP Reference Number to another BSP Reference Number within the same registering AAB.
- 207.0 Transfer of investments from BSP Reference Number by another registering AAB to the existing BSP Reference Number issued by the current registering AAB.

<sup>&</sup>lt;sup>2</sup> These transaction codes are not required to be reported under Annex R but shall only be used for ledger recording purposes.

- 209.0 Changes to registered investments due to stock splits.
- 210.0 Changes to registered investments due to reverse stock splits.
- 211.0 Peso sales proceeds of registered investments deposited to IPDs.
- 212.0 Cash dividends and coupon payments accruing to registered investments deposited in IPDs.
- 214.0 Property dividends accruing on registered investments.
- 215.0 Additional investments transferred from a BSRD issued directly by the BSP to a BSP Reference Number issued by a registering AAB.
- 216.0 Roll-over of registered peso time deposits (TD).
- 217.0 Additional investment arising from entitlement to bonus warrant.
- 218.0 Additional investments under an existing BSP Reference Number issued by a registering AAB covering other modes of funding under the FX Manual.
- 401.0 Reduction in registered investments wherein sales proceeds thereon were reinvested under a BSP Reference Number issued by another registering AAB.
- 402.0 Contra account for reinvestments funded by cash dividends/coupon payments under a BSP Reference Number issued by a registering bank accruing on registered investments under a BSP Reference Number issued by another registering AAB.
- 402.1 Consolidation into or replacement of old BSRD/s with new BSP Reference Number.
- 403.0 Reduction in registered investments resulting from transfers of the same, covered by a BSP Reference Number issued by another registering AAB, including IPDs.
- 404.0 Reduction in the number of shares as a result of a corporate action/event.
- 405.0 Outstanding shares entitled to a bonus warrant.
- 406.0 Contra account arising from property dividend accruing to registered investments.

- 407.0 Reduction in investment under BSRD issued directly by the BSP as a result of transfer to a BSP Reference Number issued by registering AAB.
- 408.0 Reduction in registered investment arising from conversion of convertible securities to shares listed at an onshore exchange.

## 12. Investment ID

The alpha code/stock symbol of the security assigned by the Philippine Stock Exchange (PSE) which will be the *only acceptable standard*. For government securities, use applicable codes like TBIL, FXTN, TBOND. For 90-day Peso bank time deposits, use TD, and for interim peso deposits, use IPD.

# 13. Actual Settlement Date

The settlement date of the securities transaction, whether purchase or sale.

# 14. CIR No.

(Note: Please assign one unique CIR number for every conversion to PHP of inward FX remittance received)

The bank-assigned number for the CIR covering the FX inward remittance. Field format is YYYY-NNNNN-BBBBBBBBBBBBB where:

YYYY - is the year the CIR is issued.

NNNNN - is the series number of the CIR

BBBBBBBBBB - is the BSP assigned numeric bank code

### 15. Foreign Currency Symbol (FCY Symbol)

- For registrations: The standard currency code of the original foreign currency that funded the investment.
- For remittances: The standard currency code of the foreign currency that was sold to the investor/s for repatriation of capital/remittance of earnings.

Please refer to reference libraries incorporated in the template.

### 16. Amount - Foreign Currency (FCY)

- For registrations: The actual foreign currency amount in original currency that funded the investment.
- For remittances: The amount of FCY sold to the investor/s for capital repatriation/remittance of earnings.

### 17. Amount - US\$ Equivalent

Refers to the US\$ equivalent of the FX remitted (net of receiving bank's charges)

### 18. New/Additional Shares/Units/Face Amount/Amount

- For equity instruments new/additional shares
- For fixed-income/debt securities face amount
- For UITF/MF number of units
- For other instruments (e.g., Peso time deposit) PHP amount

### 19. Utilized

The settlement amount in terms of Philippine Pesos.

# 20. International Securities Identification Number (ISIN)/Certificate of Time Deposit (CTD)

The internationally assigned identification number for the securities. ISIN must be provided for investment ID codes (e.g., TBIL, FXTN, TBOND or RTB). Leave the field blank for PSE-listed shares.

For CTD - Number assigned by the bank for placement in Peso time deposits.

### 21. Issue Date

The date when GS/TD/other Peso-denominated debt instruments was issued.

#### 22. Maturity Date

The date when GS/TD/other Peso-denominated debt instruments will mature.

#### 23. Source of Repatriation

Originate either from capital or earnings.

#### 24. Country Where Remitted

For outward remittances: The code of the country where the funds were actually remitted.

#### 25. Actual Remittance Date

The date when FX was remitted to the account of the non-resident investor/intended beneficiary.

#### 26. Divested Shares/Units/Face Amount/Amount

The corresponding number of shares/units/face amount/amount of a particular security the investor sold.

#### 27. Peso Proceeds

The Peso proceeds from sale of investment/s or dividend income (net of applicable taxes), converted to foreign currency, for repatriation/remittance.

#### 28. PHP to US\$ Rate

The exchange rate expressed between the value of Peso Proceeds versus the amount of US Dollar, regardless of actual Foreign Currency Involved, if any.

#### Guidelines and Minimum Documentary Requirements for Foreign Exchange (FX) Forward and Swap Transactions

#### ххх

### A. FORWARD SALE OF FX TO COVER FX OBLIGATIONS - DELIVERABLE AND NON-DELIVERABLE

Transactions with specific amounts and due dates shall be eligible for FX forward contracts, subject to the following guidelines:

- 1. xxx
- 2. xxx
- 3. xxx
- 4. INWARD INVESTMENTS

The unremitted amount of sales/maturity proceeds, as well as earnings of non-resident investors pertaining to BSP-registered investments in instruments under Sections 36.1 and 37.1 of the FX Manual may be covered by FX forward contracts, subject to the documentary requirements under Appendix 1.4 of the FX Manual.

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#### ANNEX N Page xxx of xxx

#### BANGKO SENTRAL NG PILIPINAS INTERNATIONAL OPERATIONS DEPARTMENT COMPUTATION SHEET FOR OUTWARD REMITTANCE FOR FOREIGN INVESTMENTS REGISTERED WITH THE BSP Date of FX Sale: <u><DD-MMM-YYYY></u>

Name of FX Selling Bank: \_\_\_\_\_

TYPE OF OU REGISTERED WI	TWARD REMITTANCE TH THE BSP	FOR FOREIGI	N INVESTMENTS
□ Cash Divic □ Profits/Ea □ Capital			
Investee Firm:			
Investor:			
I. FOR PROFITS Amount of BSRD No.	S/EARNINGS Profits/Earnings due to th	ne Investor:	
Payment Dat A. Dividends Total Amo No. of sha Rate per s	(DD-MMM-YYYY) e: (DD-MMM-YYYY) ount in PHP (A):		
BSRD No	D. <u>No. of Shares<sup>2</sup></u> <u>Registered and</u> <u>Outstanding</u> <u>(C)</u>	<u>Dividend</u> <u>Rate</u> <u>(D)</u>	<u>Total Dividends</u> <u>Due to Investor</u> <u>(In PHP)</u> <u>(E=C x D)</u>
	res issued and outstanding as o er of shares issued and outstan		te (in footnote 1)

Prepared by:

Signature over Printed Name of Applicant's Authorized Representative Position: \_\_\_\_\_ Company: \_\_\_\_\_ Company Tel. No.: \_\_\_\_\_ Company Fax No.: \_\_\_\_\_ Company Email Address: \_\_\_\_\_\_ Date: \_\_\_\_\_

Signature over Printed Name					
of Authorized Officer of FX Selling Bank					
Position:					
Company Tel. No.:	Company Fax No.:				
Company Email Address:					
Date:					

#### FOR PROFITS/EARNINGS/CASH DIVIDENDS

А.	Gross Peso Amount Remittable (E)
В.	Less: Taxes/Charges
C.	Net Peso Amount Remittable
D.	Divided by: FX Rate <sup>3</sup>
E.	Equals: Foreign Exchange Remittable (in orig. currency)
	USD Equiv. (if remittance is in third currency <sup>4</sup> ) FX Rate <sup>3</sup>

#### II. FOR CAPITAL<sup>5</sup>

BSRD No.	Total Amount/	Outstanding Balance	Amount/No. of
	No. of Shares	Before This	Shares Applied for
	Registered <sup>6</sup>	<b>Repatriation</b> <sup>6</sup>	Repatriation

Α.	Total No. of Shares/Amount for Remittance	
В.	Selling Price/Share (if applicable)	
C.	Gross Peso Amount Remittable (A x B)	
D.	Less: Taxes/Charges	
E.	Net Peso Amount Remittable Divided by: FX Rate <sup>3</sup>	
	Equals: Foreign Exchange Remittable (in orig. currency)	
	USD Equiv. (if remittance is in third currency <sup>4</sup> )	
	FX Rate <sup>3</sup>	

<sup>3</sup> PHP/1.00 FCY (to be supplied by FX selling bank)

<sup>6</sup> Refers to number of shares (for stock corporations) or amount (e.g., assigned capital, contributed capital)

Prepared by:

Certified True and Correct:

Signature over Printed Name					
of Applicant's Authorized Representative					
Position:	Company:				
Company Tel. No.:	Company Fax No.:				
Company Email Address:					
Date:	_				

Signature over Printed Name of Authorized Officer of FX Selling Bank Position: \_\_\_\_\_\_ Company Tel. No.: \_\_\_\_\_ Company Fax No.: \_\_\_\_\_ Company Email Address: \_\_\_\_\_\_

Date:

<sup>&</sup>lt;sup>4</sup> PHP/1.00 FCY

<sup>&</sup>lt;sup>5</sup> For entities undergoing liquidation, sale of FX shall be subject to documentation under Appendix 1.4 and items 1 and 4, Part II.A of Appendix 10.C (as applicable).

IOD Form - Newly-issued BSP Reference Number

Deadline: Within two (2) banking days from actual settlement date or date of compliance with Appendix 10.C of the FX Manual Email to International Operations Department at iod\_imag\_fi\_aab@bsp.gov.ph in pdf and.xls/.xlsx format Submission: Report Category: A-2

#### REPORT ON FOREIGN INVESTMENTS REGISTERED WITH THE BANGKO SENTRAL NG PILIPINAS (BSP) THROUGH AUTHORIZED AGENT BANKS (AABS)<sup>1/</sup>

**Reporting Date: Reporting Bank**:

BSP Reference No. <sup>2/</sup>	BSP Reference Number Issuance Date	Name of Foreign Investor	Country Code	Securities Account Number (if applicable)	Common/Trade Name of the Foreign Investor	Name of Ultimate Beneficiary of the Foreign Investor (if available)

<sup>1/</sup> Applies to all newly-issued BSP Reference Number/s regardless of funding type (e.g., inward remittance and peso proceeds)

<sup>2/</sup> Formerly the BSRD Number

**Certified True and Correct:** 

Signature over Printed Name of Authorized Officer

Position: Tel No.: Email Address: Address:

Department:

Fax No.:

ANNEX R

 Deadline:
 Within two (2) banking days from actual settlement date or date of compliance with Appendix 10 C of the FX Manual

 Submission:
 Email to international Operations Operations department at iod\_imag\_fi\_abdglop.gov\_ph in pdf and stic/sts format

 Report Category:
 A.2

#### REPORT ON FOREIGN INVESTMENTS REGISTERED WITH THE BANGKO SENTRAL NG PILIPINAS (BSP) THROUGH AUTHORIZED AGENT BANKS (AABs)

Reporting Date: Reporting Bank:

Transaction No.	Reckoning Date	Basis of Reckoning Date	BSP Reference No.	Transaction Code	Investment ID	Actual Settlement Date	CIR No.	FCY Symbol		ount	New/Additional Shares/Units/Face	Peso Utilized	International Securities Identification Number (ISIN) / Certificate of Time	Issue Date	Maturity Date
Transaction No.	Reckoning Date	Basis of Reckoning Date	Bap Reference No.	Transaction code	investment iD	Actual settlement bate	CIR NO.	PCT Symbol	FCY	US\$ Equivalent	Amount/Amount	Peso otilized	Deposit (CTD) Number	issue Date	maturity bate
															-
															1

	Signature over Printed Name of a	Authorized Officer
Position: Tel No.: Email Address: Address:		Dep <u>artment:</u> Fax <u>No.</u>

Deadline:	Within two (2) banking days from actual remittance date
Submission:	Email to International Operations Department at iod_imag_fi_aab@bsp.gov.ph in pdf and.xls/xlsx format
Report Category:	A-2

#### REPORT ON FOREIGN INVESTMENTS REGISTERED WITH THE BANGKO SENTRAL NG PILIPINAS (BSP) THROUGH AUTHORIZED AGENT BANKS (AABs)

Reporting Date: Reporting Bank:

					Country			Divested			Am	ount		International Securities Identification
Transaction No.	BSP Reference No.	Transaction Code	Investment ID	Source of Repatriation	where Remitted	Actual Settlement Date	Actual Remittance Date	Shares/Units/Face Amount/Amount	Peso Proceeds	FCY Symbol	FCY	US\$ Equivalent	PHP to US\$ Rate	Number (ISIN) / Certificate of Time Deposit (CTD) Number
	-						1					1		

#### Certified True and Correct:

Signature over Printed Name of Authorized Officer							
Position: Tel No.: Email Address: Address:	Department: Fax No.:						

IOD Form - Repatriation

Deadline: Submission: Report Category: Within two (2) banking days from actual settlement date or date of compliance with Appendix 10.C of the FX Manual Email to International Operations Department at iod\_imag\_fi\_aab@bsp.gov.ph in pdf and.xls/xlsx format A-2

#### REPORT ON FUNDING FOR FOREIGN INVESTMENTS REGISTERED WITH THE BANGKO SENTRAL NG PILIPINAS (BSP) THROUGH AUTHORIZED AGENT BANKS (AABs)

#### **Reporting Date:**

**Reporting Bank**:

	TELEGRAPHIC TRANSFER REFERENCE NUMBER			FX RE	CEIVED	CONV	ERSION	FX CON	VERTED	US\$ EQUIVALENT OF FX
CIR NO.			REMDATE	FCY SYMBOL	NET AMOUNT (IN ORIGINAL CURRENCY)	FX CONVERTED IN ORIGINAL CURRENCY (NET OF REMITTANCE CHARGES)	DATE	FXRATE	PHP PROCEEDS (NET OF CHARGES)	AMOUNT UTILIZED (IN PHP)
										_
										_
			1				1			

#### Certified True and Correct:

Signature over Printed Name of Authorized Officer
Position:
Tel No.:
Email Address:
Address:

Deadline: Submission: Report Category: 15 banking days from the end of the reference quarter E-mail to International Operations Department at iod-pid@bsp.gov.ph in pdf and .xls/.xlsx format A-2

#### REPORT ON OUTSTANDING BALANCES OF FOREIGN INVESTMENTS REGISTERED WITH THE BANGKO SENTRAL NG PILIPINAS (BSP) THROUGH AUTHORIZED AGENT BANKS (AABs)

AS OF : \_\_\_\_\_

**Reporting Bank:** 

BSP Reference No.*	Type of Instrument <sup>1/</sup>	Investment Name <sup>2/</sup>	Investment ID <sup>3/</sup>	ISIN <sup>4/</sup>	No. of Shares <sup>5/</sup>	Amount/Units <sup>6/</sup>	Amount in PHP <sup>7/</sup>

\* Please indicate stock certificate number for shares without BSP Ref. No. (i.e., investments acquired prior to 15 March 1973). Use the following format for dates: MM-DD-YYYY (e.g., 01-25-2023)

<sup>1/</sup> Refers to the following:

PSE - PSE-listed equity securities issued by residents under Section 33.3.a.(ii) excluding ETFs, PDRs

PSE-NR - Non-resident issued equity securities (onshore or offshore) that are listed at an onshore exchange under Section 34.1

Peso CS - Peso-denominated Debt securities issued onshore by the National Government and other public sector entities under Section 33.2

Peso TD - Peso time deposits with an authorized agent bank with a maturity of at least 90 days under Section 33.4

PDI - Peso-denominated Debt instruments issued onshore by private sector residents firms that are not covered by the provisions of Part Three, Chapter I of the FX Manual under Section 33.3.b.(ii)

PDI-NR Peso denominated Debt instruments issued onshore by non-residents that are listed at an onshore exchange under Section 34.2.b

ETF - Exchange Traded Funds issued/created onshore by residents under Section 33.3.c

PDR - Philippine Depositary Receipts that are listed at an onshore exchange under Section 33.3.e.(ii)

UITF - Peso-denominated Unit Investment Trust Fund issued onshore by a resident

MF - Peso-denominated Mutual Fund issued onshore by a resident

IPD - Interim Peso Deposit

<sup>2/</sup> For PDIs in non-participating preferred shares not listed in an onshore exchange, please indicate the company name/investee firm. Otherwise, leave blank.

<sup>3/</sup> If type of instrument is PSE, PSE-NR, ETF, PDR or PSE-listed PDI & PDI-NR, refer to the unique ticker/stock symbol/Sec ID of the PSE.

If type of instrument is Peso GS, choose one (1) of the following: Fixed Rate Treasury Notes (FXTN), Retail Treasury Bonds (RTB), Benchmark Bonds (BMB) or Treasury Bills (TBIL). Otherwise, leave blank.

4<sup>/</sup> If type of instrument is Peso GS, this refers to the internationally assigned identification number for the securities. ISIN must be provided for investment ID codes (e.g., TBIL, FXTN, TBOND or RTB).

Leave the field blank for PSE-listed shares. Use Committee on Uniform Securities and Identification Procedures (CUSIP) when ISIN is not available.

If type of instrument is Peso TD, refer to the time deposit certificate number issued by the bank. Otherwise, leave blank.

<sup>5/</sup> Except for Peso GS, Peso TD, UITF, MF and IPD

<sup>6/</sup> Only for Peso GS, UITF, MF and PDI in bonds/notes; otherwise, leave blank.

<sup>7/</sup> Only for Peso TDs, IPDs and PDIs covering instruments other than bonds/notes/non-participating preferred shares; otherwise, leave blank.

	Signature over Printed Name of Authorized Officer
Position:	Department:
Tel No.:	Fax No.:
Email Address	
Address:	

ANNEX AC Reserved

#### ANNEX AD

Deadline: Monthly, within five (5) banking days after end of reference month. Submission: E-mail to International Operations Department at iod-pid@bsp.gov.ph in .pdf and .xls/.xlsx format Category: A-2

#### BANGKO SENTRAL NG PILIPINAS REPORT ON FOREIGN DIRECT INVESTMENTS (FDIs) REGISTERED WITH THE BANGKO SENTRAL NG PILIPINAS (BSP) THROUGH AUTHORIZED AGENT BANKS (AABs)<sup>V</sup> AS OF END-<MONTH> <YEAR>

**Reporting Bank:** 

INVESTOR			INVESTE	E FIRM		OUTSTANDING BALANCE				
NAME <sup>2/</sup>	COUNTRY 3/	BSRD NUMBER <sup>4/</sup>	NAME <sup>5/</sup>	INDUSTRY CLASSIFICATION <sup>6/</sup>	2009 PSIC CODE <sup>7/</sup>	TYPE OF INSTRUMENT <sup>8/</sup>	NUMBER OF SHARES <sup>9/</sup>	PESO AMOUNT/ FACE VALUE <sup>10/</sup>	US\$ EQUIVALENT <sup>11/</sup>	

<sup>1/</sup> For the definition of FDI, please refer to Section 33 of the FX Manual.

The computation shall be based on the outstanding shares held by the non-resident investor in the resident enterprise as of end of reference month.

<sup>2/</sup> Name of non-resident investor (up to securities account level)

<sup>3/</sup> Pertains to the country where the non-resident investor is operating

4/ Bangko Sentral Registration Document (BSRD) Number issued to non-resident investor

<sup>5/</sup> Name of the resident enterprise/investee firm where an FDI relationship was determined

<sup>6/</sup> Industry classification of the resident enterprise/investee firm based on PSE classification

<sup>7/</sup> Industry code based on 2009 Philippine Standard Industrial Classification (PSIC)

<sup>8/</sup> Indicate PSE (for PSE-listed securities) or GS (for Government Securities)

<sup>9/</sup> Number of shares for PSE-listed securities as of end of reference month

<sup>10/</sup> Face/Peso value of the debt security or Peso market value of an equity security (using the PSE closing price at the end of reference month)

<sup>11/</sup> US\$ equivalent using the BSP reference rate at the end of reference month

Signature of Authorized Officer Over Printed Name									
Position:	Department:								
Tel No.:	Fax No.:								
Email Address:									
Date:									