

FAO The Tax Division
Association for Financial Markets in Europe
St. Michael's House
1 George Yard London EC3V 9DH
United Kingdom

AFME Italian Financial Transactions Tax Protocol – Adherence Letter

biw Bank für Investments
und Wertpapiere AG

Willich, 07.03.2013

Dear Sirs,

1. ADHERENCE

The purpose of this letter is to declare our adherence and that of each other party whose name is listed in paragraph 2 below (for whom we act as agent for the purposes of this Adherence Letter), to the AFME Italian Financial Transactions Tax Protocol (the Protocol).

By executing this letter, we make the representations set out in paragraph 5.1 of the Protocol and confirm our intention to be bound by the terms of the Protocol as amended from time to time. This letter constitutes an Adherence Letter as referred to in the Protocol. The definitions and provisions contained in the Protocol are incorporated into this Adherence Letter.

2. PARTIES TO WHOM THIS ADHERENCE LETTER APPLIES

biw Bank für Investments und Wertpapiere AG

BIC Code: BIWBDE33XXX

This must include the entity writing this letter. If the Protocol is to apply only to one or more branches of each legal entity, please make this clear and specify which branch or branches. Branches that are located in jurisdictions which do not have an agreement with Italy for the purposes of the exchange of information and the assistance in the collection of tax credits (which are expected to be listed in a

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Rechtsform
Aktiengesellschaft
Amtsgericht
Krefeld HRB 10867

Vorstand
Dirk Franzmeyer
Michael Heinks
Andreas Wolf
Vorsitzender des Aufsichtsrates
Dr. Ulrich Ivo von Trotha

Bankleitzahl
101 308 00
Business Identifier Code
BIWBDE33XXX



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des Bundesverbandes deutscher
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forthcoming specific decision of the Director of the Agenzia delle Entrate) are excluded from the definition of Investment Services Provider and Adhering Party.

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Each party listed above shall be a separate Adhering Party.

Branches of a person that are located in a State or territory which does not have an agreement with Italy for the purposes of the exchange of information and the assistance in the collection of tax credits (as set out in a specific decision of the Director of the Agenzia delle Entrate once such decision is available) shall not be covered by the Protocol and references to the Adhering Party will be construed as excluding such branches (Excluded Branches). Our Excluded Branches are set out below:

[Insert list of branches in States or territories without agreement with Italy for the exchange of information and collection of tax credits]

3. APPOINTMENT AS ADMINISTRATOR AND RELEASE

We hereby appoint AFME as administrator for the limited purposes of the Protocol and accordingly we waive, and hereby release AFME from, any rights, claims, actions or causes of action whatsoever (whether in contract, tort or otherwise) arising out of or in any way relating to this Adherence Letter or our adherence to the Protocol or any actions contemplated as being required by AFME.

4. CONTACT DETAILS

Our contact details for the purposes of the Protocol are:

Name: Head Compliance
FAO:
Address: Hausbroicher Straße 222, 47877 Willich, Germany
Telephone: 0049 (0) 2156 4920 262
Fax: 0049 (0) 21564920 099
E-mail: compliance@biw-bank.de

We undertake to notify AFME of any changes to these details at any time throughout our adherence to the Protocol, by delivering to AFME by (i) Certified or registered mail (or airmail, if overseas) or equivalent; (ii) courier; or (iii) personal delivery to AFME's address set out in this Adherence Letter, two copies of such notice: one a manually signed original and the other a conformed copy containing, in place of each signature, the printed or typewritten name of each signatory. In addition, we will send scanned pdf copies of the manually signed original and conformed copies of the notice of change of details to AFME at fttprotocol@afme.eu.

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We agree to the publication by AFME of the conformed copy of any such notice.

5. AGENT FOR SERVICE OF PROCESS

We have appointed [Insert details of agent for service of process] as our agent for service of process and any other documents in proceedings in England. We [each] agree that we will at all times while we remain an Adhering Party to the Protocol maintain an agent for service of process and any other documents in proceedings in England. Any claim form, judgment or other notice of legal process will be sufficiently served on us if delivered to such agent at its address for the time being. We undertake not to revoke the authority of the above agent without giving prior notification to the AFME of a replacement agent.

We consent to the publication of the conformed copy of this letter by AFME and to the disclosure by AFME of the contents of this letter.

Yours faithfully

biw Bank für Investments und Wertpapiere AG

Dirk Franzmeyer

Member of the Board of Directors

Michael Heinks

Member of the Board of Directors

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und Wertpapiere AG

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