

About Authorised Investment Funds

An Authorised Investment Fund includes an Authorised Unit Trust or Open-ended Investment Company. All references on this form to 'units' are references to 'units or shares'.

UK Income Tax is normally taken off interest distributions paid to unit holders.

This form **must not** be used where the whole of an interest distribution is, or fails to be treated as or is deemed for tax purposes to be, income of an individual or individuals other than the trustees of the trust. A different form, R105(AIF3), is available in such circumstances.

When to fill in this form

This form should only be used when some or all of the interest distribution is income of the trustees.

Fill in this form to declare that some or all of an interest distribution made to or received under a trust (other than a unit trust scheme) which is not a bare trust is:

- income of the trustees of the trust
- where the trustees and all of the beneficiaries of the trust are not resident in the UK

You must complete this form in full. Send it to the Open-ended Investment Company or to the trustees of the Authorised Unit Trust.

Please keep a copy of this form for your records. The information given on this form may be checked by HM Revenue & Customs (HMRC).

Multiple unit holdings

Where units in more than one UK Authorised Investment Fund are owned by the same individual or individuals, a single declaration may be made to cover all of them if:

- they are all managed by the same management company
- in the case of an Authorised Unit Trust, they all have the same trustees
- the records of all the Authorised Investment Funds are held in the same place
- where the units are held on your behalf by agents, nominees or bare trustees, they are all held by the same individual or individuals

If this applies, write 'See attached list' at 'Name of the Authorised Investment Fund' and attach a separate sheet of paper showing the details for each Authorised Investment Fund. The person that signs the declaration must also sign and date the additional sheet.

Beneficiaries

For the purposes of this form, a beneficiary of a trust is any person who is known to the trustees of that trust to be either:

- a person who is, will or may become, entitled to any income of the trust, whether in the form of income or not
- a person to whom any such income may be paid, or for whose benefit any such income may be applied, whether in the form of income or not, in the exercise of a discretion by the trustees

If you are unsure whether according to this definition a person is a beneficiary of the trust, you should get professional advice before making a declaration.

Details of trust and beneficiaries

The full name of the trust and names and addresses of beneficiaries of the trust must be given on the form.

If there are more than 4 beneficiaries, tick the box on the form, continue on a separate sheet of paper and attach it to this form. All persons who sign the form must also sign and date the separate sheet of paper.

The address given for a beneficiary who is an individual must be the address where they usually live, and not for example, an employer's address. If the address given is outside the UK or is a foreign PO Box address it must be:

- an address to which the beneficiary's mail is usually sent
- recognised as a residential address in that country

Where a beneficiary is a company, the address of its registered or main office must be given. A PO box number, a care of or other correspondence address is not acceptable.

Names and addresses of the trustees of the trust

The full names and addresses of the trustees of the trust must be entered in the declaration. In the case of a trustee who is an individual, the address given must be the address where that person usually lives and not for example, their employer's address. Where the trustee is a company, the full address given must be the full address of its registered or main office. A PO box number, a care of or other correspondence address is not acceptable.

If at any time after the date on which the declaration is made:

- the trustees of the trust become resident in the UK
- a person named as a beneficiary of the trust named on page 4 becomes resident in the UK
- any person who becomes a beneficiary of the trust either is at the time of becoming a beneficiary or subsequently becomes a company resident in the UK

the declaration will cease to be valid. The Authorised Investment Funds should be told immediately and if appropriate, a new form R105(AIF4) will need to be completed.

Signatures

All the trustees of the trust must sign the declaration.

Where the trustee is a company, the form must be signed by the company secretary or some other person authorised by the company. In such circumstances, the person who signs the form must, in the space next to the signature, state the capacity in which they are signing the form. All other trustees must sign the form themselves.

If there are more than 2 trustees, use additional forms to give the signatures and details of the other trustees and attach to this form. The additional forms must be signed and dated by all the persons signing the form.

The form must not be signed by:

- an agent
- a nominee
- a bare trustee

who hold the units on behalf of the trustees and/or beneficiaries of the trust.

Names and capacities in which signed

An individual who signs the form on behalf of a child or an incapacitated person must, in the space next to the signature, write their name in full and state the capacity in which they are signing the form.

A person who signs the form in the capacity of a company secretary or other person authorised by a company, must give their name in full and state the capacity in which they are signing the form.

Residency

The UK includes UK territorial waters, but does not include the Channel Islands and the Isle of Man.

Individuals

Whether you are resident or not in the UK will depend on your particular circumstances. Resident normally means an individual is resident in the UK year after year.

If you are unsure whether you are not resident, phone the HMRC Helpline for Non-Residents on:

- **0300 200 3300** if you are phoning from the UK
- **+44 135 535 9022** if you are phoning from abroad

or go to www.hmrc.gov.uk/international/rdr3.pdf to read about the 'Statutory Residence Test'.

Companies

A company is normally treated as not resident in the UK for tax purposes if it:

- is not incorporated in the UK
- does not have central management and control of its business in the UK

Trustees

The trustees will be regarded as being not resident in the UK if either:

- all of them are not resident in the UK
- one or more of them is not resident in the UK
- none of the persons who directly or indirectly provided property for the trust was, at the time when the provision was made, resident or domiciled in the UK

If you are unsure about whether the trustees are not resident in the UK you should phone the HMRC Helpline for Non-Residents on:

- **0300 200 3300** if you are phoning from the UK
- **+44 135 535 9022** if you are phoning from abroad

or go to www.hmrc.gov.uk/international/rdr.pdf to read about the 'Statutory Residence Test'.

If you become resident in the UK at any time after you make this declaration, the declaration will cease to be valid. The Authorised Investment Fund must be told immediately and if appropriate, a new form R105(AIF4) will need to be completed.

Designation and account number

If there is any designation, such as the name of a child recorded against the unit holding or an account number applicable to it, you should enter these details in the appropriate box. This information is for the use of trustees of Authorised Unit Trusts, Open-ended Investment Companies and management companies. HMRC does not need this information.

Open-ended investment fund

Name of the Authorised Investment Fund

Full name(s) of the registered unit holder(s)

Designation recorded against unit holding if applicable

Account number for unit holding if applicable

Details of the trust and beneficiaries to or under which interest distribution made

Full name of trust

Beneficiary 1

Name and address

First name
Surname
Address
Postcode

Signature

Signature
Date DD MM YYYY
<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Beneficiary 2

Name and address

First name
Surname
Address
Postcode

Signature

Signature
Date DD MM YYYY
<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Beneficiary 3

Name and address

First name
Surname
Address
Postcode

Signature

Signature
Date DD MM YYYY
<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Beneficiary 4

Name and address

First name
Surname
Address
Postcode

Signature

Signature
Date DD MM YYYY
<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

If there are more than 4 beneficiaries, please tick the box and fill in additional forms giving the details and signatures of the other beneficiaries. Please read the note on page 2, 'Details of trust and beneficiaries'.

Declaration of trustees

False statements may lead to prosecution. If you are not sure who should sign this form, read the notes on page 2.

The trustees of the trust declare that:

- the registered unit holders named on this form hold units in the Authorised Investment Fund named on this form
- the income from the share of the investments in that investment fund to which those units relate is made to or received under the trust named above
- they are not resident in the UK
- at the date of this declaration the beneficiaries named on this form are all of the beneficiaries of the trust known to the trustees

The named trustees declare that if at any time after the date of this declaration:

- they become resident in the UK
 - any person named as a beneficiary becomes resident in the UK
 - any person who becomes a beneficiary of the trust either is at the time of becoming a beneficiary, or subsequently becomes resident in the UK
- will tell the Authorised Investment Fund immediately.

Names, addresses and signatures of the trustees

Name

First name
Surname

Address

Postcode

Signature

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Date DD MM YYYY

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Name

First name
Surname

Address

Postcode

Signature

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Date DD MM YYYY

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If there are more than 2 trustees, please tick the box and fill in additional forms giving the details and signatures of the other trustees. Please read the note on page 2, 'Signatures'

What you need to do now

Send this completed form to the Open-ended Investment Company or to the trustees of the Authorised Unit Trust.