

Annexure – 3

(On the letter head of the non-resident shareholder)
Letter in case a Foreign Company does not have a “PE” in India

Date:

Everest Kanto Cylinder Limited

Subject: Self-Declaration confirming No Permanent establishment (‘PE’) in India and claiming the tax treaty benefits in relation to receipt of Dividend income from Everest Kanto Cylinder Limited (“the Company”) in the Tax Year 2026-27

Name of the shareholder	
Folio No./ DP ID & Client ID	
Permanent Account Number (“PAN”)	
Address in the country of residence	
Email ID	
Contact Number	
Category of Shareholder	
Tax Identification Number in the country of Residence	

With reference to the above-referred subject matter and in relation to the appropriate withholding of taxes on the Dividend payable to me/us by the Company, I/We hereby declare as under: -

- I/We, [FULL NAME OF THE SHAREHOLDER] _____, holding share/shares of the Company as on the record date, hereby declare that I am /we are tax resident of _____ [COUNTRY OF RESIDENCE] as per tax treaty between India and _____ [COUNTRY NAME] (hereinafter referred to as ‘said tax treaty’) and will continue to remain a tax resident of the _____ [COUNTRY NAME] during the Tax Year 2026-27;
- I/We hereby furnish a self-attested true copy of valid Tax Residency Certificate dated _____ issued by the tax authorities of _____ [COUNTRY OF RESIDENCE] along with a copy of e-Form 41 duly filled and signed;
- I am/We are the legal/beneficial/ultimate owner of the share/shares held in the Company as well as the dividend arising from such shareholding and have the right to use and enjoy the dividend received/ receivable from the above shares and such right is not constrained by any contractual and/ or legal obligation to pass on such dividend to another person;
- I/We, being tax resident of _____ [COUNTRY OF RESIDENCE], fulfil all the conditions of the said tax treaty including General Anti Avoidance Rules (‘GAAR’) to be eligible to claim the beneficial rate provided under the said tax treaty for the purposes of tax withholding on dividend declared by the Company;
- I/We hereby satisfy the Principle Purpose Test as per the said tax treaty. I/We specifically confirm that my/our affairs were not arranged such that the main purpose or the principal purpose thereof was to obtain tax benefits available under the applicable tax treaty;

- I/We do not and will not have any taxable presence, fixed base or Permanent Establishment (“PE”) in India, read with the provisions laid down in Multilateral Instruments (MLI), wherever applicable, during the Tax Year 2026-27 and the dividend income receivable by me/us is not attributable or effectively connected to any PE/fixed base in India;
- I/We have no reason to believe that the claim for the benefits of said tax treaty is impaired in any manner;
- I/We do not and will not have a Place of Effective Management (‘POEM’) in India during the Tax Year 2026-27;
- I/We confirm that our claim for relief under the said tax treaty is not restricted by application of Limitation of Benefit clause, if any, thereunder;
- I/We undertake to immediately inform the Company if there is a change in the status declared hereunder.;
- I/We hereby confirm that the declarations made above are complete, true and bona fide. This declaration is issued to the Company to enable them to decide upon the withholding tax applicable on the dividend income receivable by [NAME OF SHAREHOLDER];
- I/We further undertake to indemnify the Company for any penal consequences arising out of any acts of commission or omission initiated by the Company by relying on my/our above averment.
- I/We hereby confirm that the above declaration should be considered to be applicable for all the shares held in the Company under PAN/ accounts declared in the form.

Yours faithfully,
For [NAME OF SHAREHOLDER]

Authorized Signatory [Name/designation]

Notes:

1. In case Shareholder is a Body Corporate, please attach the valid Power of Attorney/letter of authority authorizing the Authorised Signatory)
2. The Shareholders are required to provide a Declaration strictly as per the specified format given above, failing which the Company reserves the right to deny the Treaty benefits
3. Kindly strikethrough whichever is not applicable