

# Application for Entitlement to Reduced Tax Rate on Domestic Source Income(for Non-resident Individual)

※ Please check the appropriate [    ].

(Front)

Filing No.		Filing Date	
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**1. Applicant Information**

① Name of Individual	(Last Name)	(First Name)	(Middle Name)
② Address	(Address in Residence Country) (Korean domicile)		
③ Taxpayer Identification No.		④ Date of Birth	
⑤ Country of Residence		⑥ Country Code	
⑦ Telephone Number	(Residence Country)	(Korea)	
⑧ Number of Days in Korea	[    ]None    (Recent 1 Year) _____Days    (Recent 2 Years) _____Days		

**2. Claim of Tax Treaty Provisions**

⑨ Tax Treaty between Korea and _____	Article _____ Paragraph _____ Subparagraph _____ Type of Income _____ Tax Rate _____%
	Article _____ Paragraph _____ Subparagraph _____ Type of Income _____ Tax Rate _____%
	Article _____ Paragraph _____ Subparagraph _____ Type of Income _____ Tax Rate _____%

**3. Determination of Non-resident Individual**

Item	Yes	No
(a) Do you maintain an address in Korea?		
(b) Have you continuously resided in Korea for 183days or longer?		
(c) Have you stayed in Korea at least 183 days in aggregate during the recent one year?		
(d) Has any of your family (i.e., spouse, children, etc.) continuously resided in Korea for 183days or longer?		
(e) Do you have a job requiring you to reside in Korea for 183days or longer?		
(f) Are you a Korean government official?		
(g) Are you an employee as a Korean national seconded to an overseas branch, business office or subsidiary of a Korean company?		
(h) If you are a national or permanent resident of a foreign country, enter the name of such foreign country.		

The Applicant hereby confirm that with regard to submitting this Application pursuant to Article 156-6 of the Personal Income Tax Law ("PITL") and Article 207-8 of the Enforcement Decree of PITL ("ED-PITL"), the Applicant is clearly aware of the followings provided below, that there is no false statement in the contents of this Application, and that the Applicant is the beneficial owner (or attorney-in-fact authorized to sign this Application on behalf of the beneficial owner) of all the domestic source income to which this Application relates.

- 1) The Applicant is aware that if any of the contents of this Application is different from true facts, the amount of withholding tax under this Application may be less than the amount of withholding tax that shall be withheld in accordance with the relevant laws.
- 2) If the Applicant's status is going to change from a non-resident individual to a resident individual based on the criteria of determination of a nonresident individual as above, the Applicant will immediately notify such change to whom which this application is filed to and file an annual income tax return together with the tax payment if my annual interest and dividend income exceeds KRW 40 million.

Date

To: Applicant (Signature or Seal)

Attachment	Certificate of Facts Regarding Immigration Records (if there is any day of stay in Korea)	Handling Fee None
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Attachment	⑩ Type	[    ] Tax Administrator [    ] Other	⑪ Name of Individual or Corporation	⑫ Taxpayer ID No. (Resident Registration No.)	
	⑬ Address or Location				

※I hereby consent for above financial institution to inquire my immigration records kept to the Ministry of Justice.

Applicant : (Signature or Seal)



## Filing Instruction

※ The filing date is the date on which the withholding agent files this Application as received from the beneficial owner and the filing number is the serial number assigned to such filing

1. This Application shall be submitted by a non-resident individual who wishes to apply a reduced tax rate under the relevant tax treaty applicable to his/her Korean source income, and this form shall not be submitted by a non-resident individual who is exempt from Korean withholding tax pursuant to the relevant tax treaty. In the case where the Applicant receives additional Korean source income after the submission of this Application whereby a reduced tax rate under the relevant tax treaty was applied to the previous Korean source income, the Applicant is required to prepare and file a new application if there is any change in his/her country of residence, address, Korean domicile and telephone number, etc. or if three years have elapsed since the submission of this Application.
2. Item ①. A foreigner should enter his/her full English name as shown in his/her passport.
3. Item ②. Enter the address (applicant's address in resident country) in English in the following order: street number, street name, city, state, postal code and country. Do not enter a PO Box. Enter the (Korean domicile) in Korean.

	Classification	Identification Number
(1)	Principle	Resident Registration Number or Taxpayer ID No. issued by Korean tax authority
(2)	In the absence of (1)	[For individual] Registration number under the Report of Domestic Residence (for a Korean national residing overseas or a Korean with foreign nationality), foreigner registration number under the Foreign Registration Card (for a foreigner) or passport number in the absence of the former two
(3)	In the absence of (1) and (2)	Investment registration number from the certificate of investment registration or Taxpayer Identification Number in the country of residence

5. Items ⑤ and ⑥. Enter the country abbreviation and code from ISO Country Codes set by the International Organization for Standardization (ISO).
6. Item ⑦ Enter current telephone number including the country code and area code, if any.
7. Item ⑧. Enter the number of days in which the Applicant had resided in Korea, beginning from the date following the arrival date through the departure date. If an individual who had resided in Korea left Korea and re-entered, such period outside of Korea shall be counted as number of days in which the Applicant had resided in Korea if the purpose of such departure is deemed as clearly temporary based on the resident location of a family who shares household with the individual, location of properties owned by the individual, etc. For a non-resident individual who has never been to Korea before, check "none" and submission of Certificate of Facts Regarding Immigration Records is not required.
8. Item ⑨. Enter the tax treaty and relevant provisions therein to be applied, type of relevant Korean source income and reduced tax rate. If the reduced tax rate under the tax treaty does not include local income surtax, enter a tax rate reflecting the tax rate under Article 89(1) of the Local Tax Law.
9. If the Applicant answers "Yes" to any one of the Items (a) through (g) under Section 3. Determination of Non-resident Individual, the Applicant shall be treated as a resident unless there is a special reason to be treated as otherwise. Whether or not the Applicant is a foreign national or permanent resident of a foreign country shall not be considered in determining the individual's resident or non-resident status. However, a foreign diplomat in Korea along with his/her family (excluding Korean nationals) residing in Korea and a US military member or civilian worker in the military under Article 1 of the Status of Forces Agreement between the U.S. and Korea and his/her family shall be treated as a non-resident individual regardless of whether the above criteria of determination of a non-resident individual are satisfied.
10. Certificate of Facts Regarding Immigration Records, which is used to confirm the number of days of stay in Korea, should certify the information for the period for at least 2 years on a retroactive basis from the date of submission of this Application.
11. Items ⑩ through ⑬ should be completed when an attorney -in-fact submits this Application on behalf of the Applicant. An attorney-infact other than a tax administrator under Article 82 of the National Tax Basic Law is required to submit the Power of Attorney together with a Korean translation.
12. The withholding agent or overseas investment vehicle who received this Application (including any attachments thereto) is required to maintain it for five years starting from the day following the withholding tax payment due date under Article 156(1) of the PITL and submit it upon request to the Chief of the district tax office having jurisdiction over the tax payment place of the withholding agent.

