## **DTCC** *Important Notice* The Depository Trust Company

B #:	0287-13
Date:	March 13, 2013
То:	All Participants
Category:	Dividends
From:	International Services
Attention:	Operations, Reorg & Dividend Managers, Partners & Cashiers
Subject:	Tax Relief – Country: Japan SUMITOMO MITSU D07/22/11 0.010 % 14 CUSIPS: 865622AM6 & J7771KNX1 Record Date: 04/07/13 Payable Date: 04/22/13 EDS Cut-Off: 04/16/13 8:00 P.M. (EST)

Interim procedures to reflect changes in Japanese tax rules affecting international securities offerings by Japanese issuers on or after April 1, 2010.

Effective April 1, 2010, Japanese tax law requires a new tax certification procedure. The former International Primary Market Association, IPMA Operating Manual has been modified to comply with the new provisions as described in the attached TaxInfo<sup>™</sup> and Capital Markets Services Association, ICMSA; Capital Markets Association for Asia, CMAA; and International Capital Market Association, ICMS; jointly ICMSA CMAA ICMA Operating Manual.

Under the new law, a bond holder that is a Specially Related Person (SRP) to the issuer is not entitled to withholding relief on the interest payment and is subject to 15.315% Japanese withholding tax. The proposed ICMSA CMAA ICMA Operating Manual to handle the new requirements has been submitted to the Japanese National Tax Authority (NTA). The Japanese NTA has not yet provided a formal ruling on the proposed new procedures. In the absence of formal guidance from the Japanese NTA, the issuer, Japan Finance Organization for Municipalities has adopted the proposed procedures <u>for this interest payment</u>. Participants are encouraged to read and understand the attached documents prior to certifying their positions. Participants' elections for this issue and interest payment need to adhere to the proposed new procedures. Participants should submit their elections via EDS/TaxRelief<sup>™</sup> for the positions held on behalf of "Gross Recipients" as defined in the attached Japan TaxInfo. Questions regarding the new procedure should be directed to Sean Bollers at 212-855-4706 or Alistair Brunton at 813-470-1254.

**Important**: For Japanese bonds that are eligible for DTC's TaxRelief<sup>SM</sup> service, DTC collects tax elections based on record date position. On interest payment date, DTC credits the participant the interest payment less any applicable withholding tax, based on participant's record date position. DTC runs interim accounting from record date +1 through payable date -1 for Japanese bonds that settle with interest to the business day before the payable date. Delivery orders during the interim period are tracked at 100% (e.g. exempt rate of 0%) where gross interest is debited from the deliverer and credited to the receiver.

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