



**Application for Certificate of Resident Status
 Individuals**

To : The Competent Authority of the Hong Kong Special Administrative Region (“Hong Kong”)
IRD File No. (if any) _____

I submit an application for a certificate of resident status for the purpose of claiming tax benefits under the comprehensive Avoidance of Double Taxation Arrangement (“DTA”) between the Hong Kong Special Administrative Region of the People’s Republic of China and _____ (name of relevant jurisdiction). (Note 1)

(1) Calendar Year(s) of Claim _____

(2) Particulars of Applicant

- (a) Name in English (surname first) _____ Name in Chinese _____
- (b) Hong Kong Identity Card Number _____
- (c) Passport Number and Nationality (Note 2) _____
- (d) Permanent Residential Address (Note 3) _____
- (e) Other Residential Address _____
- (f) Postal Address _____
- (g) Serial Number of the latest certificate of resident status issued (if any) _____
- (h) Have you ordinarily resided in Hong Kong? (Note 4)
 Yes, I have ordinarily resided in Hong Kong since _____ / _____ (mm/yyyy) No

(i) State the number of days of your stay in Hong Kong during the following periods and attach copies of your travel documents in support (Note 5)

1 April of the year before the “Calendar Year of Claim” to 31 March of the “Calendar Year of Claim” (or to the date of application, whichever is the earlier)	_____ days
1 April of the “Calendar Year of Claim” to 31 March of the following year (or to the date of application, whichever is the earlier) (if applicable)	_____ days
1 April of the year immediately after the “Calendar Year of Claim” to 31 March of the following year (or to the date of application, whichever is the earlier) (if applicable)	_____ days

(3) Details of Employment / Business Operations in Hong Kong during the Calendar Year(s) of Claim (if any)

- (a) Name of trade, profession or business carried on by you in Hong Kong _____
- (b) Business Address in Hong Kong _____
- (c) Hong Kong Business Registration Number _____
- (d) Name of your Employer _____
- (e) Capacity of your Employment _____
- (f) Date of commencement of Employment _____

(4) Income for which tax benefits under the DTA are to be claimed in the relevant jurisdiction

Nature and Amount of the Income for each year of claim _____

(5) Declaration

I hereby declare that the information provided and documents attached, which may be disclosed to the tax authorities of the relevant jurisdiction for the purpose of applying the provisions of the DTA, are true, correct and complete.

Signature _____

Date _____

Hong Kong Telephone No. _____

[Heavy penalties may be incurred under section 80(2D) of the Inland Revenue Ordinance for giving incorrect information]

PERSONAL INFORMATION COLLECTION STATEMENT

The provision of personal data required by this form and during the processing of your application is voluntary. However, if you do not provide sufficient information, the Department may not be able to process your application. The Department will use the information provided by you for the purposes of the Ordinances administered by it and may disclose/transfer any or all of such information to any other parties provided that the disclosure/transfer is authorised or permitted by law. Except where there is an exemption provided under the Personal Data (Privacy) Ordinance, the data subject has the right to request access to and correction of his/her personal data. The data subject should send such request in writing to the Assessor at GPO Box 10851, Hong Kong and quote his/her file number in this Department.

Notes

1. The competent authority of Hong Kong may refuse to issue a certificate of resident status where it is clear that the applicant would not be entitled to the tax benefits under the DTA. Upon receipt of an application, the competent authority of Hong Kong will examine the information supplied and may request further information from the applicant, and if the case is justified, will issue a certificate of resident status. The processing of the application normally requires 21 working days. Generally, the certificate of resident status will be sent by ordinary mail to the applicant's postal address unless the applicant requests to collect it in person. Applicant should be aware that issue of a certificate of resident status will not guarantee a successful claim for the tax benefits under the DTA. The decision as to whether the tax benefits can be granted is, ultimately, one to be made by the tax authorities of the relevant jurisdiction. It will be up to the tax authorities of the jurisdiction to determine whether all the relevant conditions are fulfilled and whether the tax benefits can be granted.
2. "Passport Number and Nationality" is only required if the applicant is not a Hong Kong Identity Card holder.
3. Permanent Residential Address refers to the permanent place of residence where the applicant and the applicant's family live.
4. It is generally considered that the applicant "ordinarily resides" in Hong Kong if the applicant has a permanent home in Hong Kong where the applicant or the applicant's family live.
5. The examples shown in the following table illustrate how to determine the relevant periods for the boxes under item (i) of Part (2):

	<u>Example A</u>	<u>Example B</u>	<u>Example C</u>
Application Date	3 July 2018	3 July 2019	3 July 2020
Calendar Year of Claim	2018	2018	2018
Relevant Period for Box in First Row	1 April 2017 to 31 March 2018	1 April 2017 to 31 March 2018	1 April 2017 to 31 March 2018
Relevant Period for Box in Second Row	1 April 2018 to 3 July 2018	1 April 2018 to 31 March 2019	1 April 2018 to 31 March 2019
Relevant Period for Box in Last Row	Not applicable	1 April 2019 to 3 July 2019	1 April 2019 to 31 March 2020