

POLICY ON KNOW YOUR CUSTOMER AND ANTI-MONEY LAUNDERING MEASURES (KYC & AML POLICY)

INTRODUCTION

Savani Financials Limited (SFL or the Company) is a public limited Company incorporated under Companies Act, 1956 and registered with the Reserve Bank of India. The Company is engaged in the business of lending to individuals and non-individuals.

Reserve Bank of India has issued Master Direction- Know Your Customer (KYC) Direction, 2016 including comprehensive guidelines on Know Your Customer (KYC) norms and Anti- money Laundering (AML) standards and has advised all NBFCs to ensure that a proper policy framework on KYC and AML measures be formulated and put in place with the approval of the Board.

Accordingly, in compliance with the guidelines issued by RBI from time to time, the following KYC & AML policy of the Company is approved by the Board of Directors of the Company at their meeting held on 12th June 2024. This policy is applicable to all categories of products and services offered by the Company.

OBJECTIVE

The objective of RBI guidelines is to prevent NBFCs being used, intentionally or unintentionally by criminal elements for money laundering activities. The guidelines also mandate making reasonable efforts to determine the identity and beneficial ownership of accounts, source of funds, the nature of customer's business, reasonableness of operations in the account in relation to the customer's business, etc. which in turn helps the Company to manage its risks prudently. Accordingly, the main objective of this policy is to enable the Company to have positive identification of its customers.

In view of the above, KYC policy of SFL has been framed to broadly achieve the following purposes:

- i. To prevent criminal elements from using SFL for money laundering activities.
- ii. To enable SFL to know/ understand its customers and their financial dealings better which, in turn, would help the Company to manage risks prudently.
- iii. To put in place appropriate controls for detection and reporting of suspicious activities in accordance with applicable laws/laid down procedures.
- iv. To establish as a compliant organization with applicable laws and regulatory guidelines.
- v. To ensure that the concerned staff are adequately trained in KYC/AML/CFT procedures.

This Policy will be applicable to all branches/offices of SFL.

DEFINITIONS

“Act” and “Rules” means the Prevention of Money-Laundering Act, 2002 and the Prevention of Money-Laundering (Maintenance of Records) Rules, 2005, respectively and amendments thereto.

“Customer” may be defined as a person who is engaged in a financial transaction or activity with a reporting entity and includes a person on whose behalf the person who is engaged in the transaction or activity is acting.

“Central KYC Records Registry” (CKYCR) means an entity defined under Rule 2(1) of the Rules, to receive, store, safeguard and retrieve the KYC records in digital form of a customer.

“Know Your Client (KYC) Identifier” means the unique number or code assigned to a customer by the Central KYC Records Registry.

“On-going Due Diligence” means regular monitoring of transactions in accounts to ensure that they are consistent with the customers’ profile and source of funds.

“Principal Officer” means an officer nominated by the Company, responsible for furnishing information as per rule 8 of the Rules.

CUSTOMER ACCEPTANCE POLICY (CAP)

The Company shall follow the following norms while accepting and dealing with its customers.

The customer profile contains information relating to customer’s identity, social/financial status, nature of business activity, information about his clients’ business and their location etc. The nature and extent of due diligence will depend on the risk perceived by the Company. However, while preparing the customer profile the Company will seek only such information from the customer which is relevant to the risk category and is not intrusive. The customer profile will be a confidential document and details contained therein will not be divulged for cross selling or any other purpose.

The adoption of the customer acceptance policy and its implementation should not be too restrictive, and which result in the denial of financial services to the general public, especially those, who are financially or socially disadvantaged. While carrying out due diligence, the Company will ensure that the procedure adopted does not result in denial of services to any genuine customers.

The Company shall carry out full-scale customer due diligence (CDD) before opening an account. When the identity of the account holder is not known, the Company shall file suspicious Transaction Reporting (STR).

The Company shall ensure that:

- i. No account is opened in fictitious / benami name or where the Company is unable to do customer due diligence either on account of non-cooperation of the customer or non-reliability of the documents/ information given by customer.

- ii. System is in place to check the identity of customer doesn't match with any person / entity, whose name appears in the sanctions of RBI.

RISK MANAGEMENT

The Company has put in place appropriate procedures to ensure the effective implementation of KYC guidelines. The implementation procedure covers proper management oversight, systems and controls, segregation of duties, training and other related matters.

The customer profile contains information relating to customer's identity, social/financial status, nature of business activity, information about his clients' business and their location geographical risk covering customers as well as transactions, type of products/services offered, delivery channel used for delivery of products/services, types of transaction undertaken – cash, cheque/monetary instruments, wire transfers, forex transactions, etc. While considering customer's identity, the ability to confirm identity documents through online or other services offered by issuing authorities may also be factored in etc. The nature and extent of due diligence will depend on the risk perceived by the Company. However, while preparing customer profile the Company will seek only such information from the customer which is relevant to the risk category and is not intrusive. The customer profile will be a confidential document and details contained therein will not be divulged for cross selling or any other purpose.

RISK CATEGORIZATION

All the customers under different product categories are categorized into low, medium and high risk based on their profile. The risk categorization can be done based on the credit appraisal, customer's background, nature and location of activity, country of origin, sources of funds, client profile, etc. An indicative categorization for the guidance of businesses is provided in Enclosure I.

Where businesses believe that a particular customer falling under a category mentioned below is in his judgement falling in a different category, he may categorize the customer so, so long as appropriate justification is provided in the customer file.

CUSTOMER IDENTIFICATION PROCEDURE (CIP)

Customer identification means identifying the customer and verifying his / her identity by using reliable and independent source of documents, data or information to ensure that the customer is not a fictitious person. The Company shall obtain sufficient information necessary to establish, to its satisfaction, the identity of each customer and the purpose of the intended nature of the business relationship. An effective Customer Identification Program ("CIP") is an important part of the effort by the Company to know its customers. The Company's CIP is integrated into the AML (Anti Money Laundering) program for the Company in terms of the Prevention of Money Laundering Act, 2002 and the relevant rules notified there under (PMLA), which contains provisions requiring the business processes to:

- i. Verify the identity of any Person transacting with the Company to the extent reasonable and practicable.

- ii. Customers identity is also verified and validated by including all the resident family members into the application as co-applicants. Customer identification process is also a risk mitigation process embedded into it.
- iii. Maintain records of the information used to verify a customer's identity, including name, address and other identifying information and

Consult lists of known or suspected terrorists or terrorist organizations provided to the Company by any applicable government agency to determine whether a person opening an account, or an existing customer appears on any such list.

CIP will be undertaken on the commencement of a loan account opening for a customer. The Company shall not take any introduction for opening an account.

The Company will perform appropriate, specific and where necessary, Enhanced Due Diligence on its customers that is reasonably designed to know and verify the true identity of its customers and to detect and report instances of criminal activity, including money laundering or terrorist financing. The procedures, documentation, types of information obtained and levels of KYC due diligence to be performed will be based on the level of risk associated with the relationship (products, services, business processes, geographic locations) between the Company and the customer and the risk profile of the customer.

The Company will not rely on customer due diligence done by a third party.

CUSTOMER DUE DILIGENCE (CDD) REQUIREMENTS

The Company shall take reasonable measures to ascertain and verify the identity of all customers who transact with the Company. The Company shall design and implement specific due diligence standards and procedures that are appropriate given the nature of the respective businesses, customers and the associated risks. Such standards and procedures shall include, at a minimum, the following elements.

IDENTIFICATION

The Company shall be following from the individual while establishing account-based relationship

A certified copy of any Officially Valid Document (OVD) listed in Enclosure 3 containing details of his identity and address.

The Company may go for offline verification mode for Aadhaar, as per extant rules and regulations. The Company may avail itself of the services of a Business Correspondent (BC) for the same. However, the same will be in line with the RBI Master Circular on KYC guidelines.

Alternatively the verification through “Digital KYC” – introduced by RBI in 2016 and with subsequent amendments to the Master Directions 2016, the customer identity can be verified through capturing a live photo of the customer and an officially valid document where TY offline verification cannot be carried out, along with the latitude and longitude of the location where such live photo is taken by the authorized officer of the RE as per the provisions contained in the master circular.

PAN or Form 60

If the account-based relationship is established without the customer submitting PAN/Form 60, then the customer shall submit the same within six months from the date of commencement of relationship. If the customer fails to submit the same, then no credit shall be allowed in such accounts. The Company shall inform the customer of this provision at the time of opening of accounts.

One recent photograph

If the OVD listed in Enclosure 3 towards address proof doesn't have current address, then the Company shall collect the following as proof of address:

Utility bill not more than 2 months old (i.e. electricity, telephone, post-paid mobile phone, piped gas, water bill)

Property or municipal tax receipt

Pension or family pension payment orders issued to retired employees by Government departments or PSU

Letter of allotment of accommodation from employer issued by state government or central government departments, statutory or regulatory bodies, PSU, scheduled commercial banks, financial institutions and listed entities

In the above-mentioned instance, the Company will collect OVD with current address within a period of 3 months of submitting the above documents.

For proprietary concerns, the Company will collect documents from the list given in enclosure- 3 and only where the Company is satisfied that it is not possible for the customer to furnish two such documents, the Company will have the discretion to accept only one of those documents as activity proof. In such a situation, the Company will record the appropriate reason for accepting one document as activity proof.

For any corporates or other legal entities, the Company will collect documents from the list given in Enclosure -2 & 3

If an existing KYC compliant customer desires to open another account, there is no need for submission of fresh proof of identity and/or proof of address for the purpose. However, if there is a change in the residential address of the customer, a self-declaration and new residential address proofs are taken before opening of the new account.

VERIFICATION

The Company as a part of the credit policy will document and implement appropriate risk-based procedures designed to verify that it can form a reasonable belief that it knows the true identity of its customers. Verification of customer identity should occur before transacting with the customer. The acceptable methods of verification of customer identity may include verification through documents and/or non-documentary verification methods that are appropriate given the nature of the business process, the products and services provided and the associated risks thereof.

VERIFICATION THROUGH DOCUMENTS

These documents may include but are not limited to the list of documents that can be accepted as proof of identity and address from customers across various products offered by the Company as provided in Enclosure-2 & 3 to this policy. The Company representative shall compare the certified copy of OVD document collected with the original and record the same on the copy.

VERIFICATION THROUGH NON-DOCUMENTARY METHODS

These methods may include, but are not limited to:

Contacting or visiting a customer:

Independently verifying the customer's identity through the comparison of information provided by the customer with information obtained from a consumer reporting agency, public database or other source:

Checking references with other financial institutions: or obtaining the financial statement.

If a full KYC verification is done by a branch / office and is not due for a periodic updating for an account: then it is valid for a transfer to another branch/office or the Company.

As included in Enclosure 4, verification can be done through Digital KYC. The customer identity can be verified through capturing a live photo of the customer and officially valid document where offline verification cannot be carried out, along with the latitude and longitude of the location where such live photo is taken by the authorized officer of the RE as per the provisions contained in the master circular.

RESOLUTION OF DISCREPANCIES

The Company will implement procedures to resolve information discrepancies and, if not resolved, to decline or cease to do business with a customer when it cannot form a reasonable belief that it knows the true identity of such customer or cannot adequately complete necessary due diligence.

PERIODIC UPDATION OF KYC RECORDS (ONGOING DUE DILIGENCE)

Full KYC exercise (periodic updating) will be done at a periodicity not less than once in ten years in case of low-risk category customers, not less than once in eight years in case of medium risk

category customers and not less than once in two years in case of high-risk category customers. At the time of revalidation, the Company shall obtain a fresh certified copy of

PAN or Form 60.

Any OVD document as detailed in Enclosure 3.

Digital KYC as per the provisions contained in the KYC Master Circular

However, in the case of the low-risk category and no change in status with respect to their identities and addresses, then a self-certification by the customer to that effect shall suffice in such cases. In case of change of address of such 'low risk' customers, they can forward a certified copy of proof of address by mail/post, etc.

In case of any customer other than individual, the documents as detailed in Enclosure 3 shall be obtained

This exercise would apply from the date of opening of account/last verification of KYC.

MONEY LAUNDERING AND TERRORIST FUNDING

To carry on a periodic Money laundering (ML) and Terrorist Financing (TF) risk assessment exercise to identify, assess and take effective measures to mitigate money laundering and terrorist financing risk for clients, countries or geographic areas, products services, transactions or delivery channels etc. As per the 20th of April amendments of Master Directives of RBI 2016, the risk assessment will be done by taking the cognizance of overall sector specific vulnerabilities, if any, that the regulator/supervisor may share from time to time.

SFL shall apply a Risk based approach for mitigation and management of the identified risk through Board approved policies, controls and procedures. The same will be reviewed by RMC on an annual basis.

ENHANCED DUE DILIGENCE

The Company is primarily engaged in retail finance. It does not deal with such category of customers who could pose a potential high risk of money laundering, terrorist financing or political corruption and are determined to warrant enhanced scrutiny. The existing credit policies of the Company in respect of its business ensure that the Company is not transacting with such high risk customers. The Company shall conduct Enhanced Due Diligence in connection with all customers or accounts that are determined to pose a potential high risk and are determined to warrant enhanced scrutiny. Each business process shall establish appropriate standards, methodology and procedures for conducting Enhanced Due Diligence, which shall involve conducting appropriate additional due diligence or investigative actions beyond what is required by standard KYC due diligence. Enhanced Due Diligence shall be coordinated and performed by the Company, who may engage appropriate outside investigative services or consult appropriate vendor sold databases when necessary. Each business process shall establish procedures to decline to do business with or discontinue relationships with any customer when the Company cannot adequately complete necessary Enhanced Due Diligence or when the information received is deemed to have a significant adverse impact on reputational risk.

The following are the indicative list where the risk perception of a customer may be considered higher:

- i. Customers requesting for frequent change of address/contact details
- ii. Sudden change in the loan account activity of the customers
- iii. Frequent closure and opening of loan accounts by the customers
- iv. Accounts of Politically Exposed Persons (PEP)

Enhanced due diligence may be keeping the account monitored closely for a re- categorization of risk, updating of fresh KYC documents, field investigation or visit of the customer, etc., which shall form part of the credit policies of the businesses.

The Company will not do any transactions with non-face-to-face customers.

Politically exposed persons are individuals who are or have been entrusted with prominent public functions in a foreign country, e.g., Heads of States or of Governments, senior politicians, senior government/judicial/military officers, senior executives of state-owned corporations, important political party officials, etc.

The Company offers products primarily to Indian residents only. The Company, if extending any finance to non-residents should check if he is PEP and check all the information available about the person in the public domain. The Company is also required to subject such accounts to enhanced monitoring on an ongoing basis. The above norms may also be applied to the contracts of the family members or close relatives of PEPs.

In a scenario wherein an account must be opened for a PEP after a detailed assessment of the source of funds, identity of the PEP, Details on his activities carried out by him and his family members; it shall be approved by CCO, HD – Operations and CEO prior to opening of an account. If an existing customer subsequently becomes a PEP, then approvals has to be taken from the above mentioned designated individuals in order to continue the relationship. Such account would be tagged as “HighRisk Customers” and all the process and procedures, not limited to CDD measures, including enhanced monitoring would be applicable.

The Company shall not rely on third party due diligence or open accounts through professional intermediaries.

RECORD RETENTION

- i. The Company shall maintain all records of transaction between Company and the customer for atleast 5 years from the date of transaction
- ii. The Company shall preserve identification / address documents of customer for a period of 5 years after the business relationship is ended
- iii. The Company shall maintain a record of transactions as prescribed in Prevention of moneylaundering act. The details are given below:

a) Transactions for which records need to be maintained:

All cash transactions of the value of more than Rs.10 lakhs or its equivalent in foreign currency.

All series of cash transactions integrally connected to each other which have been individually valued below Rs.10 lakhs or its equivalent in foreign currency where such series of transactions have taken place within a month and the monthly aggregate exceeds Rs.10 lakhs or its equivalent in foreign currency.

All cash transactions where forged or counterfeit currency notes or bank notes have been used as genuine and where any forgery of a valuable security has taken place.

All suspicious transactions whether made in cash.

b) Information to be preserved:

The information required to be preserved with respect to the above transactions are the nature of transactions, amount and the currency in which it was denominated, date of transaction and the parties to the transaction.

iv. The above records shall be maintained either in hard or soft format and shall be made available to the competent authorities upon request.

REPORTING

The Company shall have a system of internal reporting of cash transactions greater than Rs.10 lakhs (whether such transactions comprise of a single transaction or a series of transactions integrally connected to each other and where such series of transactions take place within a month), suspicious transactions and counterfeit transactions, whether such transactions comprise of a single transaction or a series of transactions integrally connected to each other, and where such series of transactions take place within a month.

“Suspicious transaction” means a transaction whether made in cash which, to a person acting in good faith:

- i. gives rise to a reasonable ground of suspicion that it may involve the proceeds of crime; or
- ii. appears to be made in circumstances of unusual or unjustified complexity; or
- iii. appears to have no economic rationale or bona fide purpose; or
- iv. give rise to a reasonable ground of suspicion that it may involve financing of the activities relating to terrorism.
- v. Where the transactions are abandoned by customers on being asked to give some details or to provide documents

Further, the Compliance officer shall furnish information of the above-mentioned transactions to the Director, Financial Intelligence Unit – India (FIU-IND) at the prescribed address in the formats prescribed in this regard including the electronic filing of reports.

Provided that where the principal officer, has reason to believe that a single transaction or series of transactions integrally connected to each other have been valued greater than Rs.10 lakhs so as to defeat the provisions of the PMLA regulations, such officer shall furnish information in respect of such transactions to the Director within the prescribed time

MONITORING OF TRANSACTIONS

Ongoing monitoring is an essential element of effective KYC procedures. The Company can effectively control and reduce the risk only if it understands the normal and reasonable activity of the customer so that they have the means of identifying transactions that fall outside the regular pattern of activity. However, the extent of monitoring will depend on the risk sensitivity of the account. The business divisions should pay special attention to all complex, unusually large transactions and all unusual patterns which have no apparent economic or visible lawful purpose. High-risk accounts must be subject to intensified monitoring.

The Company shall put in place an appropriate software application / mechanism to throw alerts when the transactions are inconsistent with risk categorization and update the profile of customers.

CIP NOTICE

The Company shall implement procedures for providing customers with adequate notice that the Company is requesting information and taking actions to verify their identity. Each business process shall determine the appropriate manner to deliver the notice, which shall be reasonably designed to ensure that the customer is able to view or is otherwise given such notice prior to account opening.

EXISTING CUSTOMER

The requirements of the earlier sections are not applicable to existing customers, unless specifically mentioned in the policy or notified by Government / regulators. Further, transactions in existing accounts should be continuously monitored and any unusual pattern in the operation of the account should trigger a review of the due diligence measures.

CUSTOMER EDUCATION

The Company may regularly educate the customer of the objectives of the KYC program. The Company on an ongoing basis educates the front desk staff, the branch staff and the new joiners on the elements of KYC through training programs/e-mail.

APPLICABILITY TO BRANCHES AND SUBSIDIARIES OUTSIDE INDIA

The above guidelines shall also apply to the branches.

APPOINTMENT OF DESIGNATED DIRECTOR OR PRINCIPAL OFFICER

Ms. Deepa Tracy will be the designated director who is responsible for ensuring overall compliance as required under PMLA Act and the Rules. **Mr. Darsh Mehta** has been designated as Principal Officer who shall be responsible for furnishing information to FIU-IND.

HIRING OF EMPLOYEES AND EMPLOYEE TRAINING

The Company shall have screening mechanism of their personnel before recruitment and training process of AML policy on a periodical basis.

ILLUSTRATIVE LIST OF ACTIVITIES WHICH WOULD BE CONSTRUED AS SUSPICIOUS TRANSACTIONS

Activities which are not consistent with the customer's business, i.e. account with large volume of credits whereas the nature of business does not justify such credits shall be construed as suspicious transactions.

Any attempt to avoid reporting / record-keeping requirements / provides insufficient / suspicious information:

A customer who is reluctant to provide information needed for a mandatory report, to have the report filed or to proceed with a transaction after being informed that the report must be filed.

Any individual or group that coerces/induces or attempts to coerce/induce the Company employee from not filing any report or any other forms.

An account where there are several cash transactions below a specified threshold level to avoid filing of reports that may be necessary in case of transactions above the threshold level, as the customer intentionally splits the transaction into smaller amounts for the purpose of avoiding the threshold limit.

Certain Employees of the Company arousing suspicion:

An employee whose lavish lifestyle cannot be supported by his or her salary.

Negligence of employees / willful blindness is reported repeatedly.

Some examples of suspicious activities/transactions to be monitored by the operating staff:
Multiple accounts under the same name.

Refuses to furnish details of source of funds by which initial contribution is made, sources of funds are doubtful etc.

There are reasonable doubts over the real beneficiary of the loan
Frequent requests for change of address.

COMPLIANCE OF KYC POLICY

To KYC compliance, the Managing Director, CEO, CRO, CCO and Head Operations are constituted as “Senior Management”.

For day-to-day operations Business Head, CCO and Head Operations would ensure that the KYC policies and procedures are implemented effectively and efficiently.

The External Internal Auditor, as appointed time to time by the Company, would verify the adherence of the KYC policy during the normal course of conducting their auditing activities and would bring any deviation/discrepancy, if any, to the Audit Committee.

Company’s internal audit and compliance functions play a role in evaluating and ensuring adherence to the KYC policies and procedures. As a rule, the compliance function also provides an independent evaluation of the Company’s own policies and procedures, including legal and regulatory requirements. Internal Auditors specifically check and verify the application of KYC procedures at the branches and comment on the lapses observed in this regard. Compliance in this regard is put up before the Audit Committee of the Board at quarterly intervals.

On a quarterly basis, the audit points, if any, and compliance would be presented to the Audit Committee.

The decision-making function of the determining compliance with the KYC policy/norms will not be outsourced by the Company

CENTRAL KYC REGISTRY (CKYCR)

The customer KYC information should be shared with the CKYCR in the manner mentioned in the RBI Directions in the RBI’s KYC templates prepared for individuals with Central Registry of Securitization Asset Reconstruction and Security Interest of India (CERSAI).

ENCLOSURE-1

INDICATIVE LIST FOR RISK CATEGORISATION MEDIUM & HIGH-RISK CATEGORY

Customers that are likely to pose a higher-than-average risk may be categorized as medium or high risk depending on customer's background, nature and location of activity, country of origin, sources of funds and his client profile etc.

Illustrative examples of medium risk category customers are:

- i. High Net worth Individuals (Having defined as income of more than INR 1 Crore pm)
- ii. Trust, charities, NGO's and Organization receiving donations
- iii. Companies having close family shareholding or beneficial ownership
- iv. Firms with 'sleeping partners'
- v. If all the customers, part of a proposal, stays outside of India

Illustrative examples of high-risk category customers are:

- i. Politically Exposed Persons (PEPs) of Indian/Foreign Origin
- ii. Non-face-to-face customers
- iii. Those with dubious reputation as per public information available

LOW RISK CATEGORY

Individuals (other than High Net Worth) and entities whose identities and sources of wealth can be easily identified and transactions in whose accounts by and large conform to the known profile and not covered in any of the above two categories, shall be categorized as low risk.

Since most of the Company's customers are based out on India and are serviced by the Company thru its own branches and employees and transacts only in INR with the Company, they would be classified as low risk.

Illustrative examples are:

- i. Salaried employees whose salary structure is well-defined
- ii. People belonging to lower economic strata of the society whose accounts show small balances and low turnover

ENCLOSURE-2

CUSTOMER IDENTIFICATION REQUIREMENTS TRUST

ACCOUNTS

The Company shall collect following for opening a Trust account:

- i. Registration certificate, if registered
- ii. Trust deed
- iii. An identification document in respect of the person holding an attorney to transact on its behalf in line with KYC policy
- iv. In the case of any application from trust/nominee or fiduciary accounts, the Company shall determine whether the customer is acting on behalf of another person as trustee/nominee or any other intermediary.
- v. If in doubt of the persons behind the customer, the Company may insist on receipt of satisfactory evidence of the identity of the intermediaries and of the persons on whose behalf they are acting, as also obtain details of the nature of the trust or other arrangements in place. Company takes reasonable precautions to verify the identity of the trustees and the settlors of trust (including any person settling assets into the trust), grantors, protectors, beneficiaries and signatories.

ACCOUNTS OF COMPANIES AND FIRMS

For opening an account of a Company, we shall collect certified copies of each of the following documents:

- i. Certificate of incorporation
- ii. Memorandum and Articles of association
- iii. Board resolution and Power of attorney granted to its managers, officers or employees to transact on its behalf
- iv. An identification document in respect of the managers / officers /employees / person holding an attorney to transact on its behalf in line with KYC policy

IDENTITY OF BENEFICIAL OWNER

The Company shall identify the beneficial owner and take all reasonable steps to verify his identity. The term "beneficial owner" has been defined as the natural person who ultimately owns or controls a client and/or the person on whose behalf the transaction is being conducted and includes a person who exercises ultimate effective control over a juridical person. Government of India has since examined the issue and has specified the procedure for determination of Beneficial

Where the client is a Company, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has a controlling ownership interest or who exercises control through other means.

Explanation:

"Controlling ownership interest" means ownership of or entitlement to more than twenty five percent of shares or capital or profits of the Company.

"Control" shall include the right to appoint a majority of the directors or to control the management or policy decisions including by virtue of their shareholding or management rights or shareholder's agreements or voting agreements.

where the client is a partnership firm, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of/entitlement to more than fifteen percent of capital or profits of the partnership.

where the client is an unincorporated association or body of individuals, the beneficial owner is the natural person(s), who, whether acting alone or together, or through one or more juridical person, has ownership of or entitlement to more than fifteen percent of the property or capital or profits of such association or body of individuals.

where no natural person is identified under (a) or (b) or (c) above, the beneficial owner is the relevant natural person who holds the position of senior managing official.

where the client is a trust, the identification of beneficial owner(s) shall include identification of the author of the trust, the trustee, the beneficiaries with fifteen percent or more interest in the trust and any other natural person exercising ultimate effective control over the trust through a chain of control or ownership; and

where the client or the owner of the controlling interest is a Company listed on a stock exchange, or is a subsidiary of such a Company, it is not necessary to identify and verify the identity of any shareholder or beneficial owner of such companies.

Enclosure-3

KYC Documents for Identification and verification

List of documents required for CIP (Customer Identification Procedure):

	To submit Certified copy of the following document
Resident Individual	<p><u>Mandatory Document:</u> <u>PAN/Form 60 plus any one OVD as mentioned below</u></p> <ol style="list-style-type: none"> 1. Passport 2. Voter's identity Card issued by Election Commission. 3. Driving License 4. Job card issued by NREGA duly signed by an officer of the StateGovt. 5. The letter issued by the national population register contains details of name and address. 6. Digital KYC – the customer identity can be verified through capturing a live photo of the customer. 7. Proof of Possession of Aadhar number with Aadhaar numberstricken.
Partnership Firms	<ol style="list-style-type: none"> 1. Registration certificate, if registered 2. Partnership deed 3. An officially valid document in respect of the person holding anattorney to transact on its behalf.

Proprietor Concern	<p>The Company shall collect kyc documents of proprietor in line with the policy. With respect to proprietary concern, the Company shall collect any two of the following documents as a proof of business /activity in the name of proprietary firm:</p> <ol style="list-style-type: none"> 1. Proof of the name, address and activity of the concern, like registration certificate (in the case of a registered concern), 2. certificate/license issued by the Municipal authorities under Shops & Establishments Act 3. sales and income tax returns, 4. CST/VAT / GST certificate (provisional /final) 5. Certificate/registration document issued by Sales Tax/Service Tax / Professional Tax authorities, 6. Importer Exporter Code (IEC) issued to proprietary concern by the office of DGFT /License/certificate of practice issued in the name of the proprietary concern by any professional body incorporated under a statute. 7. The complete income tax return (not just the acknowledgement) in the name of the sole proprietor where the firm's income is reflected, duly authenticated/acknowledged by the income tax authorities. 8. Utility bills such as electricity, water and landline telephone bills.
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ENCLOSURE – 4

RELEVANT PROCESS OF V-CIP (VIDEO BASED CUSTOMER IDENTIFICATION PROCESS) AS PER AMENDMENT TO MASTER DIRECTION (MD) ON KYC, 9TH JANUARY 2020.

The process of V-CIP has been specified in Section 18 in terms of which, REs may undertake live V-CIP, to be carried out by an official of the RE, for establishment of an account-based relationship with an individual customer, after obtaining his informed consent and shall adhere to the following stipulations:

- a) The official of the RE performing the V-CIP shall record video as well as capture photograph of the customer present for identification and obtain the identification information. REs other than banks: can only carry out Offline Verification of Aadhaar for identification.
- b) RE shall capture a clear image of PAN card to be displayed by the customer during the process, except in cases where e-PAN is provided by the customer. The PAN details shall be verified from the database of the issuing authority.
- c) Live location of the customer (Geotagging) shall be captured to ensure that customer is physically present in India
- d) The official of the RE shall ensure that photograph of the customer in the Aadhaar/PAN details matches with the customer undertaking the V-CIP and the identification details in Aadhaar/PAN shall match with the details provided by the customer.
- e) The official of the RE shall ensure that the sequence and/or type of questions during video interactions are varied to establish that the interactions are real-time and not pre-recorded.
- f) All accounts opened through V-CIP shall be made operational only after being subject to concurrent audit, to ensure the integrity of the process.
- g) RE shall ensure that the process is a seamless, real-time, secured, end-to-end encrypted audiovisual interaction with the customer and the quality of the communication is adequate to allow identification of the customer beyond doubt. RE shall carry out the liveness check in order to guard against spoofing and such other fraudulent manipulations.
- h) To ensure security, robustness and end to end encryption, the REs shall carry out software and security audit and validation of the V-CIP application before rolling it out.
- i) The audiovisual interaction shall be triggered from the domain of the RE itself, and not from third party service provider, if any. The V-CIP process shall be operated by officials specifically trained for this purpose. The activity log along with the credentials of the official performing the V-CIP shall be preserved.
- j) REs shall ensure that the video recording is stored in a safe and secure manner and bears the date and time stamp.
- k) REs are encouraged to take assistance of the latest available technology, including Artificial Intelligence (AI) and face matching technologies, to ensure the integrity of the process as well as the information furnished by the customer. However, the responsibility of customer identification shall rest with the RE.
- l) RE shall ensure to redact or blackout the Aadhaar number in terms of Section 16.