4. Each Contracting Party shall ensure that it has the authority, for the purposes specified in Article 2 and within the constraints of Article 3, to obtain and provide, through its competent authority, upon request:

(a) information held by banks, other financial institutions, and any person, including nominees and trustees, acting in an agency or fiduciary capacity; and

(b) (i) information regarding the ownership of companies, partnerships and other persons, including ownership information on all such persons in an ownership chain;

(ii) in the case of trusts, information on settlors, trustees, protectors and beneficiaries; and

(iii) in the case of foundations, information on founders, members of the foundation council and beneficiaries.

This Agreement does not create an obligation on the Contracting Parties to obtain or provide ownership information with respect to publicly traded companies or public collective investment funds or schemes unless such information can be obtained without giving rise to disproportionate difficulties.

5. The competent authority of the Requesting Party shall formulate a request for information under this Agreement with the greatest detail possible and shall provide the following information in writing to the competent authority of the Requested Party to demonstrate the foreseeable relevance of the information sought to the request for the purposes referred to in Article 2:

(a) the identity of the person under examination;

(b) the period of time with respect to which the information requested is required for the tax purposes of the Requesting Party;

(c) the nature of the information requested and the form in which the Requesting Party prefers to receive the information from the Requested Party;

(d) the tax purposes for which the information requested is sought;

(e) the reason why the information requested is foreseeably relevant to the request for the purposes referred to in Article 2;

(f) grounds for believing that the information requested is held by the Requested Party or is in the possession of or obtainable by a person who is within the territorial jurisdiction of the Requested Party;

(g) to the extent known, the name and address of any person believed to be in possession of or able to obtain the information requested;

(h) a statement that the request is in conformity with the laws and administrative practices of the Requesting Party, that if the information requested was within the territorial jurisdiction of the Requesting Party the competent authority of the Requesting Party would be able to obtain the information under the laws or in the normal course of administrative practices of the Requesting Party and that the request is in conformity with the Agreement; and

(i) a statement that the Requesting Party has pursued all means available within its territorial jurisdiction to obtain the information requested, except those that would give rise to disproportionate difficulties.

Article 6
TAX EXAMINATIONS ABROAD

1. At the request of the competent authority of the Requesting Party, the competent authority of the Requested Party may allow, to the extent permitted under the laws of the Requested Party, representatives of the competent authority of the Requesting Party to be present at the appropriate part of a tax examination in the Requested Party.

2. If the request referred to in paragraph 1 is acceded to, the competent authority of the Requested Party conducting the examination shall, as soon as possible, notify the competent authority of the Requesting Party about the time and place of the examination, the authority or official designated to carry out the examination and the procedures and conditions required by the Requested Party for the conduct of the examination. All decisions with respect to the conduct of the examination shall be made by the Requested Party conducting the examination.