

**Declaration Statement**  
**under Art. 2 Para 1 of Ordinance № 1 on the Information and Documents, Submitted to**  
**Payment Service Providers in Executing Third Party Cross-border Transfers and Payments**  
**(the Ordinance)**

*This declaration statement shall be filled out upon effecting a cross-border fund transfer or payment to a third party in the amount of BGN 30 000 or more, or their equivalence in another currency*

I, the undersigned .....,  
Personal ID №/Foreign National's ID card № ....., issued on .....,  
by ....., valid through ....., domicile: .....

In my personal capacity/in my capacity as a representative of:  
*(Please, cross out the irrelevant)*

.....  
Personal ID №/Foreign National's ID card № ....., issued on .....  
..... by ....., valid through .....  
domicile: ..... *(for natural persons), or*

.....  
Company ID/ data as per registration document ....., having its seat and registered  
office in:  
.....  
*(for legal entities)*

I hereby state that:

Section I

1. I effect a cross-border fund transfer or payment to a third party in the amount of: .....  
.....  
*(Please, state the cross-border fund transfer/payment amount in words and in digits, as well as the currency type)*

2. For effecting the fund transfer/payment I enclose a document as per Art. 2, Para 2 of the Ordinance:

       
Yes      No

*(Please, select the relevant)*

Should "Yes" be selected, please state the document title, number and/or date:

.....  
*Note:* If the person cannot provide a document out of those listed in Art. 2, Para. 2 of the Ordinance, he/she should fill out respectively Item 2.1 and/or 2.2. and/or 2.3 of the Declaration Statement.

2.1. The fund transfer/payment reason is outside the scope of the listed in Art 2, Para 2 of the Ordinance, hence I enclose another document in evidence of the fund transfer/payment reason and amount:

.....  
*(Please, state the document type, number and/or date)*

2.2. I enclose an electronic document, reproduced on paper as a true copy, certified by me, in evidence of the fund transfer/payment reason and amount: .....

.....  
*(Please, state the document type, number and/or date)*

2.3. I do not have a document, in evidence of the fund transfer /payment reason and amount and I hereby state the following fund transfer /payment reason: .....

3. I effect a cross-border fund transfer or payment to a third party, representing taxable income pursuant to Art. 37 and 38 of the Natural Persons Income Tax Act or pursuant to Art. 194 and Art. 195 of the Corporate Income Tax Act.

       
Yes      No

*(Please, select the relevant)*

Note: Should "Yes" be selected, please fill out the next section II of the Declaration Statement.

Section II

*(This section should be filled out only in case the person has stated in section I item 3 of the Declaration Statement that he/she orders a cross-border fund transfer or payment to a third party, representing taxable income pursuant to Art. 37 and 38 of the Natural Persons Income Tax Act or pursuant to Art. 194 and Art. 195 of the Corporate Income Tax Act.*

1. Accrued income type and gross amount .....

.....

2. Withheld tax amount as per Art. 37 and 38 of the Natural Persons Income Tax Act or Art. 194 and 195 of the Corporate Income Tax Act: .....

.....

3. A Treaty for Avoiding Double Taxation has been applied, concluded with .....

.....

.....

       
Yes      No

*(Please, select the relevant)*

4. An opinion has been issued by the National Revenue Agency as to availability of grounds for applying the Treaty for Avoiding Double Taxation.

       
Yes      No

*(Please, select the relevant)*

I am aware of the penal liability pursuant to Art. 313 of the Penal Code for declaring false data.

Date: .....

Declarant's signature:

**Instructions**  
**on filling out the Declaration Statement as per**  
**Art. 2, Para 1 of the Ordinance on the**  
**Information and Documents,**  
**Submitted to Payment Service Providers in**  
**Executing Third Party Cross-border Transfers and**  
**Payments (the Ordinance)**

Section I This declaration statement shall be filled out in all cases of effecting a cross-border fund transfer or payment to a third party in the amount of BGN 30 000 or more, or their equivalence in another currency:

- Please, state in Item 1 the cross-border fund transfer/payment amount in words and in digits, as well as the currency type.
- Please, state in Item 2 whether you enclose to the Declaration Statement some of the documents as per Art. 2, Para 2 of the Ordinance, as follows:
  - Regarding import of goods – contract, invoice, customs declaration (Uniform Administrative Document) or another import-related document;
  - Regarding delivery of goods and services – contract, invoice, declaration or another document, in evidence of the fund transfer/ payment reason and amount;
  - Regarding labour and non-labour income – labour contract, management contract, independent employment contract, invoice or another document, certifying the fund transfer /payment reason and amount;
  - Regarding copyright and licence income – contract, invoice or another document, certifying the fund transfer /payment reason and amount;
  - Regarding social security contributions of staff, for education, training, qualification and outplacement – contract, invoice or another document, certifying the fund transfer /payment reason and amount;
  - Regarding payment of pensions – document, certifying the payment reason;
  - Regarding maintenance of diplomatic and consular offices of the Republic of Bulgaria, representative offices of ministries and agencies or representative offices of local entities abroad – document, certifying the fund transfer /payment reason;
  - Regarding membership in an international organization – a document, issued by the respective international organization;
  - Regarding dividends and liquidation stakes – a decision of the company' General Meeting;
  - Regarding incorporation, acquisition or transfer of an enterprise – decision of the company's competent body and agreement;
  - Regarding acquisition of securities, shares, stakes, compensatory instruments, investment bonds and other financial assets – document, certifying the fund transfer /payment reason;
  - Regarding granting or repaying a loan or borrowing cash, including interest – agreement for a loan or cash borrowing;
  - Regarding acquisition of immovable or movable property, vehicles, aircrafts or watercrafts – contract, invoice or another document, certifying the fund transfer/payment reason and amount;
  - Regarding fines, penalties and indemnities for lost profits – contract, invoice or enforceable ruling of a judicial body, certifying the fund transfer/payment reason and amount;
  - Regarding subscription of print and electronic media – contract, invoice or another document, certifying the payment reason;
  - Regarding bets, gains or rewards from involvement in games of chance, participation in international contests, competitions, festivals, fairs or other similar events – a document, certifying the fund transfer /payment reason and amount;
  - Regarding maintenance or other due sums under rulings of domestic or international law administration authorities – an enforceable ruling of a judicial body;
  - Regarding fund transfers of foreign currency, which amount does not exceed the amount of the foreign currency, brought into this country via a bank transfer – a true copy of the document, certifying the receipt of the fund transfer;
  - Regarding fund transfer in foreign currency, acquired from a legator's deposit – a Legal Heir Certificate and statement of the legator's account.

Should "Yes" be selected, please state the document title, number and/or date.

If the person cannot provide a document out of those listed in Art. 2, Para. 2 of the Ordinance, he/she should fill out respectively Item 2.1 and/or 2.2. and/or 2.3 of the Declaration Statement.

- Item 2.1 should be filled in if the person presents another document, certifying the fund transfer/ payment reason, outside the scope of the documents, listed in Art. 2, Para 2 of the Ordinance. Please, state the document type, number and/or date.
- Item 2.2 should be filled out, if the person provides an electronic document within the meaning of the Electronic Document and Electronic Signature Act or confirmation for conclusion of an agreement under the Electronic Trade Act, which certify the fund transfer / payment reason and amount. Upon availability of such documents they should be presented on

paper in a true copy, certified by the respective person. Please, state the document type, number and/or date.

- Item 2.3 should be filled in, if the person cannot provide a document, certifying the fund transfer/ payment reason and amount, by detailing the fund transfer/ payment reason, such as:
  - To an own account;
  - For maintenance of a spouse, descendants, ascendants and siblings, upon unavailability of a court ruling;
  - other
- Please, state in Item 3 whether the income is taxable pursuant to Art. 37 and 38 of the Natural Persons Income Tax Act or pursuant to Art. 194 and Art. 195 of the Corporate Income Tax Act.

Section II of the Declaration Statement should be filled out when the cross-border fund transfer/ payment represents income, taxable pursuant to Art. 37 and 38 of the Natural Persons Income Tax Act or pursuant to Art. 194 and Art. 195 of the Corporate Income Tax Act.

1. Income pursuant to Art. 37 of the Natural Persons Income Tax Act represents:
  - 1.1 – indemnities for lost profits and penalties of such nature;
  - 1.2 – scholarships for education in Bulgaria and abroad;
  - 1.3 – interests, incl. such, contained in the lease installments;
  - 1.4 – income from rental or other provision for use against consideration of movable or immovable property, including installments under a lease agreement, which does not explicitly provide for the transfer of ownership;
  - 1.5 – remuneration under franchise and factoring agreements;
  - 1.6 – copyright and licence income;
  - 1.7 – remuneration for technical services;
  - 1.8 – rewards and remuneration for activity, performed on this country's territory by foreign natural persons – socially active persons, scientists, artists, intellectuals, athletes, including the cases when the income has been paid/accrued through a third party, such as impresario agency, production house or other intermediaries;
  - 1.9 – income from management and control activities, from participation in management and control bodies of enterprises;
  - 1.10– income from sale, exchange or another transfer of immovable property against consideration;
  - 1.11– installments under a lease agreement, explicitly stipulating transfer of the right of ownership of immovable property;
  - 1.12– income from sale, exchange or another transfer of shares, stakes, compensatory instruments, investment bonds and other financial assets against consideration, with the exception of income from exchange as per Art. 38, Para 5 of the Natural Persons Income Tax Act.
2. Income pursuant to Art. 38 of the Natural Persons Income Tax Act represents:
  - 2.1 – dividends in favour of a sole proprietor;
  - 2.2 – dividends and liquidation stakes in favour of a local natural person or a foreign national from a source in Bulgaria or of a local natural person from a source abroad;
  - 2.3 – taxable income, acquired from exchange of shares and stakes in line with the reorganization of companies as per Chapter 19, Section II of the Corporate Income Tax Act:
    - a) by local natural persons upon exchange of shares and stakes in local commercial companies for shares and stakes in local commercial companies or in commercial companies abroad;
    - b) by local natural persons upon exchange of shares and stakes in commercial companies abroad for shares and stakes in commercial companies abroad or in local commercial companies;
    - c) by foreign nationals upon exchange of shares and stakes in local commercial companies for shares and stakes in local commercial companies or in commercial companies abroad;
  - 2.4 – taxable income from additional voluntary social insurance, from health insurance and from life insurance;
  - 2.5 – income, acquired by the person upon sale or exchange of movable property as per Art. 13, Para 1, Item 2, indent „d“ of the Natural Persons Income Tax Act;
  - 2.6 – acquired by a cooperative farm member taxable income from interest under loans to the cooperative farm;
  - 2.7 – income from rental or another provision for use against consideration of condominium property with form of management being the General Meeting of the Owners, accrued/paid by enterprises and self-employed persons.
3. Income pursuant to Art. 194 and Art. 195 of the Natural Persons Income Tax Act represents:
  - 3.1 - income from dividends and liquidation stakes;
  - 3.2 – income of foreign legal entities.
- In Item 1 the payer of income with source in Bulgaria should state the gross amount and type of the taxable income it has accrued / paid.
- In Item 2 the payer of income should state the ultimate tax amount pursuant to Art. 37 or Art. 38 of the Natural Persons Income Tax Act or Art. 194 or 195 of the Corporate Income Tax Act, in case such has been withheld.
- In Item 3 the payer of income should state the provisions and the title of the treaty for avoiding the double taxation, in case such is being applied, as well as the country with which it has been concluded.
- In Item 4 the payer should state the availability or lack of an opinion from the National Revenue Agency on the application of the Treaty for Avoiding the Double Taxation.