

IDFC FIRST Bank Ltd – Tax policy

IDFC FIRST Bank Limited ('Bank') is a universal private sector bank in India's banking industry. It is regulated by the Reserve Bank of India (RBI). It offers a comprehensive suite of financial products to customer segments spanning across large and mid-corporates, small and medium enterprises (SME) and retail businesses. The Bank has a wholly owned Indian subsidiary viz, IDFC FIRST Bharat Limited which operates as its business correspondent.

The Bank does not have any branches/ offices/ subsidiaries outside India.

Tax Policy

Objective:

This policy addresses the management of tax risks arising for the Bank and its branches. The Bank commits to act responsibly in relation to its tax affairs, to fulfil its compliance and disclosure obligations and to operate in accordance with all relevant laws and regulations.

Under our tax risk management strategy, we manage our tax affairs in alignment with our strategy, having regard to building long term shareholder value and to maintaining our reputation as a responsible taxpayer with tax authorities and regulators.

Scope:

This policy standard applies to the Bank including its subsidiary.

Tax Risk/ Tax Cost:

The Bank believes it has an obligation to pay taxes legally due, in accordance with the rules set out by the relevant Governments/revenue authorities. However, while complying with applicable tax law, there can be genuine interpretation differences in the application of certain provisions between the Bank and Revenue authorities. This situation may result in disputes leading to tax risk and tax litigation. Tax cost includes tax, interest, compounding fees or penalties levied by the relevant taxing authority.

The Bank endeavours to limit tax risks to ensure that there is no loss (financial/reputational) or impediment to conduct of its business affairs.

Tax Risk Appetite Statement:

The Bank contributes to the development of a sustainable tax policy and legislation, typically through direct engagement with tax authorities, public consultation processes via various representative groups and in our role as a member of the industry group of Indian Bank Association.

In keeping with our roles and responsibilities, the Bank has developed its own Tax Risk Appetite Statement. Tax Risk Appetite is the tax risk that the Bank is prepared to accept while pursuing its business strategy, recognising a range of possible outcomes as business plans are implemented. Broadly, this would define the boundaries within which the Bank would operate while administering its fiscal matters. Functioning within the tenets of the Tax Risk Appetite Statement would enable the Bank to effectively mitigate financial and/or reputational tax risks.

The Bank has appetite:

1. To manage its corporate income tax, indirect tax, other similar tax liabilities through planning or actions which are fully compliant with Tax principles.
2. To manage all dealings with tax authorities and related stakeholders with integrity and in an open and transparent manner within the boundaries of the Bank's code of conduct.
3. To manage litigation policy in a manner which is transparent, cost effective and leads to early resolution.

The Bank has no appetite:

1. To knowingly develop financial products or services for clients or participate in such products or services which may be considered unacceptable or inappropriate by relevant tax authorities owing to the fact they are not in line with the spirit of the tax laws.
2. To interpret tax laws in a way that we believe is contrary to their intention or aggressively structure own transactions in a manner which goes against the spirit of the fiscal laws.
3. To accept gross failures in compliance of statutory tax obligations e.g., filing tax returns and paying taxes.

In order for the Bank to adhere to its tax risk appetite, it will endeavour to manage its affairs, keeping the following broad principles in mind:

Tax Positions:

The Bank's tax function works with the business as an equal partner in providing clear, timely and relevant business focussed advice across all aspects of taxation. The tax team evaluates multiple alternatives and, in doing so, considers extant market practices, jurisdictional precedents settled at highest levels, spirit of the relevant tax law and adopts approaches that provide fair and competitive commercial outcomes for the Bank.

The Bank follows "the more likely than not" principle for making decision on tax matters. Thus, while concluding on a tax treatment, the Bank will not undertake the same unless it is at least more likely than not that our proposed treatment would stand up to scrutiny by tax authorities.

While we aim for certainty on the tax positions which we adopt, wherein a tax law is unclear or multiple interpretations are possible, the Bank may seek an expert opinion prior to determining its position on the said matter. Where an expert opinion is sought and received by the Bank, the tax team evaluates the same holistically and decides on the final position to be taken on the matter.

Tax Related Compliances:

The Bank will endeavour to undertake all statutory tax compliances within prescribed timelines. While undertaking such compliances, due diligence shall be done internally and an appropriate maker-checker procedure will be adhered to. While undertaking such statutory compliances, the Bank shall always follow the fiscal laws in spirit, as assessed by the management team. The Bank shall ensure all such taxes are correctly accounted for and that all tax returns are completed accurately and within regulatory timelines. It shall also maintain mandated records, extend full co-operation to agencies appointed to audit/review compliances.

Customers/Suppliers:

The Bank generally does not comment/ clarify on personal tax matters of any stakeholder. Any information provided is of a general nature and is not to be construed as tax advice. It is the duty of the stakeholder to consult his own tax advisor before taking a decision on any such information.

Corporate Responsibility:

Paying our share of taxes is part of our corporate responsibility and is in line with the expectations of our stakeholders. The Bank may make legitimate use of tax incentives and exemptions offered by Government. We generally do not participate in amnesty schemes given our tax compliance principles and relationships with tax authorities.

Relationship with Governments and Tax Authorities:

The Bank respects the right of the Government to determine sovereign tax structures, laws, rates of taxes and collection mechanisms. The Bank's policy is to be transparent and proactive in all interactions with tax authorities fostering a mutually respected relationship. The Bank participates in formal consultation process with tax authorities directly or via various industry bodies in relation to various amendments carried out in tax laws from time to time.

Tax Code of Conduct:

This code of conduct applies to all tax professionals working in the Bank and its subsidiary. It endeavours to guide the role of the tax professionals within the group, their key responsibilities including professional conduct and approach to working relationships with external parties.

Tax professionals will aim to:

- ✓ Effectively manage risk in line with the various components enumerated in the Tax policy.
- ✓ Observe all applicable laws, rules, regulations and disclosure requirements.
- ✓ Be compliant with all Anti-bribery legislation.
- ✓ Not transfer value created to low tax jurisdictions
- ✓ Undertake transfer pricing using arms length principle, as required under the Indian tax laws
- ✓ Develop and foster good working relationships with tax authorities, government bodies and other related stakeholders. This includes responding in a professional, courteous and timely manner.

Assurance:

Any queries in relation to implementation of the Tax policy should be addressed to respective tax team line managers. In the event of non-addressal of such queries within a reasonable timeline, the matter shall be brought to the attention of Tax Head of the Bank or the Financial Controller. The Tax policy will be updated, once a year if required, to take care of evolving situations and scenarios.



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