

**NOTIFICATION ON ADDITIONAL DATA PROTECTION PURSUANT TO SECTION 5
OF THE COMPETENT AUTHORITY AGREEMENT ON
AUTOMATIC EXCHANGE OF FINANCIAL ACCOUNT INFORMATION BETWEEN
BELGIUM AND HONG KONG**

[Date]

Pursuant to the provisions of Section 5 of the Competent Authority Agreement on Automatic Exchange of Financial Account Information between Belgium and Hong Kong, the Competent Authority of Belgium hereby notifies the Competent Authority of Hong Kong that, in accordance with the data protection legislation of Belgium, the following safeguards must in place in Hong Kong with respect to the personal data received from the Competent Authority of Belgium under the Competent Authority Agreement on Automatic Exchange of Financial Account Information:

Rights of access, rectification and erasure of data

Individuals, providing evidence of their identity, shall have the right of access to their Personal Data processed by the receiving Competent Authority except for:

- requests which are manifestly abusive, based on unreasonable intervals, their number, or their repetitive or systematic nature; or
- requests which would be likely to jeopardise the assessment, audit, collection, or recovery of taxes, or the enforcement or prosecution in respect of taxes, or the data processing, by the receiving Competent Authority.

Individuals, providing evidence of their identity, shall also have the right to correction, amendment or erasure of their Personal Data where such Personal Data is shown to be inaccurate. If there are compelling grounds to doubt the legitimacy of the request, the receiving Competent Authority may require further justifications before taking action.

If the Competent Authority of Belgium informs the receiving Competent Authority that it has supplied inaccurate Personal Data, the receiving Competent Authority shall correct, amend or delete that Personal Data, as appropriate.

Right to seek redress

Individuals must have the right to seek appropriate redress if they suffer damage due to the erroneous use by the receiving Competent Authority of the Personal Data supplied by the Competent Authority of [•]

Data retention

The receiving Competent Authority shall ensure that Personal Data must be kept in a form which permits identification of data subjects for no longer than is necessary for the purposes for which the Personal Data was collected or for which it is further processed.

Definitions

For purposes of this Declaration:

- a) The term “Personal Data” includes any information relating to an identified or identifiable individual; an identifiable person is one who can be identified directly or indirectly, in particular by reference to an identification number or to one or more factors specific to his physical, physiological, mental, economic, cultural or social identity;
- b) The term “Competent Authority” shall have the meaning defined in the Agreement.