



FOREIGN BANK REPRESENTATIVE OFFICE APPLICATION

REGISTRATION TO TRANSACT BUSINESS

IN THE STATE OF GEORGIA

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STATE OF GEORGIA

DEPARTMENT OF BANKING AND FINANCE

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**FOREIGN BANK REPRESENTATIVE OFFICE APPLICATION
REGISTRATION TO TRANSACT BUSINESS IN THE STATE OF GEORGIA**

_____ (“Applicant”) a banking corporation duly incorporated and existing under the laws of _____ and that satisfies the definition of “foreign bank” under 12 U.S.C. Section 3101(7) of the International Banking Act, submits this representative office application for the purpose of operating a representative office, subject to the limitations and conditions provided by federal law and the laws of the State of Georgia.

In support of this application, the following information and schedules are submitted¹:

1. Name of the Foreign Bank filing the application.
2. Physical address and mailing address of the proposed Representative Office location in Georgia.
3. The proposed location of its initial registered office in Georgia.
4. Copy of option or conditional lease on proposed Representative Office site.
5. Title and name of the person(s) in charge of business affairs at the proposed Representative Office. Documentation should be included that supports the requirement of Department Rule 80-7-1-.03(5)(i).
6. The managerial resources of the foreign bank, including the competence, experience, reputation, and integrity of the officers, directors, and principal shareholders in accordance with Department Rule 80-7-1-.03(5)(h).
7. Provide an organization chart for the applicant and its ultimate parent, if any, showing all subsidiaries of the applicant and its ultimate parent. Include the place of incorporation for all subsidiaries.
8. A complete and detailed audited statement of the financial condition of the foreign bank as of a date not more than 360 days before the date of the filing.²
9. Parent foreign bank only balance sheet and income statements through the end of the most recent quarter and for the past two fiscal years. Financial projections for the first 12 months of the proposed Georgia state representative office.
10. Describe the applicant’s intended procedures for exercising internal control over the proposed office. The response should identify reporting channels and reporting requirements (scope and frequency), and discuss the scope and frequency of internal audits. The applicant also should describe procedures to be established to ensure and monitor compliance with the Bank Secrecy Act and information security program standards.
11. Adequate assurance that the foreign bank will make available such information on the operations and activities of the foreign bank or any affiliate that the Department deems necessary to determine and enforce compliance with state and federal law.
12. A copy of the foreign bank’s notice or application submitted to the Board of Governors of the Federal Reserve System under 12 U.S.C. Section 3107 of the International Banking Act, and, when issued, the order or notification from the Board of Governors indicating that the representative office has been approved, if such notice or application is required.

¹ In the event the Applicant is establishing the representative office under and in accordance with the Board of Governors of the Federal Reserve System’s “general consent” authority under 12 CFR part 211, then the Applicant does not have to submit the information requested in items 6, 9, 10, 11, and 15. In addition, such Applicant does have to identify the title and name of the person(s) in charge of the business affairs as required by item 5, but the Applicant will not be required to submit the documentation requested by item 5.

² The audited financial statement should be stated both in the currency of the country in which the bank is domiciled and in United States dollars.

13. Documentation establishing the foreign bank engages directly in the business of banking outside of the United States and the Federal Reserve Board has concluded the foreign bank is subject to comprehensive supervision or regulation on a consolidated basis by the home country supervisor or determined that comprehensive supervision or regulation is not required but the foreign bank's application is otherwise subject to approval.
14. Documentation establishing that the home country supervisor has consented to the proposed establishment of the Georgia state representative office by the foreign bank.
15. Written verification that the foreign bank is acting in good faith and the application does not contain a material misrepresentation.
16. Verification of Lawful Presence/Citizenship Affidavit.

I certify that the preceding application and the attached supporting documents are true and correct to the best of my knowledge.

_____ Applicant

_____ Officer (senior management of Applicant) name

_____ Officer (signature)

_____ Title

Date: _____

OUTLINE OF BANKING INFORMATION
REQUESTED IN SUPPORT OF APPLICATION
BY FOREIGN BANK FOR
A REPRESENTATIVE OFFICE

NOTE: This is not a questionnaire but merely a suggestion as to the information to be included in support of your contention that the proposed Georgia state representative office will be in the best interest of the community in which it will be located. It will also provide other pertinent information as to the history and management of the foreign bank.

I. DESCRIPTION OF YOUR BANK

A. Background Information

1. History
2. Growth-resources, capital accounts, deposits, expansion of services
3. Subsidiaries
4. Branch system
5. Agencies, branches or subsidiary banks in the United States
6. Ownership
7. Directorate (names and principal business affiliation)
8. Management (names and principal business affiliation)

B. Type of Business Conducted

1. Business presently handled - specialization, if any
2. Foreign department
3. Fiduciary operations - nature, volume
4. Analysis of loans and deposits by type of class showing relation to total.

II. APPLICANT'S PLACE IN DOMICILED BANKING INDUSTRY

- A. Comparative size in terms of resources, capital accounts and deposits
- B. Volume of business
 1. Lending
 2. Foreign exchange
 3. Letter of credit financing

III. PROPOSED REPRESENTATIVE OFFICE AND MANAGEMENT

- A. Source of business - Principal type of services to be provided
- B. Management of office - Names and brief biographies of managing officer(s)
- C. Projected operations
 1. Estimated volume of credit balances
 2. Estimated income, expenses and break-even point