

Information on the implemented tax strategy for mBank Hipoteczny S.A.

Tax Report for 2023

KEY INFORMATION

- mBank Hipoteczny S.A. (hereinafter: the "Bank") is a **public trust institution**. Bank's operations are based on applicable laws, good banking practices and compliance with the standards applicable in the mBank Group.
- The Bank considers **tax law compliance** as an important part of social responsibility and the payment of taxes as a due return of part of its profit to society.
- The Bank's **tax strategy** is consistent with the principles of social justice, the strategy of the mBank Group and the ethical values we follow.
- In 2023, the government's support program for borrowers announced in year 2022 (so-called **credit holidays**) still had an impact on the Bank's financial situation. **The Bank closed the year 2023 with a pre-tax profit** of PLN 37.57 million.
- In 2023, the Bank followed **processes and procedures** for managing the performance of its obligations under tax law. This allowed the Bank to properly fulfil its tax obligations in the Republic of Poland.
- As of 1 January 2020, the Bank and the companies: mBank S.A., mFinanse S.A. and mLeasing Sp. z o. o. formed **Podatkowa Grupa Kapitałowa mBank** ("PGK"). The companies entered into an agreement for four years. According to the tax law, the entire tax capital group was a corporate income tax (CIT) taxpayer in 2023. mBank S.A. was the parent company and, in particular, calculated, collected and paid CIT on behalf of PGK. 2023 was the last fiscal year of this group as a taxpayer.
- In 2023, the Bank acted as a **taxpayer** of tax on certain financial institutions and value added tax. The Bank also performed the function of a **remitter** of personal income tax. The Bank also performed other duties required by tax law, including information, recording, and documentation obligations.

ENTITY DRAWING UP THE INFORMATION

Name:	mBank Hipoteczny S.A.
Tax Identification Number:	5262316250
KRS number:	0000003753
REGON number:	014953634
Registered office:	18 Prosta Street, 00-850 Warsaw
Fiscal year:	1 January 2023 – 31 December 2023
Date of preparation of the information:	30 September 2024

SCOPE OF INFORMATION

We have prepared and publish the information on the implemented tax strategy for 2023 ("Tax Report"), in accordance with Article 27c of the Corporate Income Tax Act of 15 February 1992 ("CIT Act"). In the Tax Report, we refer in particular to:

- information on the processes and procedures followed to manage and ensure the proper performance of obligations under tax law,
- information on voluntary forms of cooperation with bodies of the National Revenue Administration,
- information on the fulfilment of tax obligations in the territory of the Republic of Poland, including the number of tax scheme notifications provided to the Head of the National Revenue Administration in accordance with the relevant provisions of tax law, including a breakdown by the taxes to which they relate,
- information on transactions with related parties within the meaning of the relevant tax law, whose value exceeds 5% of the total assets within the meaning of the accounting regulations, determined on the basis of the last approved financial statements of the Bank, including entities which are not tax residents of the Republic of Poland,
- information on planned or undertaken restructuring activities which may affect the amount of tax liabilities of the Bank or of related parties within the meaning of the relevant tax law,
- information on applications submitted for the issuance, in accordance with the relevant provisions of tax law, of a general tax interpretation, an individual tax interpretation, binding tax rate information or binding excise information,
- information concerning tax settlements in territories or countries applying harmful tax competition as defined in the relevant tax law.

In the Tax Report we did not present information covered by trade, industrial, professional or manufacturing process secrecy.

GENERAL INFORMATION ABOUT THE BANK

The Bank is a specialist mortgage bank operating since 1999 on the basis of the Act on covered bonds and mortgage banks.

The Bank is part of the mBank Group, in which it has a strategic function in obtaining stable and long-term financing for loans secured by mortgages. To this end, the Bank issues covered bonds on both the domestic and foreign capital markets.

In connection with the division transaction (described in the section "Restructuring activities" hereof), the Bank's business profile has changed.

The Bank develops its issuing business based on a portfolio of housing loans for individuals built in close cooperation with mBank. This model combines many years of experience and competency of a specialist mortgage bank with the infrastructure and resources of a commercial universal bank. The Bank can thus maximise synergy and cost efficiency as part of mBank Group.

The Bank's mission is to issue highly secure covered bonds. At the same time, we support the development of attractive and advanced forms of real property financing offered by mBank Group.

BUSINESS STRATEGY

In 2023, mBank Hipoteczny concentrated its business activity on the accomplishment of the objectives under the new 2023-2026 strategy, which is based on five pillars:

- (1) obtaining retail mortgage loans from mBank,
- (2) financing them with regular issues of covered bonds,
- (3) improving the IT platform and data security,
- (4) risk management,
- (5) supporting the organisational culture based on shared values, ensuring respect for diversity, employees' professional growth and satisfactory working conditions.

TAX STRATEGY

The Bank is a public trust institution whose operations are based on applicable laws, good banking practices and compliance with the standards applicable in the mBank Group.

In particular, the Bank considers **tax law compliance** to be an important element of social responsibility, and treats the payment of taxes in the amount and within the time required by law as a due return of a portion of profit to society (tax strategy).

At the same time, the Bank respects legally protected secrets and does not publicly disclose any information related to the performance of tax obligations, except as required by law. As a

public trust institution, it takes into account good relations with its stakeholders and the obligations imposed by law.

The Bank pursues a tax strategy aimed at **ensuring tax compliance**, in particular:

- the Bank timely performs obligations under tax law, including fiscal, information and reporting obligations,
- the Bank complies with recording and documentation requirements resulting from tax law regulations,
- the Bank maintains the books of account in such a way as to ensure tax compliance,
- the Bank actively cooperates with tax authorities, in particular, it provides in due time all explanations and required documents,
- the Bank follows a “zero tolerance” policy towards all forms of tax evasion and the facilitation of tax evasion,
- within the framework of its activity, the Bank does not take any actions aiming at circumventing the provisions of the tax law and does not offer any products or transactions aimed at avoiding or evading taxation,
- the Bank enters into transactions with related parties which are based on economic necessity and are made at market prices,
- the Bank monitors the level and nature of risks which may occur in the specificity of its operations with a view to preventing them,
- the Bank monitors changes in tax law and analyses the impact of changes on its operations,
- the Bank adjusts its processes and tools to meet new regulatory requirements in the area of tax law.

PROCESSES AND PROCEDURES FOR MANAGING AND ENSURING THE CORRECT PERFORMANCE OF TAX LAW OBLIGATIONS

In order to ensure the proper performance of its obligations under tax law, the Bank followed a number of processes and procedures in 2023, in particular with regard to:

- the tax risk management and the Bank’s tax strategy,
- the calculation and settlement of corporate income tax, value added tax, tax on certain financial institutions,
- transfer pricing and documentation of transactions with related parties,
- the identification and reporting of tax schemes (MDR),
- monitoring the operation of control mechanisms for tax settlements and payroll accounting, in particular to ensure: (i) compliance with laws and internal regulations, (ii) reliability of financial reporting, (iii) efficiency and effectiveness of operations, and (iv) compliance with risk management principles,
- as a withholding tax remitter, the Bank follows appropriate procedures to exercise due diligence with respect to tax collection and verification of payments to foreign entities,
- as an active VAT taxpayer, the Bank follows appropriate procedures to exercise due diligence, in particular: (i) checks its contractors in the List of VAT taxpayers maintained by the Head of the National Revenue Administration, (ii) verifies the VAT identifiers of

European Union contractors in the VIES system as well as the tax statuses of such entities, and (iii) when making payments for goods and services purchased, applies the split payment mechanism, regardless of the value of the transaction,

- electronic process of handling invoices.

VOLUNTARY FORMS OF COOPERATION WITH BODIES OF THE NATIONAL REVENUE ADMINISTRATION

In 2023, the Bank did not participate in any of the voluntary forms of cooperation with bodies of the National Revenue Administration.

PERFORMANCE OF TAX OBLIGATIONS

In 2023, the Bank performed its obligations under tax law in the territory of the Republic of Poland, in particular with regard to tax on certain financial institutions, corporate income tax (including transfer pricing and withholding tax), personal income tax and value added tax.

The Bank has been a member of Podatkowa Grupa Kapitałowa mBank since 1 January 2020. Consequently, corporate income tax and CIT advances were calculated, collected and paid by the parent company, mBank S.A. The CIT for PGK, including the Bank, amounted to **PLN 692.0 million** in 2023 as at the date of the Tax Report.

The Bank's fiscal burden for 2023 was as follows:

- **PLN 24 million** – tax on certain financial institutions, in total for the periods from January to December 2023,
- **PLN 255 thousand** – value added tax, in total for the periods from January to December 2023.

The Bank also performed information, recording and documentation obligations required by tax law.

The Bank paid no real estate tax or tax on civil law transactions in 2023.

IDENTIFICATION AND REPORTING OF TAX SCHEMES (MDR)

The Bank complies with the obligation to identify and report tax schemes under Section III, Chapter 11a of the Tax Ordinance.

In 2023, the Bank submitted four beneficiary's notifications on the application of the tax schemes under Article 86j of the Tax Ordinance (MDR-3) concerning:

- corporate income tax;
- corporate income tax and personal income tax, and

- corporate income tax, value added tax, tax on civil law transactions and provisions of the Tax Ordinance.

TRANSACTIONS WITH RELATED PARTIES

In 2023, the Bank carried out transactions with related parties within the meaning of Article 11a(1)(4) of the CIT Act, the value of which exceeded 5% of the total of assets within the meaning of accounting regulations, determined on the basis of the last approved financial statements, including transactions with entities which are not tax residents of the Republic of Poland. The Bank's transactions with related parties exceeded in total PLN 505 million (determined in accordance with the Bank's annual report).

In 2023, the Bank carried out transactions with related entities including, among others, the division transaction (separation of an organised part of the enterprise), the acquisition of portfolios of receivables on loans secured by mortgages and the purchase of services related to the after-sales handling of credit receivables, standard transactions in financial instruments including securities, loans and guarantees received and the lease of office space.

The Bank entered into transactions on market terms, i.e., terms which would have been agreed by non-related parties. Their nature and terms resulted from the Bank's day-to-day operations.

RESTRUCTURING ACTIVITIES

On 17 May 2023, the Bank underwent division pursuant to Article 529 (1) (4) of the Polish Code of Commercial Partnerships and Companies (division by separation). A part of assets and liabilities as well as rights and obligations of the Bank were transferred to mBank S.A. in the form of an organised part of the enterprise. It comprised a set of tangible and intangible assets and liabilities organisationally and financially separated in the existing enterprise of the Bank.

As a result of the division, the Bank specialised its business activity and now concentrates on offering covered bonds on domestic and foreign markets – covered bonds are currently collateralised solely with the portfolio of retail housing loans. This ensures stability of risk costs, thus supporting the Bank's profitability.

The organised part of the enterprise covered:

- (1) mortgage-backed loans for the financing of commercial real estate (CRE Portfolio);
- (2) loans to local government units or guaranteed by local government units (JST Loans);
- (3) mortgage-backed loans to individuals for the financing of non-business purposes, concluded with clients on or before 25 July 2013, meeting the detailed conditions laid down in the Division Plan.

The said assets and liabilities were transferred together with IT systems dedicated to handling the aforesaid loans and employees necessary to carry on this business as well as tangible fixed

assets, rights and obligations. The transfer also covered other assets and liabilities necessary to perform certain business tasks related to running banking business.

As a result of the division, the Bank's share capital was reduced to PLN 220 million. At the same time, a secure level of the Bank's solvency ratios was maintained, matching the Bank's new business profile.

The banks carried out the division once they had obtained all necessary approvals from supervisory authorities. The CIT and VAT tax implications were confirmed by the Head of the National Tax Information Office in individual interpretations. They were issued at the Bank's and mBank's joint request in 2022.

REQUESTS TO TAX AUTHORITIES

In 2023, the Bank did not file any:

- applications for a tax law interpretation referred to in Article 14b of the Tax Ordinance,
- applications for a general tax interpretation referred to in Article 14a(1) of the Tax Ordinance,
- applications for binding tax rate information referred to in Article 42a of the Value Added Tax Act,
- applications for binding excise tax information referred to in Article 7d(1) of the Excise Tax Act.

TAX SETTLEMENTS IN TERRITORIES OR COUNTRIES APPLYING HARMFUL TAX COMPETITION

In 2023, the Bank did not make tax payments in territories or countries applying harmful tax competition listed in the implementing regulations issued pursuant to Article 11j(2) of the CIT Act and Article 23v(2) of the Personal Income Tax Act and in announcement of the minister responsible for public finance issued pursuant to Article 86a(10) of the Tax Ordinance.

ADDITIONAL INFORMATION

The Tax Report is attached to the Information on the implemented tax strategy for Podatkowa Grupa Kapitałowa mBank available on the website: <https://www.mbank.pl/o-nas/informacje-wymagane-przepisami-prawa/informacja-o-realizowanej-strategii-podatkowej>

Read other important documents:

- 1/ *Information on the implemented tax strategy for Podatkowa Grupa Kapitałowa mBank*
- 2/ *Annual report of mBank S.A. Group for 2023*
- 3/ *Annual report of mBank Hipoteczny S.A. for 2023*