IRS publishes Announcement 2016-27: Update on jurisdictions treated as if they have an IGA in effect

Closing the distance

The IRS published Announcement 2016-27 informing financial institutions that on January 1, 2017 Treasury will update the Intergovernmental Agreement (“IGA”) List to remove certain jurisdictions that have failed to bring an IGA into force. The Announcement states that these jurisdictions will no longer be treated as having an IGA in effect but clarifies that a jurisdiction will not cease to be treated as having an IGA in effect until at least 60 days after the jurisdiction’s status on the IGA List is updated. Foreign financial institutions (“FFIs”) in jurisdictions that cease to be considered as having an IGA in effect will not be able to rely on the IGA and, unless they qualify for an exception under the FATCA regulations, will have to enter into FFI Agreements in order to comply with their FATCA obligations, including reporting information to the IRS and withholding.

Treasury may evaluate whether a jurisdiction will continue to be treated as having an IGA in force based on two points:

- Whether the jurisdiction has submitted by December 31, 2016 a detailed explanation of why the IGA is not yet into force and a plan (including dates) intended to be followed to sign the IGA and/or bring it into force; and
- Whether the explanation and plan provided, along with the jurisdiction’s past conduct with regard to IGA discussions, show a firm resolve to bring the IGA into force.
For more information please [click here](#) or contact:

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
<th>Contact Information</th>
</tr>
</thead>
<tbody>
<tr>
<td>Denise Hintzke</td>
<td>Managing Director, Global FATCA Tax Leader</td>
<td>+1 212 436 4792</td>
</tr>
<tr>
<td>Anne Mericle</td>
<td>Senior Manager, Global FATCA PMO</td>
<td>+1 212 436 3908</td>
</tr>
<tr>
<td>Susan Schultz</td>
<td>Managing Director, FATCA Operations Leader</td>
<td>+1 612 397 4604</td>
</tr>
<tr>
<td>Susan Segar</td>
<td>Managing Director, Global Information Reporting</td>
<td>+1 703 885 6328</td>
</tr>
</tbody>
</table>

**Americas**

- **Matthew Cahill**
  - Partner, Global Information Reporting
  - Deloitte Tax LLP
  - +1 212 436 3420

- **Patty Florness**
  - Partner, Global Information Reporting
  - Deloitte Tax LLP
  - +1 212 436 7413

- **Michael Shepard**
  - Principal, Deloitte Transactions and Business Analytics LLP
  - +1 215 299 5260

- **David Charlton**
  - Principal, Global Information Reporting
  - Deloitte Tax LLP
  - +1 617 437 2118

- **Andrea Garcia Castelao**
  - Senior Manager, Global Information Reporting-CRS
  - Deloitte Tax LLP
  - +1 212 436 3785

- **Greg Thomas**
  - Principal, Global Information Reporting
  - Deloitte Tax LLP
  - +1 415 783 5211

- **James Dockeray**
  - FATCA Leader, Caribbean/Bermuda
  - Deloitte & Touche Ltd.
  - +1 441 299 1399

- **Dennis Metzler**
  - FATCA Leader, Canada
  - Deloitte & Touche LLP
  - +1 416 601 6144

- **Jon Watts**
  - Managing Director, FATCA Enterprise Risk Services Leader, US
  - Deloitte & Touche LLP
  - +1 212 436 6561

**Asia-Pacific**

- **Anna Bleazard**
  - FATCA FAS Leader, Asia-Pacific
  - Deloitte & Touche Financial Advisory Services Pte Ltd.
  - +65 6216 3277

- **Alison Noble**
  - FATCA Leader, Australia
  - Deloitte Tax Services Pty Ltd
  - +61 3 9671 6716

- **Michael Velten**
  - FATCA Leader, Asia-Pacific
  - Deloitte & Touche LLP
  - +65 6531 5039

**Europe, Middle East & Africa**

- **Brandi Caruso**
  - FATCA Leader, Switzerland
  - Deloitte AG
  - +41 58 279 6397

- **Umair Hameed**
  - FATCA FAS Leader, Middle East
  - Deloitte Corporate Finance Ltd
  - +971 4 5064878

- **Markus Weber**
  - Financial Services Industry Tax Leader, Switzerland
  - Deloitte AG
  - +41 58 279 7527

- **Claire Dawson**
  - FATCA Tax Leader, Middle East
  - Deloitte LLP
  - +971 4 5064900

- **Tom Shave**
  - FATCA/CRS Tax Partner, EMEA
  - Deloitte Tax LLP
  - +44 20 7303 4758

- **David C. Wright**
  - FATCA/CRS Tax Partner, EMEA
  - Deloitte LLP
  - +44 20 7303 4641

- **Humphry Hatton**
  - FATCA Co-Leader, Middle East
  - Deloitte LLP
  - +971 4 5064730

- **Chris Tragheim**
  - FATCA Tax Leader, EMEA
  - Deloitte LLP
  - +44 20 7303 2848

This alert contains general information only and Deloitte is not, by means of this alert, rendering accounting, business, financial, investment, legal, tax, or other professional advice or services. This alert is not a substitute for such professional advice or services, nor should it be used as a basis for any decision or action that may affect your business. Before making any decision or taking any action that may affect your business, you should consult a qualified professional advisor. Deloitte shall not be responsible for any loss sustained by any person who relies on this alert.

**About Deloitte**

Deloitte refers to one or more of Deloitte Touche Tohmatsu Limited, a UK private company limited by guarantee (“DTTL”), its network of member firms, and their related entities. DTTL and each of its member firms are legally separate and independent entities. DTTL (also referred to as “Deloitte Global”) does not provide services to clients. Please see [www.deloitte.com/about](http://www.deloitte.com/about) for a detailed description of DTTL and its member firms. Please see [www.deloitte.com/us/about](http://www.deloitte.com/us/about) for a detailed description of the legal structure of Deloitte LLP and its subsidiaries. Certain services may not be available to attest clients under the rules and regulations of public accounting.

Copyright © 2016 Deloitte Development LLC. All rights reserved.