

The Depository Trust Company

IMPORTANT

B#: 2044-07

DATE: August 27, 2007

TO: All Participants

CATEGORY: Dividends

FROM: International Services

ATTENTION: Operations, Reorg & Dividend Managers, Partners & Cashiers

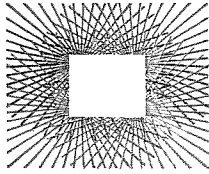
SUBJECT: Procedures for certain tax refunds - Country: Spain
Bankinter, S.A.
CUSIP: 066460205
Record Date: 01/05/07 Payable Date: 01/18/07

The Depository Trust Company has received from The Bank of New York, the attached information regarding certain tax refunds on the above captioned dividend.

As directed in the notice, participants that have qualified beneficial holders that expect to benefit from this procedure should secure the required documentation.

Important Legal Information: *The Depository Trust Company ("DTC") does not represent or warrant the accuracy, adequacy, timeliness, completeness or fitness for any particular purpose of the information contained in this communication, which is based in part on information obtained from third parties and not independently verified by DTC and which is provided as is. The information contained in this communication is not intended to be a substitute for obtaining tax advice from an appropriate professional advisor. In providing this communication, DTC shall not be liable for (1) any loss resulting directly or indirectly from mistakes, errors, omissions, interruptions, delays or defects in such communication, unless caused directly by gross negligence or willful misconduct on the part of DTC, and (2) any special, consequential, exemplary, incidental or punitive damages.*

To ensure compliance with Internal Revenue Service Circular 230, you are hereby notified that: (a) any discussion of federal tax issues contained or referred to herein is not intended or written to be used, and cannot be used, for the purpose of avoiding penalties that may be imposed under the Internal Revenue Code; and (b) as a matter of policy, DTC does not provide tax, legal or accounting advice and accordingly, you should consult your own tax, legal and accounting advisor before engaging in any transaction.



The **BANK**
of **NEW YORK**...

c/o Globe Tax Services, Inc.
90 Broad Street, 16th Floor
New York, NY 10004

IMPORTANT NOTICE

BANKINTER, S.A.

ADR Record Date: January 5, 2007

ADR Paydate: January 18, 2007

As Depository for the American Depositary Receipts ("ADRs") of **BANKINTER, S.A.**, CUSIP: 066460205 The Bank of New York / GlobeTax is distributing this important notice announcing tax refund procedures for residents of the United States and other countries having a Double Taxation Agreement with Spain.

On **January 18, 2007**, The Bank of New York **paid** 82% of the dividend to all DTC Participants, representing payment of the **BANKINTER, S.A.** dividend of **(0.329724 Euro per Ordinary Share)**. This dividend is subject to 18% withholding tax under Spanish law. Under the Income Tax convention between the United States and Spain, U.S. residents are eligible for reduced Spanish withholding tax (for most people, at a rate of 15% rather than the usual 18%) on the dividends paid by **BANKINTER, S.A.**

For reasons of cost effectiveness, only those ADR holders with more than 32,000 ADRs may file using the standard refund process. All tax reclaims submitted through The Bank of New York / GlobeTax are subject to a depository service charge of up to \$0.005 per share with a minimum of \$25.00 in addition to any fees charged to The Bank of New York to facilitate the reclaim process. If you have any questions with respect to this matter, please contact Ryan Stewart of The Bank of New York / GlobeTax at (800) 915-3536 [facsimile (800) 985-3536].

STANDARD (LONG-FORM) PROCEDURES FOR U.S. & NON-U.S. RESIDENTS DOCUMENTATION REQUIREMENTS – U.S. RESIDENTS (required for each Beneficial Owner)

1. **BANK OF NEW YORK FILING COVER LETTER:** This cover letter must be submitted on the company letterhead of the DTC Participant. The cover letter should state the name, address, fiscal residence, taxpayer I.D., number of ADR shares, and the amount to be refunded for each ADR beneficial owner on the record date for which a claim is submitted. The format for the cover letter can be found in the following pages of this notice.

2. **CERTIFICATE OF RESIDENCY:** U.S. residents need to submit an **ORIGINAL** IRS Form 6166 signed and stamped by the Internal Revenue Service, which will verify the Beneficial Owner's name, tax identification number, and status as a resident of the United States. **This Form 6166 must mention the Double Taxation Agreement between the United States and Spain and must be dated within 11 months of submission to the Bank of New York.**

When you have received Form 6166 from the IRS, please send **both** the Bank of New York Filing Cover Letter and original IRS Form 6166 **together** to:

The Bank of New York / GlobeTax
90 Broad Street, 16th Floor
New York, NY 10004-2205
Attn: BANKINTER, S.A.

DOCUMENTATION REQUIREMENTS – NON-U.S. RESIDENTS
(required for each Beneficial Owner)

1. **BANK OF NEW YORK FILING COVER LETTER:** This cover letter must be submitted on the company letterhead of the DTC Participant. The cover letter should state the name, address, fiscal residence, taxpayer I.D., number of ADR shares, and the amount to be refunded for each ADR beneficial owner on the record date for which a claim is submitted. The format for the cover letter can be found in the following pages of this notice.
2. **CERTIFICATE OF RESIDENCY:** An **ORIGINAL** Formulario devolución will be required for any non-U.S. entity whose country of residence has formally agreed to the use of such forms (these countries are denoted with a * below). A stand-alone Certification of Residence completed by the relevant Tax Administration is required if there is no specific Formulario devolución for the beneficial owners' country of residence.

When you have received the Certification of Residency, please send **both** the Bank of New York Filing Cover Letter and Certification of Residency **together** to:

The Bank of New York / GlobeTax
90 Broad Street, 16th Floor
New York, NY 10004-2205
Attn: BANKINTER, S.A.

FILING DEADLINES:

All DTC Participants who wish to file a request for a refund of excess withholding tax must submit the required documentation to the above address **no later than October 5, 2010 by 5 P.M. EST.**

PLEASE NOTE: The Non-U.S. treaty rates are as follows:

15% WITHHOLDING TAX:

Algeria, Argentina, Armenia, Australia, Austria*, Azerbaijan, Belgium, Belarus, Bolivia, Bulgaria, Brazil, Canada, Croatia, Cuba, Czech Republic, Denmark*, Ecuador, Estonia, Finland, France, Georgia, Germany*, Hungary, Iceland, India, Indonesia, Ireland, Italy, Japan,

Kazakhstan, Kyrgyzstan, Korea, Latvia, Lithuania, Luxembourg, Macedonia, Mexico, Moldavia, Moroco, Netherlands*, New Zealand, Norway, Philippines, Poland, Portugal, Romania, Russia, Slovakia, Slovenia, Sweden*, Switzerland*, Tajikistan, Tunisia, Turkey, Turkmenistan, Ukraine, United Kingdom*, Uzbekistan, and Vietnam

10% WITHHOLDING TAX:

Chile, China, Greece, Israel, Malta, Thailand, Venezuela

STANDARD TAX RECLAIM PROCESSING IS SUBJECT TO A TAX RELIEF FEE OF UP TO \$0.005 PER ADS WITH A MINIMUM TAX RECLAMATION PROCESSING FEE OF \$25.00 PER BENEFICIAL OWNER CLAIM IN ADDITION TO ANY FEES CHARGED TO THE BANK OF NEW YORK TO FACILITATE THE RECLAIM.

The Bank of New York

**SAMPLE FORMAT FOR COVER LETTER TO THE BANK OF NEW YORK / GLOBETAX
CLAIMS WILL NOT BE ACCEPTED WITHOUT THIS COVER LETTER**

[DATE]

The Bank of New York / GlobeTax
90 Broad Street, 16th Floor
New York, NY 10004-2205
Attn.: BANKINTER, S.A.

Enclosed please find tax reclamation documents which we have submitted on behalf of our clients who have had excess tax withheld on Spanish ADRs. We, [NAME OF DTC PARTICIPANT], also identified as DTC participant number [DTC PARTICIPANT NUMBER], hereby state that each beneficial owner cited below held the respective amount of shares on the record date of January 5, 2007 for the security **BANKINTER, S.A.**

Below is the list of beneficial owners and their holdings. As required, original Certification of Residency, issued within the last 11 months (for each beneficial owner) are attached. **The ratio is 4 ADR Share to 1 Ordinary share.** The information is as follows:

<u>Name & address</u>	<u>Fiscal residence</u>	<u>TIN/SSN</u>	<u># of ADR shares</u>	<u>Refund Amount</u>
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- 1)
- 2)
- 3)
- 4) etc.

Grand Total _____

We ask that The Bank of New York, as Depository, present these excess withholding tax refund requests on behalf of the above beneficial owners. Should you have any questions, please contact the undersigned at [SIGNATORY'S TELEPHONE NUMBER].

Sincerely,

[Signature of authorized signatory for DTC Participant]

[NAME AND TITLE OF AUTHORIZED OFFICER FOR DTC PARTICIPANT]

PAYMENT ADDRESS: _____

Indemnification

Participants will be fully liable for all withholding taxes and any claims, penalties or interest to the Spanish Tax Authorities (“charge=backs”), including without limitations, any foreign exchange fluctuations associated with such funds at the time due or payable. The Bank of New York shall not be liable for the failure to secure any refund.