Chart 2. Foreign Investments in U.S. Private Funds 4/10/2017

Is the U.S. business enterprise a **private fund**?

Yes

Is the U.S. private fund owned by a foreign entity?

Yes

Does the foreign owner have a **voting** interest in the U.S. private fund?
General partner interest is considered voting interest. Limited partner interest is NOT considered voting interest.

No

Yes

Does the foreign owner have **at least 10 percent** of the voting interest in the U.S. private fund?

No

Yes

Does the foreign entity **directly** own the U.S. private fund?

No

Yes

Does the U.S. private fund own at least 10 percent of the voting interest in any other U.S. or foreign business enterprises?

No

Yes

Select the statement that best describes the U.S. and/or foreign business enterprises in which the U.S. private fund has at least a 10 percent voting interest, either directly, or indirectly through another business enterprise:

1. ALL of the U.S. and/or foreign business enterprises are either private funds or holding companies.
2. ONE OR MORE of the U.S. and/or foreign business enterprises is an "operating company" – i.e., a business enterprise that is not a private fund or a holding company.

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2

Does the foreign entity own at least 10 percent of the voting interest of an "operating company" through the U.S. private fund?

No

Yes

This U.S. private fund should report on BEA surveys of foreign direct investment in the United States. Reporting requirements, survey forms, and instructions are available at www.bea.gov/fdi.

No

This decision tool is for foreign-owned U.S. business enterprises that are private funds. For information on reporting requirements for foreign direct investment in the United States, see www.bea.gov/fdi.

No

If the U.S. private fund is not foreign owned, it is not required to report on BEA surveys of foreign direct investment in the United States. However, if this U.S. private fund is **indirectly** foreign-owned through another U.S. business enterprise, return to the previous question and select "yes."

Select the statement that best describes the U.S. business enterprise(s) that are between the foreign owner and the indirectly-owned U.S. private fund in the ownership chain:

1. ALL of the U.S. business enterprises are private funds or holding companies.
2. ONE OR MORE of the U.S. business enterprises is an "operating company" – i.e., a business enterprise that is not a private fund or a holding company.

1

2

Were you contacted by BEA about filing a BE-12, BE-15, BE-13, or BE-605 report for this U.S. private fund?

Yes

The U.S. private fund should **not** report on BEA surveys of foreign direct investment in the United States **conducted in 2017**. The foreign investment in the U.S. private fund may be required to be reported on Treasury International Capital (TIC) surveys.
Please do both:
1. Complete the BE-15 Claim for Exemption **or** complete "Part VII Claim for Exemption" of the BE-605 form. Both of these are available from www.bea.gov/fdi.
2. Review reporting requirements for TIC surveys at www.treasury.gov/tic.

No

The U.S. private fund should **not** report on BEA surveys of foreign direct investment in the United States **conducted in 2017**. The foreign investment in the U.S. private fund may be required to be reported on Treasury International Capital (TIC) surveys. Review reporting requirements for TIC surveys at www.treasury.gov/tic.