



Jersey

DRAFT FINANCIAL SERVICES (DISCLOSURE AND PROVISION OF INFORMATION) (JERSEY) ORDER 202-

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Made [date to be inserted]
Coming into force [date to be inserted]

THE MINISTER FOR EXTERNAL RELATIONS, after consulting with the Jersey Financial Services Commission, makes this Order under Articles 1, 4(1)(d) and 21 of the Financial Services (Disclosure and Provision of Information) (Jersey) Law 202- –

1 Interpretation

In this Order, “Law” means the Financial Services (Disclosure and Provision of Information) (Jersey) Law 202-.

2 Beneficial owner information

For the purpose of the definition “beneficial owner information” in Article 1 of the Law, the following information is prescribed with respect to an individual who is the beneficial owner of an entity –

- (a) the name and any former name or other names by which the individual is or was known;
- (b) an address for correspondence to the individual;
- (c) the residential address of the individual;
- (d) the individual’s nationality;
- (e) the individual’s occupation;
- (f) the individual’s gender;
- (g) the individual’s date of birth;
- (h) the individual’s place and country of birth.

3 Significant person information

For the purpose of the definition “significant person information” in Article 1 of the Law –

- (a) the following information is prescribed with respect to an individual who is a significant person in relation to an entity –
 - (i) the name and any former name or other names by which the individual is or was known,
 - (ii) an address for correspondence to the individual,
 - (iii) the residential address of the individual,
 - (iv) the individual's nationality,
 - (v) the individual's occupation,
 - (vi) the individual's gender,
 - (vii) the individual's date of birth,
 - (viii) the individual's place and country of birth;
- (b) the following information is prescribed with respect to an entity incorporated or established in Jersey that is a significant person in relation to an entity –
 - (i) the registered name and number of the entity,
 - (ii) the registered office address or business address of the entity,
 - (iii) the date on which the entity was incorporated or established and, if applicable, the date on which the entity ceased; and
- (c) the following information is prescribed with respect to any other entity that is a significant person in relation to an entity –
 - (i) the registered name and number of the entity,
 - (ii) the jurisdiction within which the entity is incorporated or established,
 - (iii) the address of the registered office of the entity,
 - (iv) the date on which the entity was incorporated or established and, if applicable, the date on which the entity ceased.

4 Further information to be provided by companies on application to register

For the purpose of Article 4(1)(d) of the Law, a company must include the following information in an application to the Commission –

- (a) in relation to a par value company –
 - (i) the nominal share capital of the company,
 - (ii) in respect of each class of share, the number of shares into which the class is divided and the nominal value of each share class,
 - (iii) the number of shares of each class that have been issued,
 - (iv) the aggregate nominal value of shares of each class that have been issued, and
 - (v) the amount of the nominal value that has been paid, or credited as paid, on each share that has been issued;
- (b) in relation to a no par value company –

- (i) the limit (if any) on the number of shares of each class authorised to be issued, and
- (ii) the number of shares of each class that have been issued;
- (c) if any person is a member of the company by reason of holding a share –
 - (i) the total amount (including, in the case of a par value company, premiums) that has been received in payment of the shares that have been issued,
 - (ii) the total amount of unpaid calls on shares that have been issued, and
 - (iii) the number of shares (if any) that have been forfeited, the amount (if any) paid on those shares and the amount (if any) received by the company on the sale of any shares that have been forfeited;
- (d) in relation to a company having any guarantor member, the maximum amount that is guaranteed by each member in that capacity.

5 Exemption in respect of Viscount

The Viscount is exempt from doing any thing, in respect of an entity, that is required to be done under the following provisions of the Law –

- (a) Article 4 (which requires certain information to be provided to the Commission);
- (b) Article 5 (which requires annual confirmation statements to be provided to the Commission);
- (c) Article 6 (which requires the appointment of a nominated person);
- (d) Article 7 (which requires a nominated person to provide information to the Commission).

6 Citation and commencement

This Order may be cited as the Financial Services (Disclosure and Provision of Information) (Jersey) Order 202- and comes into force on the day Article 1 of the Law commences.