



REPUBLIC OF NAURU

BENEFICIAL OWNERSHIP (FORMS & FEES) REGULATIONS 2018

SL No. 29 of 2018

Notified: 20th November 2018

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Cabinet makes the following Regulations under section 34 of the Beneficial Ownership Act 2018:

1 Citation

These Regulations may be cited as the *Beneficial Ownership (Forms and Fees) Regulations 2018*.

2 Commencement

These Regulations commence on the day they are notified in the Gazette.

3 Legal entities to which the forms apply

These Regulations shall apply to legal entities under the Act.

4 Notice of appointment or change of nominated officer

(1) For the purpose of section 8(5) of the Act, the form for notifying the Authority of:

(a) an appointment of a nominated officer, shall be in Form 1 of Schedule 1;
and

(b) a change of a nominated officer, shall be in Form 2 of Schedule 1.

(2) The legal entity shall pay the fee for the notice of appointment or change of nominated officer as contained in Schedule 2.

5 Registration of beneficial ownership information

(1) The registration of the beneficial ownership information of a legal entity for the purpose of section 21(1) of the Act, shall be in Form 3 of Schedule 1.

(2) The legal entity shall pay the fee as contained in Schedule 2 for the registration of beneficial ownership information.

6 Notice of change of beneficial ownership

(1) Any change in the beneficial ownership of a legal entity shall be registered by the legal entity with the Authority within 30 days after the date of the decision of such change.

(2) The registration of any change of beneficial ownership shall be in Form 4 of Schedule 1.

(3) The legal entity shall pay the fee as contained in Schedule 2 for registering the notice of change of beneficial ownership.

7 Beneficial ownership information must be submitted when requested

The form for providing beneficial ownership information by a legal entity when required by the Authority shall be in Form 5 of Schedule 1.

8 Annual Returns

- (1) The form for filing annual returns by corporations under section 43 of the Act shall be in Form 6 of Schedule 1.
- (2) The annual returns filed by corporations under the Corporations Act 1972 shall accompany Form 6.
- (3) The legal entity shall pay the fee as contained in Schedule 2 for the filing of annual returns.

SCHEDULE 1

FORM 1

Beneficial Ownership Act 2017

Section 8(1); Regulation 4(1)(a)

NOTICE OF APPOINTMENT

PART 1 - DETAILS OF NOMINATING LEGAL ENTITY

Name of legal entity:.....

Address:

Telephone:

Email:

Name of person notifying appointment:.....

Email:

Telephone:

PART 2 - DETAILS OF NOMINATED OFFICER

Surname:.....

Given names:

Position:

Date of appointment: / / 20 Period of appointment: / /20.... to / /20....

Address:

Email (if available):

PART 3 - CONSENT TO APPOINTMENT BY NOMINATED OFFICER

I hereby consent to act as the nominated officer of the above legal entity:

Signature:

Date: / / 20

PART 4 - OFFICIAL PURPOSES ONLY

☐ Fee paid. Revenue receipt No:

Name of receiving officer:

Signature:.....

Date: / / 20....

FORM 2

Beneficial Ownership Act 2017

Section 8(3); Regulation 4(1)(b)

NOTICE OF CHANGE OF NOMINATED OFFICER

<p>PART 1 - DETAILS OF NOMINATING LEGAL ENTITY</p> <p>Name of legal entity:.....</p> <p>Address:</p> <p>Telephone:</p> <p>Email:</p> <p>Name of person notifying appointment:.....</p> <p>Email:</p> <p>Telephone:</p>
<p>PART 2 - DETAILS OF NOMINATED OFFICER</p> <p>Surname:.....</p> <p>Given names:</p> <p>Position:</p> <p>Date of appointment: / / 20 Period of appointment: / /20.... to / /20....</p> <p>Address:</p> <p>Email (<i>if available</i>):</p>
<p>PART 3 - CONSENT TO APPOINTMENT BY NOMINATED OFFICER</p> <p>I hereby consent to act as the nominated officer of the above legal entity:</p> <p>Signature:</p> <p>Date: / / 20</p>
<p>PART 4 - OFFICIAL PURPOSES ONLY</p> <p><input type="checkbox"/> Fee paid. Revenue receipt No:</p> <p>Name of receiving officer:</p> <p>Signature:.....</p> <p>Date: / / 20....</p>

FORM 3

Beneficial Ownership Act 2017

Section 21; Regulation 5

REGISTRATION OF BENEFICIAL OWNERSHIP INFORMATION

PART 1 - DETAILS OF LEGAL ENTITY

Name of legal entity:.....

Address:

Telephone:.....Email:

Name of authorised person:.....

Email:

Telephone:

PART 2 - PARTICULARS OF REGISTRABLE BENEFICIAL OWNERSHIP

Surname:

Given names:

Date of birth: / /

Country of residence: Nationality:

Nature of beneficial ownership:

.....

Details of beneficial ownership:.....

.....

Signature: Date: / / 20

PART 3 - OFFICIAL PURPOSES ONLY

☐ Fee paid. Revenue receipt No:

Name of receiving officer:

Signature:.....

Date: / / 20....

FORM 4

Beneficial Ownership Act 2017

Section 21; Regulation 6

NOTICE OF CHANGE OF BENEFICIAL OWNERSHIP INFORMATION

<p>PART 1 - DETAILS OF LEGAL ENTITY</p> <p>Name of legal entity:.....</p> <p>Address:</p> <p>Telephone:..... Email:</p> <p>Name of authorised person:.....</p> <p>Email:</p> <p>Telephone:</p>
<p>PART 2 - PARTICULARS OF REGISTRABLE BENEFICIAL OWNERSHIP</p> <p>Surname:</p> <p>Given names:</p> <p>Date of birth: / /</p> <p>Country of residence: Nationality:</p> <p>Nature of beneficial ownership:</p> <p>.....</p> <p>Details of beneficial ownership:</p> <p>.....</p> <p>Signature: Date: / / 20</p>
<p>PART 3 - OFFICIAL PURPOSES ONLY</p> <p><input type="checkbox"/> Fee paid. Revenue receipt No:</p> <p>Name of receiving officer:</p> <p>Signature:.....</p> <p>Date: / / 20....</p>

FORM 5

Beneficial Ownership Act 2017

Section 23; Regulation 7

BENEFICIAL OWNERSHIP INFORMATION

PART 1 - DETAILS OF LEGAL ENTITY

Name of legal entity:.....

Address:

Telephone:.....Email:

Name of authorised person:.....

Email:

Telephone:

PART 2 - PARTICULARS OF REGISTRABLE BENEFICIAL OWNERSHIP

Surname:

Given names:

Date of birth: / /

Country of residence: Nationality:

Nature of beneficial ownership and description of change:

.....

Details of beneficial ownership and description of change:

.....

Signature: Date: / / 20

PART 3 - OFFICIAL PURPOSES ONLY

☐ Fee paid. Revenue receipt No:

Name of receiving officer:

Signature:.....

Date: / / 20....

FORM 6

Beneficial Ownership Act 2017

Section 43; Regulation 8

ANNUAL RETURNS

PART 1 - DETAILS OF LEGAL ENTITY

Name of legal entity:

Registered office:

Name of nominated officer reporting:

Signature of nominated officer reporting:

Telephone:.....Email:

Annual return made up to: / / [date / month / year]

☐ Attach copy of annual return submitted under the Corporations Act 1972.

PART 2 – DECLARATION *(Section 42)*

I of, nominated officer
for (*name of legal entity*) make the
following statement:

- (a) that the legal entity and the nominated officer have complied with the respective obligations under the Act;
- (b) that the required details in respect of the registrable beneficial owner under the Act has been duly submitted to the Authority; and
- (c) that to the best of my knowledge and information, the information contained in the entry of the Authority is current and accurate recording of information of the legal entity under the Act.

Signed: Date: / / 20.....

SCHEDULE 2

Beneficial Ownership Act 2017

Section 35

	Nature of application	Section of Act/regulation	Fee (\$)
1	Notice of appointment of nominated officer	Section 8/ regulation 4	\$25
2	Notice of change of nominated officer	Section 8/ regulation 4	\$25
3	Registration of beneficial ownership information	Section 21/regulation 5	\$50
4	Notice of change of beneficial owners	Section 21/regulation 6	\$30
5	Annual returns	Section 43/regulation 8	\$20