

**Regulations of Anguilla: /2023**

Gazette Dated: 2023

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COMMERCIAL REGISTRY AND BENEFICIAL OWNERSHIP REGISTRATION SYSTEM ACT, 2022

**COMMERCIAL REGISTRY AND BENEFICIAL OWNERSHIP REGISTRATION SYSTEM  
(AMENDMENT) REGULATIONS, 2023**

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Regulations made by the Governor under section 50 of the Commercial Registry and Beneficial Ownership Registration System Act, 2022.

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**COMMERCIAL REGISTRY AND BENEFICIAL OWNERSHIP REGISTRATION SYSTEM  
(AMENDMENT) REGULATIONS, 2023**

**Interpretation**

1. In these Regulations, “Regulations” means the Commercial Registry and Beneficial Ownership Registration System Regulations, 2022.

**Amendment of section 7**

2. The Regulations are amended in section 7(b), by deleting “protected cell companies” and substituting “segregated portfolio companies”.

**Amendment of section 21**

3. The Regulations are amended in section 21 by deleting “section 17(2)(d)” in subsection (1) and subsection (2) and substituting “section 17(1)(d)”.

**Deletion and substitution of section 24**

4. The Regulations are amended by deleting 24 and substituting the following—

**“Segregated portfolio companies**

**24.** A person is a beneficial owner of a segregated portfolio company if paragraph (a), (b), (c), (d) or (e) of section 17(1) of the Act apply to the person with respect to—

- (a) a segregated portfolio account of the segregated portfolio company; or
- (b) the general account of the segregated portfolio company.

**Amendment of section 26**

5. The Regulations are amended in section 26—

(a) by deleting subsection (3) and substituting the following—

“(3) The prescribed beneficial ownership information with respect to an Anguilla company or a foreign listed company that is a registrable person comprises—

- (a) the full name of the Anguilla company or foreign listed company;
- (b) in the case of an Anguilla company—
  - (i) its company number;
  - (ii) the date of its incorporation, formation, continuation, consolidation or registration;
  - (iii) the legal form of the company and the law under which it is incorporated or formed;
  - (iv) the address of its registered office;
- (c) in the case of a foreign listed company—
  - (i) the country in which it is incorporated, formed or otherwise constituted;

- (ii) the date on which it was incorporated, formed or otherwise constituted;
  - (iii) its legal form and the law under which it is incorporated, formed or otherwise constituted;
  - (iv) its registration number, if applicable;
  - (v) the address of its registered office, or equivalent;
- (d) in the case of an Anguilla company or a foreign listed company—
- (i) the criteria specified in paragraphs (a) to (e) of section 17(2) of the Act that apply to the company or foreign listed company; and
  - (ii) the date on which the company or foreign listed company became or ceased to be a registrable person in relation to the company in question; and
- (e) in the case of a listed company or a foreign listed company, the exchange on which the company's shares are listed.”; and
- (b) in subsection (4)(d)(i), by deleting “foreign listed company”.

**Insertion of section 26A**

6. The Regulations are amended by inserting the following section after section 26

**“Period for filing notice under section 26(2)**

**26A.** A company shall file notice of change in registrable persons or prescribed beneficial ownership information with respect to a registrable person under section 26(2) of the Act within 21 days of the company first becoming aware of the change.”.

**Amendment of section 28**

7. The Regulations are amended in section 28(1) by inserting “whether the beneficial ownership information was inaccurate when filed or has subsequently changed”, after “information that it has filed,”.

**Amendment of section 35**

8. The Regulations are amended in section 35 by deleting “1 September 2022” and substituting “30 April 2023”.

**Citation**

9. These Regulations may be cited as the Commercial Registry and Beneficial Ownership Registration System (Amendment) Regulations, 2023.

Made by the Governor in Council this     day of     , 2023.