



Beneficial Ownership in the Context of Legal Arrangements

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Who is to the Beneficial Owner?

In the case of Trusts:

- Settlor
- Trustee(s)
- Protector (where applicable)
- Beneficiaries/class of beneficiaries
- Any other natural person exercising ultimate control over the trust through direct or indirect ownership or by other means

Power, under trust deed or by law, to:

- Dispose of, advance, lend, pay, apply trust property
- Vary or terminate trust
- Add or remove beneficiary
- Add or remove person to or from class of beneficiaries
- Appoint/remove trustees
- Give another individual control over trust
- Direct/withhold consent the exercise of the above powers



Other Legal Arrangements

E.g.: Treuhands/Fiducie, other structures that mimic trusts (assess on a case-by-case basis)

Persons undertaking equivalent roles:

- Founder (settlor)
- Administrator (trustee)
- Member(s) of supervisory council (protector)
- Beneficiaries in whose interest the foundation is set up or operates
- Any other natural person ultimately exercising control

Purpose trusts: Set up for a cause or a purpose.

- No beneficiaries to identify;
- Determine the cause or purpose for which the entity is set up



Thank you!

If you need us, we're here to help you!