**FORM 43**

**THE COMPANIES ACT, 2017**

**THE COMPANIES (GENERAL PROVISIONS AND FORMS) REGULATIONS, 2018**

**[Section 123A(1) and Regulation 19A(2)]**

**DECLARATION BY MEMBER ABOUT ULTIMATE BENEFICIAL OWNERS**

(To be submitted to the company by every member as specified under regulation 19A(1) or regulation 19A(2))

Name of Company \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

CUIN \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Presented by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

I \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ do solemnly declare as follows;

1. I \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ having CNIC/Passport No.\*\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_and having address at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ am a person whose name is entered in the register of members of < name of the company>) as the holder of (state the percentage of shares or controlling interest) in the company.

2. I (became the holder of the shares)/(acquired control/interest)\* in the company on the following date(s) and continue as such at the date of this declaration:

|  |  |
| --- | --- |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Number and classes of shares/nature of control/interest in the company | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Date of becoming a member of the company |

3. I (myself hold/do not hold) [\_\_] %percentage in the said share(s) or controlling interest in the company.

4. The particulars of the ultimate beneficial owner(s), as defined[[1]](#footnote-1) in the Companies (General Provisions & Forms) Regulations 2018, in respect of the aforesaid number of shares/control/ interests, is/are:\*\*

|  |  |
| --- | --- |
| 1. Name |  |
| 1. Father’s Name/Spouse’s Name |  |
| 1. CNIC/NICOP/Passport no. alongwith date of issue (copy attached) |  |
| 1. Nationality |  |
| 1. Country of origin (in case of foreign national or dual national) |  |
| 1. Usual residential address |  |
| 1. Email address |  |
| 1. Date on which shareholding, control or interest acquired in the company |  |
| 1. Date on which shareholding, control or interest acquired in the company from former ultimate beneficial owner |  |
| 1. In case of indirect shareholding, control or interest being exercised through intermediary companies, entities or other legal persons or legal arrangements in the chain of ownership or control, names and particulars are as follows:  |  |  |  |  |  |  |  |  |  |  | | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | | Name | Legal form (Company/LLP/  Partnership Firm/Trust/  Any other body corporate (to be specified)) | Date of incorporation/ registration | Name of registering ~~ion~~ authority | Business Address | Country | Email address | Percentage of shareholding, control or interest of UBO in the legal person or legal arrangement | Percentage of shareholding, control or interest of legal person or legal arrangement in the Company | Identity of Natural Person who ultimately owns or controls the legal person or arrangement | | (a) | (b) | (c) | (d) | (e) | (f) | (g) | (h) | (i) | (j) | |  |  |  |  |  |  |  |  |  |  | | |
| 1. Any other information incidental to or relevant to enable the company to evaluate this matter | |

And I make this solemn declaration conscientiously believing the same to be true.

This \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Name & signature

\* Delete whichever is inapplicable

\*\* Please provide information required under para 4 if you are a:

1. Legal person, i.e. not an individual or natural person; or
2. Natural person, but do not yourself hold [ ] % of shares or interest in the company.

*Note: 1. The form of declaration may be modified or adapted to the circumstances in which the non-beneficial owner is a body corporate or in which there is more than one non-beneficial owner in respect of a particular share.*

*2. Please add further columns to the table in para 4 above depending upon the number of ultimate beneficial owners of the company*

1. Sub-regulation (7) of regulation 19A defines an ultimate beneficial owner as a natural person who ultimately owns or controls a company, whether directly or indirectly, through at least twenty five percent shares or voting rights or by exercising effective control in that company through other means. ‘Control through other means’ may be exercised through a chain of ownership or through close relatives or associates having significant influence or control over the finances or decisions of the company. [↑](#footnote-ref-1)