

beneficial ownership and/or the controlling interest in such shares to submit a declaration to the company providing information or particulars of the ultimate natural person who holds the beneficial interest in the shares.

Section 337C(2) of the Act, also requires the natural person who ultimately holds the beneficial ownership and/or controlling interest in the shares to submit a declaration to the company, **within thirty days of the issue of this notice**, indicating the nature of the interest.

Section 337C(5) of the Act, provides that failure to submit a declaration, without reasonable cause, constitutes an offence for which the penalty on summary conviction is a fine of ten thousand dollars and imprisonment for three years and a further fine of three hundred dollars for every day in which the offence continues.

You are advised that the obligation of holders and beneficial owners of shares to inform the company of any acquisition of, or changes to, beneficial ownership and/or controlling interest is an on-going one, which must be fulfilled within thirty days in either case, in accordance with sections 337(C) and 337(D) of the Act.

In this regard, it is in the interest of both holders and beneficial owners of the shares in the company to liaise with each other to ensure full compliance with the above-mentioned sections of the Act.

Dated this day of

Signature

*(State designation of position
in relation to the Company)*

FORM 41

REPUBLIC OF TRINIDAD AND TOBAGO

THE COMPANIES ACT, CH. 81:01

(Section 337C(1))

DECLARATION OF NON-BENEFICIAL OWNERSHIP

(to be submitted to the company by a person entered in the register of members)

NAME OF COMPANY.....

 COMPANY NO.....

 PRESENTED BY.....

I,of
 (Name Block Letters)

 (Address)

 (Occupation and Nationality)

do solemnly and sincerely declare as follows:

1. I am a person whose name is entered in the register of members of (state the name of the company) as the holder of (state the number and class(es) of share(s)) in the company.
2. I became the holder of the said shares on the following date(s) and continue to be at the date of this declaration:

.....
 (Number and Class of Shares) (Date of Becoming a Member of the Company)

3. I do not hold the beneficial ownership and/or controlling interest in the said share(s).
4. The natural person(s) who ultimately holds the beneficial ownership and/or controlling interest in the said share(s) is(are):

.....
 (Given Name(s) & Surname) (Number and Class of Shares)

 (Address) (Nationality) (Occupation)

5. The natural person(s) who ultimately holds the beneficial ownership and/or controlling interest in the said share(s):

- (a) *owns the shares directly;
- (b) *owns the shares indirectly; or
- (c) *exercises control of the shares through other means.
 (*Delete if not applicable)

6. *The natural person(s) who ultimately holds the beneficial ownership and/or controlling interest in the said share(s)-
 - (a) holds directly the beneficial ownership and/or controlling interest in the shares of the intermediate holding company, (state the name of the company), a (state the status of the company) *incorporated/*formed under the laws of (state the country of *incorporation/*formation), whose name is entered in the register of members as the holder of the said shares; or

(b) *holds directly the beneficial ownership and/or controlling interest in the shares of *(state the name of the company)* a *(state the status of the company)* *incorporated/*formed under the laws of *(state the country of *incorporation/*formation)*, who is the intermediate holding company of *(state the name of the company)* a *(state the status of the company)* incorporated/formed under the laws of *(state the country of incorporation/formation)*, **whose name is entered in the register of members as the holder of the said shares.

(c) *exercises control through other means, namely:

.....

(Explain Control through other means)

(*Delete if not applicable)

(**Indicate any other intermediate holding companies in the chain of ownership)

AND I MAKE THIS SOLEMN DECLARATION conscientiously believing the same to be true and according to the provisions of the Statutory Declarations Act Chapter 7:04.

Sworn to at)

.....)

this day of, 20.....)

Before me:

.....
 Commissioner of Affidavits

NOTE:

- o The form of declaration may be modified/adapted to circumstances in which the declarant/non-beneficial owner is a body corporate or in which there is more than one declarant/non-beneficial owner in respect of a particular share.
- o Other relevant particulars may be included in the declaration.
- o Status means “corporation”/ “limited” or “unlimited liability company”.
- o The oath may be taken before any person duly authorized according to the laws of Trinidad and Tobago, e.g., Commissioner of Affidavits, Notary Public, etc.)
- o The Companies Act, Chapter 81:01 (as amended by the Companies (Amendment) Act, 2019) requires the disclosure of beneficial ownership information, (and any changes) with penalties for non-compliance.