**Application for Registration of a Trustee of Family Trusts**

**General Information :-**

Proposed Name of Trustee Company

Address of registered office

Contact number

Email address

Names and addresses of shareholders (if the shareholder is a corporate entity, then details on the ultimate beneficial owner, including a group structure and supporting documentation have to be provided)

Name of Directors (minimum three directors):

1.

2.

3.

Name of Company Secretary:

Name of director/s who possess knowledge and experience in relation to the administration of trusts:

Name of Money Laundering Reporting Officer:

Role in the Company:

 Director

 Senior Official

 Other (Please Specify)

Description of Business Activities which the Trustee Company intends to undertake in relation to this registration.

Number of Family Trusts to be administered by the Trustee Company at application stage.

Brief description on the manner in which the Trustee Company will keep accurate records of the family trusts under its administration, including the description of the systems for maintaining proper records in relation to the family trusts.

Insurance Cover:

Has any application for insurance by the applicant ever been refused?

Name and address of insurer?

Does the applicant intend to apply for insurance cover in the future?

**Other information**

|  |  |
| --- | --- |
|  | YES/NO |
| (a) Has the applicant ever applied for and been refused a licence or an equivalent authorisation or registration to conduct banking, investment, insurance or trust business in Malta or elsewhere? |   |
| (b) Has the applicant failed to satisfy a judgement debt under a court order in Malta or elsewhere within a year of the making of the order? |   |
| (c) Has the applicant made any compromise or arrangement with its creditors or otherwise failed to satisfy creditors in full? |   |
| (d) Has the applicant ever had an official receiver appointed over any of its property in Malta, or has the substantial equivalent of any such person been appointed in any other jurisdiction? If so, give full particulars. |   |
| (e) Has the applicant ever had a garnishee order or a warrant of seizure or the substantial equivalent of such warrants served on it in any jurisdiction? |   |
| (f) Has the applicant ever had a notice of resolution for dissolution and consequential winding up in Malta, or had the substantial equivalent of such a notice given in any other jurisdiction? |   |
| (g) Has a petition ever been served in Malta for the compulsory liquidation of the applicant or any related company or has the substantial equivalent of such a petition ever been served in any other jurisdiction? |   |
| (h) Has an inspector or other authorised officer of any government department or agency, professional association or other regulatory body appointed under any Maltese law or equivalent overseas enactment, ever investigated the affairs of the applicant or any related company? |   |
| (i) Has the applicant or a related company providing fiduciary services ever been required to produce books or records during any investigation carried out of the company’s affairs by any regulatory authority? |   |
| (j) Has the applicant or any related company ever been censured, prosecuted, warned as to future conduct, disciplined or publicly criticized by, or made the subject of a court order at the instigation of any supervisory or regulatory authority? |   |
| (k) Has the applicant or any related company ever been refused entry in Malta or elsewhere to any professional body or trade association concerned with banking, trust or financial services? |   |
| (l) Is the applicant or any related company engaged or does it expect to be engaged in Malta or elsewhere in any litigation which may have a material effect on the resources of the undertaking? |   |

**I confirm that in determining whether to grant registration, the Authority may rely upon the information contained in this Application Form, any supporting documents attached to the Application Form and/or additional information provided from time to time.**

**I understand, acknowledge and agree that:**

1. **Having made all reasonable enquiries, the information supplied is to the best of my knowledge and belief, accurate in all material respects and does not exclude any information which might reasonably be considered as relevant;**
2. **I may not provide the services of a trustee of family trusts unless I am so registered by the Authority;**
3. **The Company will comply with and be bound by all the terms and conditions to which any registration may be subject;**
4. **The Company will, following registration notify the Authority of any changes in the Company;**
5. **The Company and its directors will comply with the provisions of the** [**Trusts and Trustees Act (Cap.331, Laws of Malta)**](http://www.justiceservices.gov.mt/DownloadDocument.aspx?app=lom&itemid=8805) **, as applicable, as well as the** [**Rules for Trustees of Family Trusts**](https://www.mfsa.com.mt/pages/readfile.aspx?f=/files/LegislationRegulation/regulation/trustees/Rules%20for%20Trustees%20of%20Family%20Trusts.pdf)**.**

**I confirm that the above information is complete and correct to the best of my knowledge and belief. I understand that giving Malta Financial Services Authority (“MFSA”) information which is false or misleading may be a criminal offence. I undertake to inform the MFSA of any material change to the contents of this application after the date of its submission.**

**I am attaching to this application:-**

**\_\_** Personal questionnaires of the Directors

**\_\_** Personal questionnaire of the MLRO

**\_\_** Application Fee

**\_\_** Draft Memorandum and Articles.

**\_\_** Copy of the Trust Deed(s)

**\_\_** Declaration signed by the proposed Directors confirming that the proposed trust structure(s) to be administered by the Company complies/comply and shall continue to comply with the definition of a family trust as prescribed by the Act and the Rules.

Signature of Applicant\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Full name of person signing obo of the Application \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_