



公 司 註 冊 處

COMPANIES REGISTRY

信 託 及 公 司 服 務 提 供 者 註 冊 辦 事 處

REGISTRY FOR TRUST AND COMPANY SERVICE PROVIDERS

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21 February 2019

All Trust or Company Service Provider Licensees

Dear Sir / Madam,

**Applicant for a trust or company service provider licence
convicted of making a false or misleading statement**

The Companies Registry has recently prosecuted an applicant for a trust or company service provider licence under section 53ZN(1) of the Anti-Money Laundering and Counter-Terrorist Financing Ordinance, Cap. 615 (“AMLO”) for making a false or misleading statement in a specified form (Form TCSP4) entitled “Statement as regards Fit and Proper Criteria” provided to the Registrar of Companies (“Registrar”), when the applicant knew that, or was reckless as to whether, such statement was false or misleading in a material particular. The applicant pleaded guilty to the charge at Shatin Magistrates’ Courts on 29 January 2019 and was convicted. Details of the case are available under the [“Enforcement > Highlights of Prosecution Cases”](#) section at the website of the Registry for Trust and Company Service Providers at www.tcsp.cr.gov.hk.

The Form TCSP4 requires a person who is subject to the fit and proper test to state whether he/she has any conviction record, whether he/she is an undischarged bankrupt and whether he/she has any record of non-compliance with a requirement imposed under the AMLO. It contains a warning that it is an offence under section 53ZN of the AMLO for a person to provide false or misleading statement to the Registrar. Upon conviction of the offence, the person is liable to a fine up to \$50,000 and imprisonment for 6 months.



The Companies Registry would like to take this opportunity to remind all parties concerned that a person is required to ensure that the information provided in an application made, a notification given or any other document provided to the Registrar pursuant to the provisions of the AMLO is complete, true and accurate. The Companies Registry will rigorously enforce the licensing regime for trust or company service providers and may take out prosecution action in cases of non-compliance.

Thank you for your kind attention.

Yours faithfully,

A handwritten signature in black ink, appearing to be 'B. G. Leung', written in a cursive style.

(Miss Bonnie W. G. LEUNG)
for Registrar of Companies