

**MEMORANDUM OF UNDERSTANDING BETWEEN THE FINANCIAL SERVICES
COMMISSION AND ROYAL TURKS AND CAICOS ISLANDS POLICE FORCE
CONCERNING THE EXCHANGE OF INFORMATION RELATED TO BENEFICIAL
OWNERSHIP**

Financial Services Commission (The Commission) and the Royal Turks and Caicos Islands Police Force (RTCIPF), hereinafter referred to as "the Authorities",

The Authorities intending to facilitate said information exchange to the fullest extent possible, pursuant to the requirements of the 'Exchange of Notes' between the United Kingdom Government and the Government of the Turks and Caicos Islands

Have reached the following understanding:

1. Objective

1.1 The objective of this Memorandum of Understanding (MOU) is to set out a framework whereby the Commission, to the full extent allowed by the laws of the Turks and Caicos Islands, will provide information held on its Beneficial Ownership Register to the RTCIPF.

2. Information Exchange

2.1 The Commission agrees to provide to the full extent allowed by the laws of the Turks and Caicos Islands relevant information stored on the Beneficial Ownership Registry pursuant to a legitimate request made by the RTCIPF.

2.2 A legitimate request is a request made by the RTCIPF in accordance with the law and the procedures established in the spirit of the exchange of notes and as set out in this MOU

3. Justification of Request

3.1 The Commission when receiving a request from the RTCIPF pursuant to this MOU shall presume that the request is justified and in accordance with the law.

4. Disclosure of Information

4.1 The Commission shall upon receiving a request pursuant to this MOU, take steps to provide to the RTCIPF the requested information as is stored on the Beneficial Ownership Register at the time of the request.

4.2 The Commission shall provide the information in the form of a search report and shall be in paper form.

5. Use and Disclosure of Information Contained in a Request

5.1 It is understood that the RTCIPF shall use the information for its own investigation, prosecution or in support of the prevention and detection of corruption, money



laundering, terrorism financing, financing of the proliferation of weapons of mass destruction and other serious and organised crime.

- 5.2 It is further understood that the RTCIPF will only disclose information received from the Commission pursuant to this MOU in accordance with the conditions and procedures established in the Exchange of Notes signed between the Turks and Caicos Government and the UK Government.

6. Notice

- 6.1 Any notices or requests for information shall be made to the designated officers of the authorities and be addressed as follows

If to the FSC:

The Managing Director
Financial Services Commission
Caribbean Place
Leeward Highway
Providenciales

If to RTCIPF

The Commissioner of Police
Royal Turks and Caicos Islands Police Force
Old Airport Road
Providenciales

Re: Beneficial Ownership Registry

Re: Beneficial Ownership Registry

- 6.2 Notices shall be made in writing and delivered or emailed to either party. All Notices in respect of request for information on the Beneficial Ownership Register shall be followed up with a telephone call to the Commission's senior designated contact officer or to Managing Director. All other Notices will be deemed to be received the next business day unless acknowledged before via email.

7. Request for Information Procedures

- 7.1 The Authorities will jointly arrange, consistent with the laws of the Turks and Caicos Islands, for acceptable procedures for the provision of information from the Beneficial Ownership Register and will consult each other with the purpose of implementing this MOU and its continued operation.
- 7.2 Requests shall only be made by the RTCIPF designated officers. Designated officers shall be identified in accordance with the attached procedures.
- 7.3 The agreed procedures are produced and attached as part of this MOU and shall be amended by the Authorities in accordance with the provisions of this MOU

8. Confidentiality

- 8.1 The Authorities understand that all information exchanged between them, including requests and notices, will be subjected to strict controls and safeguards to ensure that the information is used only in an authorized manner and treated in a confidential manner.



9. Amendments

9.1 The Authorities may amend this MOU in writing at any time by written mutual consent.

10. Non-Legally Binding

10.1 This MOU is not intended to be legally binding at domestic or international law.

11. Effective Date

11.1 This MOU will become effective upon the last affixing of the signature by the Authorities.

12. Termination

12.1 Either Authority may terminate this MOU at any time upon written notice to the other Authority. The provisions of this MOU dealing with the confidentiality of information received prior to the termination of this MOU will remain in effect after its termination.

This Memorandum of Understanding between the Financial Services Commission and the Royal Turks and Caicos Islands Police Force is deemed executed on the date of the last signature

For and on behalf of the
Financial Services Commission

For and on behalf of
Royal Turks and Caicos Islands Police Force

Niguel Streete
Managing Director
Date:

James Smith
Commissioner of Police
Date:

Procedures pursuant to Clause 7

Request for Information Procedures (Paragraph 7)

1. The RTCIPF shall prepare and send to the Commission requests in the form provided herein below. All requests shall be emailed to the Commission's designated officer at the designated email address. Immediately upon sending a request via email, the RTCIPF designated officer shall follow up the request with a telephone call to the Commission's designated officer to inform of the request.
2. The RTCIPF shall on the face of the request indicate whether or not the request is deemed '**URGENT**' or '**NORMAL**'.
3. Requests which are marked '**NORMAL**' shall be processed within 20 hours of receipt of the Request by the Commission.
4. Requests which are marked '**URGENT**' shall be processed within 45 minutes of receipt by the Commission.
5. All requests will be processed and the results made available to the RTCIPF by placing the relevant search report generated in a sealed envelope for collection by a designated officer of the RTCIPF. The Commission's designated officer shall duly inform the RTCIPF's designated officer of the availability of the report by email and followed up by telephone call.
6. All search reports are to be collected and signed for by an officer designated by the RTCIPF to collect search reports from the Commission. The RTCIPF must advise the Commission in advance of the identity of its designated collecting officer(s).
7. The designated collecting officer will be required to show an official Government or Police issued picture identification when collecting search reports.
8. The Commission will establish and maintain a log of all requests and actions taken pursuant to the requests.
9. Where an '**URGENT**' request is made between the hours of 8.00pm and 7.00am, the Commission will process the search report and have it available for collection by 8.00am.



Designated Officers

1. The Authorities shall appoint and inform each other of their designated offices and relevant contact details for the officers.
2. The Authorities shall inform each other in any event when they change the designated officers.
3. The Commission will rotate designated officers on a monthly basis and shall inform the RTCIPF of the designated officers' appointments prior to the last day of each month. The notice of Designated Officer will be via email to the RTCIPF designated officer and the Commissioner of Police.
4. The Authorities shall ensure that designated officers are 'suitably security cleared individuals' in accordance with the Exchange of Notes

A handwritten signature in blue ink, located in the bottom right corner of the page. The signature is stylized and appears to consist of several loops and a long horizontal stroke.

Commission's Designated Officers

1. The Commission shall appoint designated Officers from the pool of authorised officers listed below.
2. All requests will be processed by 2 designated officers one of which must be of Senior Management level
3. The Commission will rotate on a monthly basis the designated officers who shall be responsible for processing all requests.
4. Requests made shall be received via emailed at bor@tcifsc.tc and copied to nstreete@tcifsc.tc
5. In any event that the assigned senior designated officer is unavailable by telephone the RTCIPF designated officers shall call the Managing Director first and thereafter if no response any other senior designated officer

Senior Designated Officers

Name	Designation	Telephone
Niguel Streete	Managing Director	232-7439
Desmond Morrison	Director; Finance	232-2776
Paul Coleman	Director; Compliance	431-4797
Marc Rawlins	Legal Consultant	332-6272

Designated Officers

Name	Designation	Telephone
Tamiko Smith	Compliance Officer	245-7244
Brianna Higgs	Registration Officer	247-5929
Gessie Germain	Compliance Officer	343-4444



REQUEST FOR BENEFICIAL OWNERSHIP INFORMATION

Ref :	
Date and Time of Submission:	
RTCIPF Designated Officer	
Urgent Return [] Appropriate rationale must be given as to reason for urgency e.g. threat to life, immediate risk of asset flight, time critical Court applications	Rationale:

REQUEST RELATES TO SERIOUS & ORGANISED CRIME

Information Requested:

1. Accurate and current beneficial ownership information on all legal persons named in this request;
2. Identification of the beneficial owner of any named company;

Subject details:

(if you are enquiring about more than one subject, copy and paste this section as required. The boxes will expand automatically):

Surname:		Forename:	
DOB:		Where born:	
Nationality:		Occupation:	
Alias:		Gender:	
Address(es):			

Company details:

(if you are enquiring about more than one company, copy and paste this section as required):

Company name:	
Registration number:	
Company address(es):	

Request made by

**RTCIPF Designated Officer
Name, Number & Rank**

Request processed by

**FSC Designated Officer 1
Name & Designation**

**FSC Designated Officer 2
Name & Designation**

**Date:
Time:**

IT SHOULD BE NOTED THAT ANY INFORMATION OBTAINED AS A RESULT OF THIS REQUEST MAY BE USED BY RELEVANT UK COMPETENT AUTHORITIES IN ANY CRIMINAL OR CIVIL PROCEEDINGS WITHOUT PRIOR RECOURSE.

