

REGULATION
OF THE MINISTER OF FINANCE¹⁾

of 16 May 2018

on requests for making information on beneficial owners available and on making such information available²⁾

Under Article 71 of the Act of 1 March 2018 on counteracting money laundering and financing of terrorism (*Journal of Laws* item 723), it is hereby ordered as follows:

§ 1. This Regulation outlines:

- 1) the method for preparation and submission of requests for making information referred to in Article 59 of the Act of 1 March 2018 on counteracting money laundering and financing of terrorism available, hereinafter referred to as “requests”, and on making such information available;
- 2) the procedure for submission of requests and making information referred to in Article 59 of the Act of 1 March 2018 on counteracting money laundering and financing of terrorism available, hereinafter referred to as “information on beneficial owners”;
- 3) time limits for making information on beneficial owners available.

§ 2. 1. The submission of requests and making the information on beneficial owners from the Central Register of Beneficial Owners available, hereinafter referred to as the “Register”, is effected through:

- 1) a website whose URI identifier is published in the Public Information Bulletin on the website of the office that provides services to the minister competent for public finance;
- 2) interface software of the entity submitting the request, which enables communication with the network service of the ICT system, whose URI identifier and interface description are published in the Public Information Bulletin on the website of the office that provides services to the minister competent for public finance.

¹⁾ The Minister of Finance manages the area of governmental administration – public finance under § 1(2)(2) of the regulation of the President of the Council of Ministers of 10 January 2018 on the detailed scope of operation of the Minister of Finance (*Dz. U. [Polish Journal of Laws]* item 92).

²⁾ This Regulation implements, within its subject-matter, the Directive (EU) 2015/849 of the European Parliament and of the Council of 20 May 2015 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing, amending Regulation (EU) No 648/2012 of the European Parliament and of the Council, and repealing Directive 2005/60/EC of the European Parliament and of the Council and Commission Directive 2006/70/EC (OJ L 141 of 5.6.2015, p. 73).

2. The website mentioned in 1(1) enables the requesting party to:

- 1) submit the request;
- 2) check the processing status of the request by the authority competent for the Register;
- 3) display and save the information on beneficial owners made available in a text file and in a pdf file.

3. The network service of the ICT system mentioned in 1(2) enables the requesting party to:

- 1) submit the request;
- 2) check the processing status of the request by the authority competent for the Register;
- 3) download the data containing information on beneficial owners.

§ 3. 1. Information on beneficial owners shall also include the date, time and identifiers of the submitted request, the date and time of making the information available.

2. Information on beneficial owners that is made available does not bear any signatures.

§ 4. 1. Making information on beneficial owners available takes place pursuant to the following information quoted in the request:

- 1) number of the Universal Electronic System for Registration of the Population (PESEL) of the beneficial owner, or
- 2) tax identification number of the companies and partnerships listed in Article 58 of the Act of 1 March 2018 on counteracting money laundering and financing of terrorism, or
- 3) name and surname, date of birth of the beneficial owner – in the case of the beneficial owners registered in the Register as persons who do not hold a PESEL number.

2. Information on beneficial owners shall be made available:

- 1) within 5 minutes from the submission of the request, as at the status of the information upon being made available;
- 2) by the end of the working day following the submission of the request, if the request concerns information for the period specified in the request.

§ 5. The regulation enters into force on 13 October 2019.

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