



CENTRALE BANK VAN ARUBA

# REGISTRATION FORM

&

ACCOMPANYING GUIDANCE NOTES

**J.E. Irausquin Boulevard 8 P.O. Box 18 Oranjestad Aruba**

**[www.cbaruba.org](http://www.cbaruba.org)**

## INTRODUCTION

On June 1, 2011, the State Ordinance for the Prevention and Combating of Money Laundering and Terrorist Financing (*Landsverordening voorkoming en bestrijding witwassen en terrorismefinanciering* (AB 2011, no. 28) (AML/CFT State Ordinance) entered into force, and therewith replaced the State Ordinance on the Identification when Providing Services (AB 1995 no. 86) and the State Ordinance on the Reporting obligation of Unusual Transactions (AB 1996 no. 85).

On September 8, 2021, the amendment of the AML/CFT State Ordinance came into effect, and it extended the scope of article 1, first paragraph to include exchange platforms for virtual or fiduciary currency and providers of custodian wallets for virtual or fiduciary currency.

## AML/CFT STATE ORDINANCE

The AML/CFT State Ordinance contains, inter alia, customer due diligence, reporting and record keeping requirements, which apply to financial service providers, as well as designated non-financial service providers. Please refer to table A below which describes in more detail the types of services provided by the designated non-financial service provider.

## REGISTRATION OBLIGATION

Pursuant to article 50, first paragraph of the AML/CFT State Ordinance, designated non-financial services providers that conduct activities as described in articles 1, first paragraph, or 6, second paragraph, sub-paragraphs a through g, respectively, must register with the CBA via the registration form provided by the CBA.

**Table A: Designated non-financial service provider:**

1.	A natural person, legal person, corporation or partnership that acts as an attorney-at-law, civil notary, junior civil-law notary, tax advisor or in the exercise of a similar legal profession or business.
2.	A natural person, legal person, corporation or partnership independently performing professional activities, including forensic accountancy, as an external registered accountant or an external accountant-administration consultant, or a natural person, legal person, corporation or partnership to the extent that they independently perform similar activities in a professional or commercial capacity.
3.	A natural person, legal person or corporation trading or acting as an intermediary in a professional or commercial capacity in the purchase and sale of real estate, vehicles, ships, aircraft, objects of arts, antiquities, and the rights governing these objects.
4.	A natural person, legal person, or corporation trading in precious metals, precious stones and/or jewels in a professional or commercial capacity.
5.	A casino as referred to in article 1, first paragraph, of the State Ordinance on Games of Hazard ( <i>Landsverordening hazardspelen</i> ) (AB 1990 No. GT 44).

6.	A trust office as referred to in article 1 of the State Ordinance on the Supervision of Trust Service Providers ( <i>Landsverordening toezicht trustkantoren</i> ) (AB 2009 No. 13). <sup>1</sup>
7.	A natural person, legal person or corporation involved in a professional or commercial capacity in the trade of virtual currency or fiduciary currency.
8.	A natural person, legal person or corporation providing custodian wallets in a professional or commercial capacity.

**NOT APPLICABLE TO SERVICE PROVIDERS ALREADY REGULATED BY THE CBA**

Please note that institutions that are already regulated by the CBA pursuant to the State Ordinance on the Supervision of the Credit System (AB 1998 no. 16) (SOSCS), State Ordinance on the Supervision of Insurance Business (AB 2000 no. 82) (SOSIB), State Decree on the Supervision of Insurance Brokers (AB 2000 no.82), State Ordinance on the Supervision of Money Transfer Companies (AB 2003 no. 60) (SOSMTC), State Ordinance on the Supervision of Trust Service Providers (AB 2009 no. 13) (SOSTSP), State Ordinance on the Supervision of the Securities Business (AB 2016 no.53), State Ordinance on Company Pension Funds (AB 1998 no. GT 17) **are not required** to register with the CBA.

**CONTINUING OBLIGATION TO REPORT CHANGES**

Pursuant to article 50, fourth paragraph of the AML/CFT State Ordinance, the CBA is to be informed on an on-going basis of any changes to information previously submitted on the registration form. This obligation lies with the management of each designated non-financial service provider.

**COMMUNICATION WITH THE DESIGNATED NON-FINANCIAL SERVICE PROVIDER**

The CBA communicates with the contact person mentioned on this registration form.

**GENERAL POINTS**

Incomplete registration forms are returned to the designated non-financial service provider concerned and are considered **not** submitted.

All questions contained in the registration form must be answered completely. All responses should be filled in digitally or written in black or blue ink.

After completing the registration form, please submit it to the CBA via e-mail: [integrityregistration@cbaruba.org](mailto:integrityregistration@cbaruba.org).

If you have any further questions concerning the completion of this form, please contact the Integrity Supervision Department of the CBA via the aforementioned e-mail.

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<sup>1</sup> Pursuant to article 2 of the State Ordinance on the Supervision of Trust Service Providers (AB 2009 no. 13), trust service providers need a license issued by the CBA in order to conduct the business of a trust service provider.



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# REGISTRATION FORM

**All questions must be answered completely.**

**Please refer to the Guidance Notes to aid completion of this registration form.**

All responses should be filled in digitally or written in **black or blue ink**.

Any attachments should be clearly referenced to the relevant question(s) and signed by the designated non-financial service provider completing the registration form, as confirmation that they are complete and accurate.

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CENTRALE BANK VAN ARUBA

**1. Legal name of the designated non-financial service provider:**

**2. Trade name of the designated non-financial service provider:**

**3. Address of the designated non-financial service provider:**

**4. Telephone number of the designated non-financial service provider:**

**5. E-mail address of the designated non-financial service provider:**

6. **Registration number at the Chamber of Commerce of the designated non-financial service provider. Please provide an extract of the registration from the Business Register of the Chamber of Commerce together with this registration form.**

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7. **Name and address of the person(s) who manage the designated non-financial service provider and decide(s) on its policy:**

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8. **Name, telephone number, e-mail address and mobile number of the contact person within the designated non-financial service provider:**

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9. **If you are a designated non-financial service provider as described under Table A, please mark (“X”) which services you provide in the table hereunder.**

**Table A**

	<b>Designated non-financial service provider:</b>	
1.1	A natural person, legal person, corporation, or partnership that acts as a <b>civil-law notary or junior civil-law notary.</b>	
1.2	A natural person, legal person, corporation, or partnership that acts as an <b>attorney-at-law or in the exercise of a similar legal profession or business.</b>	
1.3	A natural person, legal person, corporation, or partnership that acts as a <b>tax advisor.</b>	
2	A natural person, legal person, corporation, or partnership that acts as an <b>external registered accountant, an external accountant-administration consultant,</b> or a natural person, legal person, corporation or partnership to the extent that they independently perform <b>similar</b>	

	<b>activities</b> in a professional or commercial capacity.	
3.1	A natural person, legal person or corporation trading or acting as an intermediary in a professional or commercial capacity in the purchase and sale of <b>real estate and the rights governing these objects.</b>	
3.2	A natural person, legal person or corporation trading or acting as an intermediary in a professional or commercial capacity in the purchase and sale of <b>vehicles, ships, aircraft, and the rights governing these objects.</b>	
3.3	A natural person, legal person or corporation trading or acting as an intermediary in a professional or commercial capacity in the purchase and sale of <b>objects of arts, antiquities, and the rights governing these objects.</b>	
4	A natural person, legal person, or corporation trading in <b>precious metals, precious stones and/or jewels in a professional or commercial capacity.</b>	
5	A <b>casino</b> as referred to in article 1, first paragraph, of the State Ordinance on Games of Hazard ( <i>Landsverordening Hazardspelen</i> ) (AB 1990 No. GT 44).	
6*	A trust office as referred to in article 1 of the State Ordinance on the Supervision of Trust Service Providers ( <i>Landsverordening toezicht trustkantoren</i> ) (AB 2009 No. 13) is <b>not required to register</b> with the CBA. Reference is made to section “ <i>Not applicable to service providers already regulated by the CBA</i> ” in the accompanying guidance notes above (page 3).	
7	A natural person, legal person or corporation involved in a professional or commercial capacity in <b>the trade of virtual currency or fiduciary currency.</b>	
8	A natural person, legal person or corporation <b>providing custodian wallets</b> in a professional or commercial capacity.	

**10. Registered with the Financial Intelligence Unit of Aruba (FIU-Aruba):**

- Yes  
 No

**11. Name of the person appointed to oversee compliance with the AML/CFT laws and regulations (Money Laundering Compliance Officer ["MLCO"]):**

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**12. Name of the person appointed to assess potential unusual transactions reports and responsible for the reporting of unusual transactions to the FIU-Aruba (Money Laundering Reporting Officer ["MLRO"]):**

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**I declare to be authorised to represent the designated non-financial service provider named under 1 and 2 on page 5 of this registration form.**

**Signed:**

**Date:**

**Name (BLOCK CAPITALS):**

**Position:**
