



# LAW & COMMERCE TRUST LIMITED

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## PERSONAL QUESTIONS AND DECLARATION BY SHAREHOLDER/DIRECTOR/CONTROLLER OF YOUR PROPOSED COMPANY. TO BE COMPLETED BY EACH DIRECTOR/SHAREHOLDER/CONTROLLER.

### Business background: (if any)

1. Name of company you currently own or control directly or indirectly : \_\_\_\_\_  
\_\_\_\_\_
2. Country of registration : \_\_\_\_\_
3. Nature of business : \_\_\_\_\_
4. Annual turnover : \_\_\_\_\_
5. Number of years in operation : \_\_\_\_\_
6. Percentage of my shareholders/control : \_\_\_\_\_
7. Website, if any : \_\_\_\_\_

### Academic background: (if any)

1. Academic qualification : \_\_\_\_\_
2. University / College attended : \_\_\_\_\_
3. Year attended : \_\_\_\_\_

Please tick (✓) Yes or No. If your answer is "Yes" please elaborate beneath the question.		YES	NO
1	Have you in the previous 7 years, at any time been criticised, censured, disciplined, suspended or fined by any regulatory body in Malaysia or in any other jurisdiction?		
2	Have you, in the previous 7 years, been declared bankrupt, or failed to satisfy a debt adjudged due, or come to a compromise or similar arrangement with any creditors or has any of your property been seized or forfeited or relinquished by any other similar means?		

<b>Please tick (✓) Yes or No. If your answer is "Yes" please elaborate beneath the question.</b>		<b>YES</b>	<b>NO</b>
3	Have you in the previous 7 years, been involved with a company which has been the subject of any (1) insolvent liquidation, (2) bankruptcy, (3) compulsory winding up, (4) Judicial enquiry or (5) had a Receiver or an Administrator appointed or (6) had failed to satisfy a debt adjudged due, or (7) come to a compromise or similar arrangement with any creditors?		
4	Have you been engaged in any civil proceedings or arbitration at any time in the past 7 years in which a debt was adjudged due from, or judgement given against you in relation to any financial services?		
5	Have you at any time been convicted of any offence involving fraud, or other dishonesty, or any other offence such as economic offence or money laundering or any such other offence, or been subject to any penalties for tax evasion or been in connection with any companies that have been convicted for the said offences?		
6	Have you at any time been convicted of any offence involving act of terrorism or funding of terrorism or both or any such offence related to terrorism or been in connection with any companies that have been convicted for the said offences?		
7	Have you been convicted in any Court of Law for a criminal offence or penalised, or sanctioned?		
8	Are you currently or have been under investigation for professional negligence or malpractice by any Regulatory Authority in any country?		
9	Are you currently or have been under investigation in any country for involvement or suspected involvement in terrorism or funding of terrorism?		
10	Have you in the previous 7 years, travelled to or visited i) Afghanistan, ii) Yemen, iii) Somali, iv) Iraq, v) Sudan?		
11	Have you in the previous 7 years been refused entry into or deported from any country?		
12	Have you, your spouse or your close relative, in the last 5 years held very high ranking post in any government bodies including diplomatic		

	or military service?		
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**PROFESSIONAL REFERENCE (MANDATORY)**

I offer the following professionals / business referees to whom you can write for the purpose of obtaining reference about me. I understand that you **may or may not contact** any or all of them and that you may request for other referees from me if the reference given by any or all the referees below are not satisfactory to you.

*IMPORTANT: The referees provided below are professionals and or businessman or woman have known me for at least 5 years and are familiar with my business or profession. He is not my subordinate or my family member.*

1 **Referee 1**

Name : \_\_\_\_\_  
Tel No. : \_\_\_\_\_  
Profession : \_\_\_\_\_  
E-mail address : \_\_\_\_\_

2 **Referee 2**

Name : \_\_\_\_\_  
Tel No. : \_\_\_\_\_  
Profession : \_\_\_\_\_  
E-mail address : \_\_\_\_\_

**FURTHER, I HEREBY DECLARE AND CONFIRM THAT:**

1. The Particulars/Information/Documents given in the Company Formation Questionnaire for the setting up of (*Name of the Corporation*),(‘*the Company*’) are to the best of my knowledge and belief true and correct and do not exclude any information which might reasonably be considered relevant and I expressly agree to immediately notify Law & Commerce Trust Limited or its authorized agents in the event of any material changes to the above particulars;
2. Any estimates given in the Company Formation Questionnaire have been made in good faith and with all due care;
3. I expressly agree to provide any further information and documents on the above particulars as requested from time to time by Law & Commerce Trust Limited or its authorized agents;
4. I am not acting as a nominee, trustee or representative of any third party;
5. Certified true copies of the identification pages of my current passport showing my signature and photograph are attached to this declaration and I confirm I have not undergone any change of names;
6. I have obtained professional tax advice in my country of residence in connection with the establishment, conduct and use of this company;
7. I am aware of my own taxation reporting requirements in my country of residence with respect to ownership or control of the Company and confirm that I will fulfil my legal taxation reporting obligations;
8. I am not currently insolvent and any contemplated transfer of assets to the Company will not render me insolvent;
9. I do not intend to use the Company to hinder, delay or defraud any creditors, or engage in any illegal conduct in relation to creditors and do not intend to engage the services of Law & Commerce Trust Limited or its authorised agents, in order to facilitate or otherwise engage in such activities;
10. All monies that may from time to time be transferred into the name of the above Company have been/will be derived from legal sources and that no such monies have been/will be derived from any criminal activities of any nature whatsoever, or any other activity that I know to be illegal in Malaysia and/or any other country;
11. I will use the Company to conduct only those business activities for which it is to be licensed unless appropriate approval has been sought and obtained from the Labuan Offshore Financial Services Authority;
12. I expressly confirm the Company will comply with and be bound by the laws of Malaysia including the terms and conditions attached to the Company Formation Questionnaire;

13. I expressly confirm that the Company will comply with the laws of the jurisdictions where the Company will carry out activities and in particular will not use the Company to undertake any licensable activity anywhere without appropriate authorities;
14. I have been informed of the Company's compliance obligations as regards fees, filing of accounts and taxation and will comply with these requirements;
15. I hereby expressly, specifically and unqualifiedly agree to wholly hold harmless and indemnify Law & Commerce Trust Limited, its shareholders, officers, directors, employees and agents from any liabilities of any kind or character arising out of any lawful actions taken by them in reliance upon any fact or statement contained in this declaration which may hereafter prove to be untrue or materially inaccurate; and
16. I have reviewed the schedule of professional fees or written quotation and I will discharge all professional fees and costs arising from the incorporation, maintenance and administration of the Company as requested by Law & Commerce Trust Limited.

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**Full name as in passport or Identity Card No.** : \_\_\_\_\_

**Passport or Identity Card No.** : \_\_\_\_\_

**Signature** : \_\_\_\_\_

**Date** : \_\_\_\_\_