

# FORM BOR5 – Legitimate Interest

## Declaration as to Legitimate Interest for access to the Register



Banc Ceannais na hÉirean  
Central Bank of Ireland

Eurosystem

Regulation 25, Statutory Instrument No. 110 of 2019 - European Union (Anti-Money Laundering: Beneficial Ownership of Corporate Entities) Regulations 2019 as amended by Statutory Instrument 308 of 2023-the European Union (Anti-Money Laundering: Beneficial Ownership of Corporate Entities) (Amendment) Regulations 2023).

### TO: The Registrar of Beneficial Ownership of Certain Financial Vehicles (“the Registrar”).

#### Details of Applicant

Name of Applicant:	<input type="text"/>	Date:	<input type="text"/>
Position:	<input type="text"/>	Email Address:	<input type="text"/>

I,   
(Name of person asserting “Legitimate Interest”)

have read and understood Regulation 25, Statutory Instrument No. 110 of 2019 - European Union (Anti-Money Laundering: Beneficial Ownership of Corporate Entities) Regulations 2019 as amended by Statutory Instrument 308 of 2023 - the European Union (Anti-Money Laundering: Beneficial Ownership of Corporate Entities) (Amendment) Regulations 2023), (the “Regulations”) - an extract from which is attached to this declaration.

I submit to the Registrar that I have a “legitimate interest” within the meaning of Regulation 25(3A) of the Regulations to exercise the right of inspection of the permitted data (“the permitted data”) of the relevant entity identified below on the Register of Beneficial Ownership of Certain Financial Vehicles (“the Register”) for the reasons set out below.

#### The Relevant Entity

Please identify the entity (“the relevant entity”) whose permitted data you wish to inspect and in respect of which you assert a legitimate interest. (Hereinafter called “the Relevant Entity”)

*(Please enter the entity name and entity C-number in the box above, and where multiple entities, please separate by comma, or enter on a new line)*

### Requirements for Legitimate Interest Access

I assert that I have a “legitimate interest” to exercise the right of inspection of the permitted data on the following basis-

- A Indicate how you are engaged in the prevention, detection or investigation of money laundering or terrorist financing offences including without prejudice to the generality of this request: -

  1. details of your identity
  2. details of your occupation (including the name of your employer or the person or persons for whom you are working) and the length of time you have been involved in your occupation; and
  3. Details of any past involvement in the prevention detection or investigation of such or similar matters.

*(Please provide documentary evidence to prove the above – for verification of identity purposes this must include a clear and legible copy of **ONE** of the following documents (no document should be more than 6 months older than its expiry date): **Passport** – the identification page (name, date of birth, photo and signature) or **EU Driving Licence card** – the identification side (photograph, name and signature)*

Email: [BOR@centralbank.ie](mailto:BOR@centralbank.ie)  
[www.centralbank.ie](http://www.centralbank.ie)



## FORM BOR5 for Legitimate Interest Access to the BORCFV

B Indicate how the data which you are seeking to inspect is for the purposes of an activity in which you are engaged, further to the prevention, detection or investigation of money laundering or terrorist financing offences.

Please note that such activity need not necessarily relate to cases of pending administrative or legal proceedings in respect of the relevant entity.

*Please indicate below (in no more than 100 words)*

C Please indicate how the relevant entity

- is connected with persons convicted (whether in Ireland or elsewhere) of an offence consisting of money laundering or terrorist financing, or
- holds assets in a high-risk third country

*A "high-risk third country" means a jurisdiction identified by the European Commission in accordance with Article 9 of the Directive (EU) 2015/849 of the European Parliament and of the Council, of 20 May 2015.*

*Please indicate below (in no more than 100 words)*

D The Registrar reserves the right to request supporting documentation in relation to this application, for the purpose of assessment.

**Next step:** When completed and type signed, save as a PDF and e-mail to [BOR@centralbank.ie](mailto:BOR@centralbank.ie)  
Please enter "**Legitimate Interest Application**" in the subject line.



## Declaration

I hereby acknowledge that the information provided in this application is accurate and complete.

Date:

Typed name of Applicant:

Signature:

### IMPORTANT - Extract from Regulation 25 of the Regulations

(3) Any person may, subject to paragraphs (3A), (3B) and (5), inspect the following information in the central register that relates to any relevant entity:

- (a) the name, the month and year of birth and the country of residence and nationality of each beneficial owner of it; and
- (b) a statement of the nature and extent of the interest held, or the nature and extent of control exercised, by each such beneficial owner.

(3A) A person shall not be entitled to exercise the right of inspection under paragraph (3) unless such person demonstrates to the Registrar that the person has a legitimate interest for doing so, that is to say that there is demonstrated to the Registrar by that person (through the making of a submission and, if required by the Registrar, the supplying of information or documents, including such information or documents as may be available relating to that person's previous activities, if any, in the prevention, detection or investigation of money laundering or terrorist financing offences) –

- (a) that the person is engaged in the prevention, detection or investigation of money laundering or terrorist financing offences,
- (b) that the person is seeking to inspect the information referred to in paragraph (3) for the purposes of an activity in which he or she is engaged as referred to in subparagraph (a) (but such activity need not necessarily relate to cases of pending administrative or legal proceedings in respect of the relevant entity concerned), and
- (c) that the relevant entity concerned –
  - (i) is connected with persons convicted (whether in the State or elsewhere) of an offence consisting of money laundering or terrorist financing, or
  - (ii) holds assets in a high-risk third country.

(3B) Having considered any submission made and, as the case may be, any information or documents supplied, under paragraph (3A), the Registrar shall either –

- (a) if the Registrar is satisfied that the person concerned has an interest as referred to in that paragraph, permit the person to inspect the information referred to in paragraph (3) in relation to the relevant entity concerned, or
- (b) if the Registrar is not so satisfied, refuse to permit the person to inspect that information.

(4) The Data Protection Act 2018 (No.7 of 2018) shall apply to the access that the Registrar affords to a designated person and any other person in respect of the information in the central register that relates to a relevant entity.

(5) Where a designated person or any other person seeks to have access to, or to inspect, any information in the central register so far as such information relates to a minor who is a beneficial owner of a relevant entity, the Registrar shall request the designated person or other person to provide, in writing, to the Registrar a summary of the grounds on which he or she considers it is in the public interest that that information be disclosed to him or her and –

- (a) if the designated person or other person refuses or fails to comply with that request, or
- (b) unless the Registrar, having considered such a written summary provided to the Registrar, is of the opinion that there are substantial grounds for the contention of the foregoing person that it is in the public interest that the information be disclosed to him or her, the designated person or other person shall not be permitted by the Registrar to have access to, or to inspect, any information in the central register so far as such information relates to the minor concerned.

(5A) The Registrar shall keep a record of – (a) each instance of access to, or inspection of, any information in the central register being sought under any of paragraphs (3) to (5), and (b) each decision of the Registrar made in relation to it, indicating whether it is a decision to refuse to permit, or to permit, what is sought to be done, and each such record shall be retained by the Registrar for a period of 5 years from the date of the record's creation.