LES CONSULTANTS
CONSEIL & FORMATION

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AML / CFT · LUXEMBOURG

Identification of Beneficial Owners in Luxembourg

7 chapters | Luxembourg and European regulatory framework · RBE register

7 CHAPTERS

Training programme

1 Introduction to Beneficial Ownership

1.1 AML/CFT context
- Financial transparency
- Fight against opacity

1.2 Luxembourg regulatory framework
- Law of 13 January 2019
- Register of Beneficial Owners

2 Training Objectives

2.1 Regulatory understanding
- Luxembourg legal framework
- European directives

2.2 Understanding beneficial ownership
- Natural person concept
- Direct and indirect control

2.3 Identification methodology
- Ownership structure analysis
- Risk-based approach

3 Definition of the Beneficial Owner

3.1 General principle
- Ultimate control
- Ownership chain

3.2 Legal identification criteria
- Ownership above 25%
- Control through other means
- Senior managing official as last resort

4 Identification of Beneficial Owners

4.1 Direct ownership
- Individual shareholders

4.2 Indirect ownership
- Ownership chains
- Foreign structures

4.3 Complex legal structures
- Trusts and similar arrangements
- Key roles and functions

4.4 No identifiable beneficial owner
- Subsidiary analysis
- Documented justification

5 RBE Filing Obligations

5.1 In-scope entities
- Entities registered with the RCS

5.2 Filing process
- Identification
- Declaration
- Update

5.3 Information to be reported
- Identification data
- Nature of control

5.4 Internal documentation
- Supporting evidence
- Traceability

6 Sanctions and Compliance Risks

6.1 Filing failures
- Non-filing
- Inaccurate filing
- Late update

6.2 Accountability
- Entity
- Directors and managers

7 Conclusion

KEY CRITERION

The beneficial owner is the natural person who ultimately exercises control.