

Experts to contact

We will be delighted to assist you with your filings to the Transparency Register and are available to provide further information or answer any questions. Contact us by phone or email to:

Transparenzregister@BRL.de



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Compulsory filings to the Transparency Register



BRL assists with ascertaining and notifying required information

Since 1 August 2021: General duty for all companies to provide information to the Transparency Register; considerable threat of administrative fining; close monitoring by the Federal Office of Administration.

The challenge

Under the revised German Anti-Money Laundering Act (AML) effective from 1 August 2021 all legal entities under private law, registered partnerships, trusts and similar legal structures are obligated to provide information on their beneficial owners to the Transparency Register. As the Transparency Register has become a register in its own right, the filing to the commercial register or another register will no longer be sufficient (no status of deemed notification).

Beneficiary owners

Beneficial owners are those who control more than 25 % of the capital interests or more than 25 % of the voting rights or exercise control in a comparable way. Complex multi-level participations, entities organized as GmbH & Co. KG, and special partnership arrangements are subject to even more specifics.

Transitional periods for filings

- **Ending 31 March 2022** for entities organized as AG, SE or KGaA
- **Ending 30 June 2022** for entities organized as GmbH, cooperative, European cooperative or partnership
- **Ending 31 December 2022** for all other entities including KG and others

What we offer – your benefit

Ascertaining the beneficial owner

- BRL will initially ascertain the beneficial owner, considering the specifics of certain legal formations.

Filings to the Transparency Register

- BRL will manage for you the filing to the Transparency Register and/or the updating of required details concerning the (deemed) beneficial owner and will document all filings in an auditable manner.

Discrepancy services

- BRL has broad subject-matter expertise in defending clients in discrepancy matters or administrative fine proceedings.

Increased risk of fines

Since those under the AML are required to obtain an extract from the Transparency Register as part of the identification of their business associates and, if necessary, to submit discrepancy reports, there is an increased likelihood that reporting errors or omissions will be detected.

The Federal Office of Administration is strict in examining and penalizing factual reporting errors and omissions. Violations are subject to substantial, revenue-based fines.

We recommend that companies make filings with the Transparency Register as early as possible and ascertain whether the registered entries reflect the facts and the beneficial ownership situation.

For a flat fee of € 350.00 plus VAT, we will ascertain the beneficial owner and manage the filing to the Transparency Register – more extensive services according to individual agreement.