# News story: People with significant control (PSC): who controls your company?

A person with significant control (PSC) is someone who owns or controls your company. They're sometimes called 'beneficial owners'.

You must <u>identify your PSC</u> and tell us who they are. This might be you, or someone associated with your company. A company can have one or more PSC.

You must <u>record their details</u> on your company's PSC register and send us this information. If you can't identify your PSC, you need to tell us why. The easiest way to do this is online.

Send us your PSC information online.

If you don't already have an online account with us, you'll need to register.

You can also send us PSC information using third-party software.

### Identifying your PSC

How to identify people with significant control (PSC)

A PSC must meet one or more of the following conditions of control.

Most PSCs are likely to be people who hold:

- more than 25% of shares in the company
- more than 25% of voting rights in the company
- the right to appoint or remove the majority of the board of directors

If your PSC holds more than 25% of shares, they're likely to hold the same amount of voting rights.

You should check your company's register of shareholders. Your company's constitution and articles of association may also contain information on voting and other rights.

#### Other significant influence or control

Your PSC might influence or control your company through other means. This could be directly, or on behalf of someone else. For example, someone who tells the directors or shareholders what to do.

This condition will only apply in limited circumstances. <u>Further guidance</u> is available on the meaning of significant influence or control.

#### Companies controlled by a trust or firm

If a trust or firm influences or controls your company, you must decide if they meet any conditions of control described above. If they do, the trustees or members of the firm are PSCs.

If you think this applies, you should get professional advice.

# Recording your PSC information

You'll need to confirm certain details with your PSC, and record them in your PSC register. These details are:

- name
- date of birth
- <u>nationality</u>
- country of residence
- service address
- usual residential address (not displayed to the public)
- the date they became a PSC of the company
- the date you entered them into your PSC register
- which conditions of control are met

You must include the level of their shares and voting rights, within the following categories:

- over 25% up to (and including) 50%
- more than 50% and less than 75%
- 75% or more

You must try to identify and contact anyone you think may be a PSC of your company. If they refuse to provide PSC information, they're committing a criminal offence.

You can place restrictions on the shares or voting rights of someone who won't give you this information. Applying restrictions is a significant step. You should only consider this if they've repeatedly refused your requests.

If you're thinking of making restrictions, you should <u>read the guidance</u> first.

## Changes to your PSC information

If your PSC information changes, you must update your company's PSC register and tell us as soon as possible. The easiest way to do this is <u>online</u>. This could be changes to an existing PSC, such a new address or nature of control. You could also have a new PSC, or someone is no longer a PSC.

Update your PSC information online.

## Protection for people at risk

All PSC information is available to the public, apart from their home address. The day is also hidden from their date of birth.

In exceptional cases, some individuals can <u>apply to protect their PSC</u> <u>information</u>. If they've applied for this protection, you should note this on your PSC register.

Protection from disclosure applies from the date the application is made to us.

If a PSC has already been granted protection as a director, they must reapply for protection as a PSC.

#### Other company types

Limited liability partnerships (LLP), eligible Scottish partnerships and societas Europaea (SE) must also send us their PSC information.

Information on these company types can be found in the <u>full guidance</u>.