Current AML/CFT Handbooks coverage of supervised persons

Article 1 of the Proceeds of Crime (Supervisory Bodies) (Jersey) Law 2008 (the Supervisory Bodies Law) defines "supervised person" as a "regulated person" *or* a "registered person"

"Regulated Person"

"**regulated person**" (as per the Article 1 of the Supervisory Bodies Law) means a person who carries on –		
(a)	a regulated business, defined as;	**AML/CFT Handbook currently applicable:**
	(a) the business of a recognized fund, or of an unclassified fund, within the meaning of the Collective Investment Funds (Jersey) Law 1988, *"recognized fund" means a collective investment fund in relation to which there is a recognized fund certificate granted under the Collective Investment Funds (Recognized Funds) (General Provisions (Jersey) Order 1988 or the* Collective Investment Funds (Recognized Funds) (Rules) (Jersey) Order 2003; *"unclassified fund" means a fund that is not a recognized fund* Summary: Recognized funds and certified funds (being unclassified funds issued with a registration certificate).	Main Handbook
	(b) a Schedule 2 business for which a person must – *(i) be registered under the Banking Business (Jersey) Law 1991,* *(ii) hold a permit under the Collective Investment Funds (Jersey) Law 1988,* *(iii) be registered under the Financial Services (Jersey) Law 1998, or* *(iv) be authorized by a permit under the Insurance Business (Jersey) Law 1996;* Summary: Persons holding a registration certificate or permit issued under one of the 4 laws listed above.	Main Handbook
(b)	a business that, by virtue of any of the following provisions, is not a regulated business –	
	(i) Article 4 of the Financial Services (Money Service Business (Exemptions)) (Jersey) Order 2007,	No Handbook currently applies

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	Summary: Money Services Businesses exempt from registration by virtue of their turnover.	
	(ii) Article 5 of the Financial Services (Money Service Business (Exemptions)) (Jersey) Order 2007, Summary: Persons carrying on deposit–taking business, therefore being exempt from registering to carry on Money Services Business.	Main Handbook
	(iii) paragraph 4 of the Schedule to the Financial Services (Trust Company Business (Exemptions No. 2)) (Jersey) Order 2000; Summary: Exemption from registration for Experienced Personal Advisers.	No Handbook currently applies
(c)	business to which paragraph 7(1) of Part B of Schedule 2 to the Proceeds of Crime (Jersey) Law 1999 ("Other services") applies, where –	
	(i) the person is registered under the Financial Services (Jersey) Law 1998 to carry on trust company business; or Summary: "Other services" carried on by persons registered for Trust Company Business.	Main Handbook
	(ii) the person – (A) is provided with any service that falls within Article 2(3) and (4) of the Financial Services (Jersey) Law 1998 by a person registered under that Law to carry on trust company business or is provided with any service within fund services business (within the meaning of that Law) by a person who is registered under that Law to carry on fund services business, and (B) has no established place of business in Jersey other than a place of business provided by a person who is registered under the Financial Services (Jersey) Law 1998 to carry on trust company business or fund services business; Summary: Persons who are carrying on activity falling under "Other Services", are customers of a registered Trust Company Business or registered Fund Services Business and have no established place of business in Jersey i.e. the only link is through the services provided to them by the registered Trust Company Business or Fund Services Business.	No Handbook currently applies

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(d)	the business of an unregulated fund within the meaning of the Collective Investment Funds (Unregulated Funds) (Jersey) Order 2008; Summary: Unregulated funds	No Handbook currently applies

"Registered Person"

"**registered person**" (as per Article 1 of the Supervisory Bodies Law) means a deemed registered person or a person who is registered under Article 14 or 15 of the Supervisory Bodies Law; A "deemed registered person" is in effect a person carrying on "regulated business". The following paraphrases the Schedule to the Supervisory Bodies Law:		
1.	Business to which any of sub-paragraphs (a), (b), (c), (e), (f), (g), (h), (k), (l) and (n) of paragraph 7(1) of Part B of Schedule 2 to the Proceeds of Crime (Jersey) Law 1999 ("Other services") applies; Except where –	No Handbook currently applies
	(a) the person carrying on the business is registered under the Financial Services (Jersey) Law 1998 to carry on trust company business; or Summary: Certain activities specified above falling under "Other Services", carried on by a person registered to carry on Trust Company Business.	Main Handbook
	(b) the person carrying on the business – (i) is provided with any service that falls within Article 2(3) and (4) of the Financial Services (Jersey) Law 1998 by a person registered under that Law to carry on trust company business or is provided with any service within fund services business (within the meaning of that Law) by a person who is registered under that Law to carry on fund services business, and (ii) has no established place of business in Jersey other than a place of business provided by a person who is registered under the Financial Services (Jersey) Law 1998 to carry on trust company business or fund services business.	No Handbook currently applies

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	Summary: Persons who are carrying on certain activities specified above falling under "Other Services", are customers of a registered Trust Company Business or registered Fund Services Business and have no established place of business in Jersey i.e. the only link is through the services provided to them by the registered Trust Company Business or Fund Services Business.	
2.	A business to which paragraph 8 or 9 of Part B of Schedule 2 to the Proceeds of Crime (Jersey) Law 1999 applies. Summary: The business of forming and administering legal persons or arrangements and Virtual currency exchange business.	No Handbook currently applies
3.	Paragraph 5 of Part B of Schedule 2 to the Proceeds of Crime (Jersey) Law 1999 Casinos (including internet casinos).	No Handbook currently applies
4.	Any business or activity (not carried on by a person that is also carrying on a regulated business) described in paragraph 4(a) of Part A except those activities mentioned in clauses (i) to (v). Summary: Persons carrying on financial service business where a person is not registered under the Financial Services (Jersey) Law 1998 and is not exempt from compliance with the Jersey AML/CFT requirements	No Handbook currently applies
5.	Any business (not carried on by a person that is also carrying on a regulated business) included within Part A that is not a regulated business by virtue of any of the following Orders – (a) Financial Services (Investment Business (Restricted Investment Business – Exemption)) (Jersey) Order 2001; (b) Financial Services (Investment Business (Special Purpose Investment Business – Exemption)) (Jersey) Order 2001; (c) Financial Services (Trust Company Business (Exemptions)) (Jersey) Order 2000; (d) Financial Services (Trust Company Business (Exemptions No. 2)) (Jersey) Order 2000 other than business carried on in the circumstances described in paragraph 4 of the Schedule to that Order (experienced personal advisers); (e) Financial Services (Trust Company Business (Exemptions No. 3)) (Jersey) Order 2001; (f) Financial Services (Trust Company Business (Exemptions No. 5)) (Jersey) Order 2001;	No Handbook currently applies

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	(i) Collective Investment Funds (Permits) (Exemptions) (Jersey) Order 1994; (j) Insurance Business (General Provisions) (Jersey) Order 1996. Summary: A range of activities that **are not** considered to be Investment Business, Trust Company Business, functionaries to a recognized fund, or Insurance Business for the purposes of **prudential and conduct of business regulation** in Jersey, but **are** considered to be such business for the purposes of **AML/CFT regulation**.	
6.	Any business (not carried on by a person that is also carrying on a regulated business) included within Part A that is not a regulated business by virtue of paragraph 8 of the Banking Business (General Provisions) (Jersey) Order 2002 Summary: The Channel Islands Co-operative Society Limited and Community Savings & Credit Limited.	The Channel Islands Co-operative Society Limited – Main Handbook Community Savings & Credit Limited – No Handbook currently applies
7.	Business to which any of sub-paragraphs (i), (j), and (m) of paragraph 7(1) of Part B of Schedule 2 to the Proceeds of Crime (Jersey) Law 1999 ("Other services") applies; Except where –	No Handbook currently applies
	(a) the person carrying on the business is registered under the Financial Services (Jersey) Law 1998 to carry on trust company business; or Summary: Certain activities specified above falling under "Other Services", carried on by a person registered to carry on Trust Company Business.	Main Handbook
	(b) the person carrying on the business – (i) is provided with any service that falls within Article 2(3) and (4) of the Financial Services (Jersey) Law 1998 by a person registered under that Law to carry on trust company business or is provided with any service within fund services business (within the meaning of that Law) by a person who is registered under that Law to carry on fund services business, and (ii) has no established place of business in Jersey other than a place of business provided by a person who is registered under the Financial Services (Jersey) Law 1998 to carry on trust company business or fund services business. Summary: Persons who are carrying on certain activities specified above falling under "Other Services", are customers of a registered Trust Company Business or registered Fund Services Business and have no established place of business in Jersey i.e. the only link is	No Handbook currently applies

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	through the services provided to them by the registered Trust Company Business or Fund Services Business.	
8.	paragraph 1 of Part B of Schedule 2 to the Proceeds of Crime (Jersey) Law 1999 Lawyers.	AML / CFT Handbook for the Legal Sector
9.	paragraph 2 of Part B of Schedule 2 to the Proceeds of Crime (Jersey) Law 1999 Accountants.	AML / CFT Handbook for the Accountancy Sector
10.	paragraph 3 of Part B of Schedule 2 to the Proceeds of Crime (Jersey) Law 1999 Estate agency services.	AML / CFT Handbook for Estate Agents and High Value Dealers
11.	paragraph 4 of Part B of Schedule 2 to the Proceeds of Crime (Jersey) Law 1999 Services provided by high value dealers.	AML / CFT Handbook for Estate Agents and High Value Dealers

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