

## SCHEDULE 2

Regulations 10(2), 11(2) and 26(1)

### List of persons subject to other transparency regimes

#### Charitable incorporated associations

1.—(1) A charitable incorporated organisation within the meaning of Part 11 of the Charities Act 2011<sup>(1)</sup> or within the meaning of the Charities Act (Northern Ireland) 2008<sup>(2)</sup>.

(2) A Scottish charitable incorporated organisation within the meaning of Chapter 7 of Part 1 of the Charities and Trustee Investment (Scotland) Act 2005<sup>(3)</sup>.

#### Companies and other bodies corporate

2.—(1) A company incorporated under the Companies Acts (as defined in section 2(1) of the Companies Act 2006<sup>(4)</sup>).

(2) A European public limited-liability company (Societas Europaea) within the meaning of Council Regulation (EC) No. 2157/2001<sup>(5)</sup> on the Statute for a European company (SE).

(3) A body corporate incorporated in, and having a principal place of business in, the United Kingdom, other than—

- (a) a body incorporated by, or registered under, a public general enactment,
- (b) a body not formed for the purposes of carrying on a business that has as an object the acquisition of gain by the body or its individual members,
- (c) a body for the time being exempted from section 1043 of the Companies Act 2006<sup>(6)</sup> by a direction of the Secretary of State under subsection (1)(c) of that section.

(4) A building society incorporated (or deemed to be incorporated) under the Building Societies Act 1986<sup>(7)</sup>.

(5) A co-operative or community benefit society within the meaning of section 2 of the Co-operative and Community Benefit Societies Act 2014<sup>(8)</sup>.

(6) A collective investment scheme within the meaning of section 235 of the Financial Services and Markets Act 2000<sup>(9)</sup> including, in particular—

- (a) an authorised unit trust scheme within the meaning of section 237(3) of that Act,
- (b) an authorised contractual scheme within the meaning of that section<sup>(10)</sup>,
- (c) an authorised open-ended investment company within the meaning of that section.

(7) A credit union within the meaning of section 31 of the Credit Unions Act 1979<sup>(11)</sup>.

(8) A friendly society within the meaning of section 116 of the Friendly Societies Act 1992<sup>(12)</sup>.

(9) A legal entity (within the meaning of Part 5 of schedule 1)—

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(1) 2011 c.25.

(2) 2008 c.12.

(3) 2005 asp 10.

(4) 2006 c.46

(5) OJ L 294, 10.11.2001, p.1, as last amended by Council Regulation (EU) No 517/2013 (OJ L 158, 10.6.2013, p.1).

(6) 2006 c.46.

(7) 1986 c.53.

(8) 2014 c.14.

(9) 2000 c.8.

(10) The definition of “authorised contractual scheme” was inserted into section 237 by regulation 3(6)(c)(i) of Part 2 of the Collective Investment in Transferable Securities (Contractual Scheme) Regulations 2013 (S.I. 2013/1388).

(11) 1979 c.34. The definition of “credit union” in section 31 was amended by paragraph 16(2)(b) of schedule 4 of the Co-operative and Community Benefit Societies Act 2014 (c.14). Other amendments were made to that section which are not relevant to these regulations.

(12) 1992 c.40.

**Draft Legislation:** This is a draft item of legislation and has not yet been made as a Scottish Statutory Instrument. This draft has been replaced by a new draft, *The Land Reform (Scotland) Act 2016 (Register of Persons Holding a Controlled Interest in Land) Regulations 2021* ISBN 978-0-11-104814-6

- (a) which is incorporated or constituted under, and governed by, a law other than the law of the United Kingdom, and
- (b) which has shares admitted to trading on—
  - (i) a regulated market which is situated in an EEA state, or
  - (ii) a market listed in schedule 1 of the Register of People with Significant Control Regulations 2016(13).
- (10) For the purpose of sub-paragraph (9)—
  - (a) “regulated market” has the same meaning as that in [Directive 2014/65/EU\(14\)](#) of the European Parliament and of the Council on markets in financial instruments and amending [Directive 2002/92/EC](#) and [Directive 2001/61/EU\(15\)](#) (see Article 4.1.21), and
  - (b) “EEA state” has the meaning given by schedule 1 of the Interpretation Act 1978(16).

### **Public authorities**

**3.** A public authority to which the Freedom of Information (Scotland) Act 2002(17) or the Freedom of Information Act 2000(18) applies.

### **Partnerships other than general partnerships**

**4.—(1)** An eligible Scottish partnership within the meaning of regulation 3(2) of the Scottish Partnerships (Register of People with Significant Control) Regulations 2017(19).

**(2)** A limited liability partnership registered under the Limited Liability Partnerships Act 2000(20).

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(13) [S.I. 2016/339](#).

(14) [OJ L 173](#), 12.6.2014, p.349, as last amended by [Directive \(EU\) 2016/1034](#) ([OJ L 175](#), 30.06.2016, p.8).

(15) See, in particular, [Article 4.1.21](#).

(16) [1978 c.30](#). The definition of “EEA State” in schedule 1 was inserted by section 26(1) of the [Legislative Reform Act 2006](#) (c.51).

(17) [2002 asp 13](#).

(18) [2000 c.36](#).

(19) [S.I. 2017/694](#).

(20) [2000 c.12](#).