



# PNG EITI Beneficial Ownership implementation phase

**Progress update**

January 23, 2019

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# EITI global Model of Beneficial Ownership declaration

	Entry	Comments
Full legal name of the company (including legal form of legal entity)	<legal name> <legal form>	
Country of registration	<country>	
Unique identification number (i.e. registration number)	<number>	
Contact address (registered office for legal entities)	<address>	
<b>Ownership</b>		
Publicly listed company	<choose option>	
Name of stock exchange	<text>	
Link to stock exchange filings	<URL>	
Wholly owned subsidiary of publicly listed company	<choose option>	
Name of publicly listed owner	<text>	
<b>Privately listed company</b>		
Privately listed company	<choose option>	
Full name of direct shareholder(s) (i.e. legal owners of company)	<text>	
Is this shareholder a natural person (NP), a legal person (LP) or a state entity (S)?	<choose option>	
Country of registration (or nationality of a natural person)	<text>	
% interest	<number>	
<i>(add rows as necessary)</i>		
<b>Declaration form prepared by</b>		
Name	<text>	
Position	<text>	
Telephone number	<text>	
Email address	<text>	

**Attestation**  
 I, undersigned, for and on behalf of the reporting entity confirm that all information provided above and in the attached beneficial ownership declaration(s) is accurate and reliable.

Date	<YYYY-MM-DD>
Name	<text>
Position	<text>
Signature	<text>

Please find attached the following supporting documents verifying the accuracy of the beneficial ownership information submitted:

<text>
<text>

# EITI global Model of Beneficial Ownership declaration cont.

In accordance with this beneficial ownership definition, as per [date] the beneficial owner/s of the company are:

	Entry		Entry		Entry		Entry		
<b>Identity of the Beneficial Owner</b>									
Full name as it appears on national identify card	<text>								
Politically exposed person (PEP)	<choose option>								
Reason for PEP designation	<text>								
Applicable from	<YYYY-MM-DD>								
Applicable to	<YYYY-MM-DD>								
Date of Birth	<YYYY-MM-DD>								
National identity number	<number>								
Nationality	<text>								
Country of residence	<text>								
Residential address	<text>								
Service address	<text>								
Other means of contact	<text>								
<b>Information about how ownership is held or control over the company is exercised</b>									
By direct shares	<choose option>	Number of shares	<number>	% of shares	<number>				
By direct voting rights	<choose option>	Number of votes	<number>	% of voting rights	<number>				
By indirect shares	<choose option>	Number of indirect shares	<number>	% of indirect shares	<number>	Legal name of intermediate company 1	<text>	Unique identification number	<number>
						Legal name of intermediate company 2 (Add rows as necessary)	<text>	Unique identification number (Add rows as necessary)	<number>
By indirect voting rights	<choose option>	Number of indirect votes	<number>	% of indirect voting rights	<number>	Legal name of intermediate company 1	<text>	Unique identification number	<number>
						Legal name of intermediate company 2 (Add rows as necessary)	<text>	Unique identification number (Add rows as necessary)	<number>
By other means	<choose option>	Explanation of how ownership is exercised	<text>						
Date when beneficial interest was acquired	<YYYY-MM-DD>								

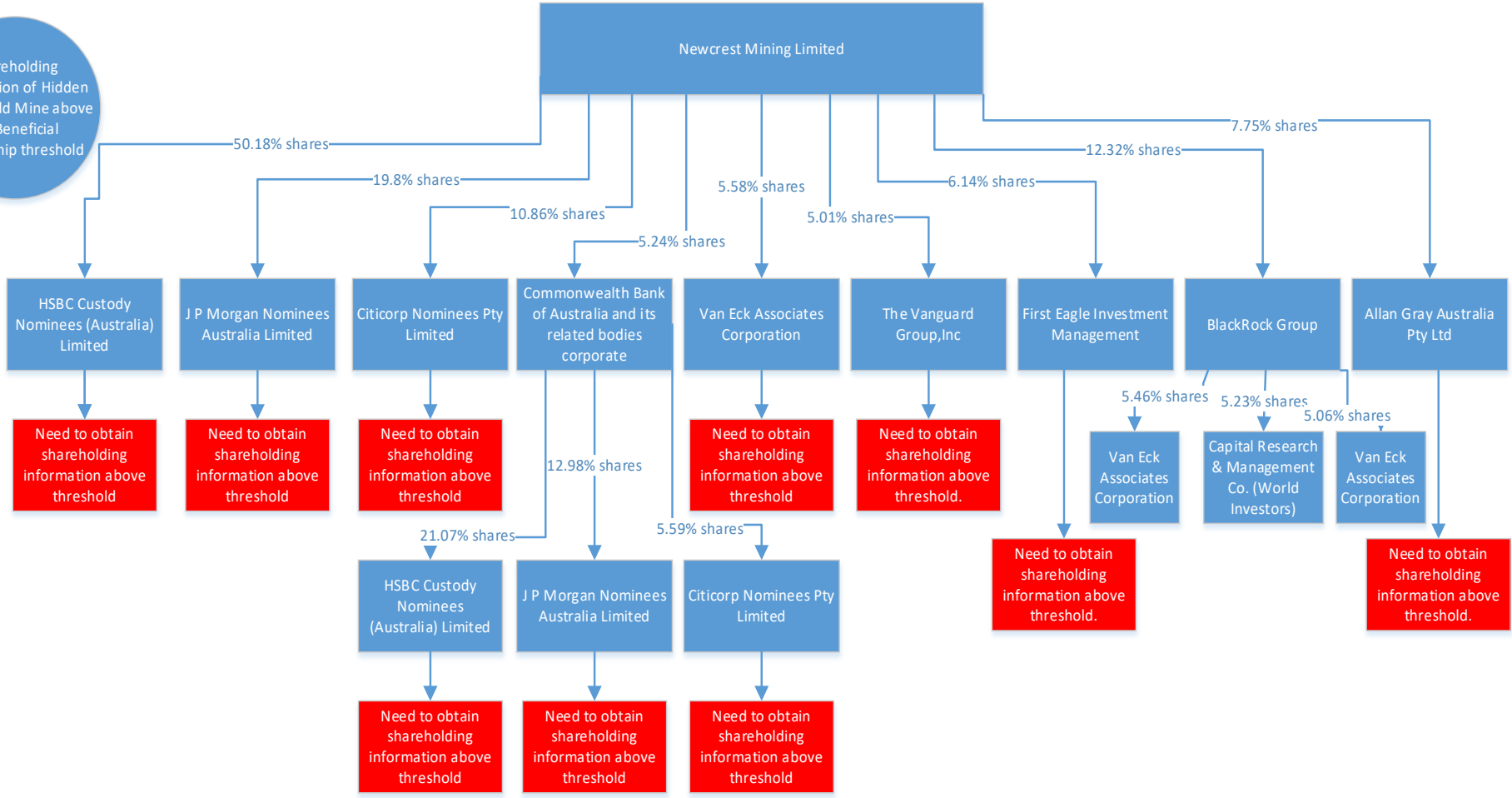


# Beneficial Ownership update

- KPMG have used information that is publically available through the performance of desktop research to be able to construct shareholder mapping diagrams to better understand and identify who the beneficial owners of several extractive entities are.
- KPMG through PNG EITI have liaised with several extractive entities i.e. Newcrest, Oil Search, Harmony Gold to be able to undertake a pilot beneficial ownership project.
- For example, with respect to the case of Newcrest Mining Limited, the public information collected from company financial statements and other publicly accessible websites have been used to construct the entity's shareholder map (see page 6).
- The shareholder map which has been constructed has further been used to identify the entities who own shares above the 5% threshold.

# Newcrest Mining Limited Shareholder mapping

Shareholding information of Hidden Valley Gold Mine above 5% Beneficial Ownership threshold



# Newcrest Mining BO disclosures

- However, after consulting with our Newcrest Mining Liaison Officer (see below), it has been confirmed that majority of shareholders displayed in the shareholder map are custodian holders, hence the updating of the shareholder map.

FW: Newcrest Mining Limited Beneficial Ownership (BO) Disclosures Orientation - Message (HTML)

FILE MESSAGE ADOBE PDF

Ignore Delete Reply Reply Forward Meeting  
All More


Hale Apawa To Manager  
Team Email Done  
Reply & Delete Create New

Rules OneNote  
Actions


Mark Unread Categorize Follow Up  
Tags

Translate Find  
Related Select  
Zoom

Wed 21/11/2018 2:23 PM

 Sally Dawkins <Sally.Dawkins@newcrest.com.au>  
FW: Newcrest Mining Limited Beneficial Ownership (BO) Disclosures Orientation

To Boeha, Cayllan (PG); Saxena, Shimar (PG); Injia, Stephanie (PG)

 You replied to this message on 26/11/2018 3:27 PM.

Hi Cayllan,

Thanks for the good questions!

The AFR lists what are known as custodian holders – they are financial institutions that hold their customers' securities for safekeeping so as to minimize the risk of their theft or loss. Since they are responsible for the safety of assets and securities that may be worth hundreds of millions or even billions of dollars, custodians generally tend to be large and reputable firms. They are not what you would term 'Beneficial shareholders': those which have voting rights and rights to dividends etc. Rather, custodians pass on those rights and dividends to their underlying customers. What we have provided is a list of parent entities, which are companies which operate funds which hold our shares. It is a better representation of the actual owners of the shares than the custodian holders.

With respect to your diagram, this contains a list of custodians and parent type entities – we would suggest that it is confusing to combine these at the same level as your diagram is doing. If a diagram is required, we would recommend substituting the information provided in the table of parent entities we previously submitted. These are comparable and at the same level of responsibility.

I hope this helps!

Sally

Click a photo to see recent emails and social updates.



Sally Dawkins



Boeha, Cayllan (PG)  
Graduate Consultant



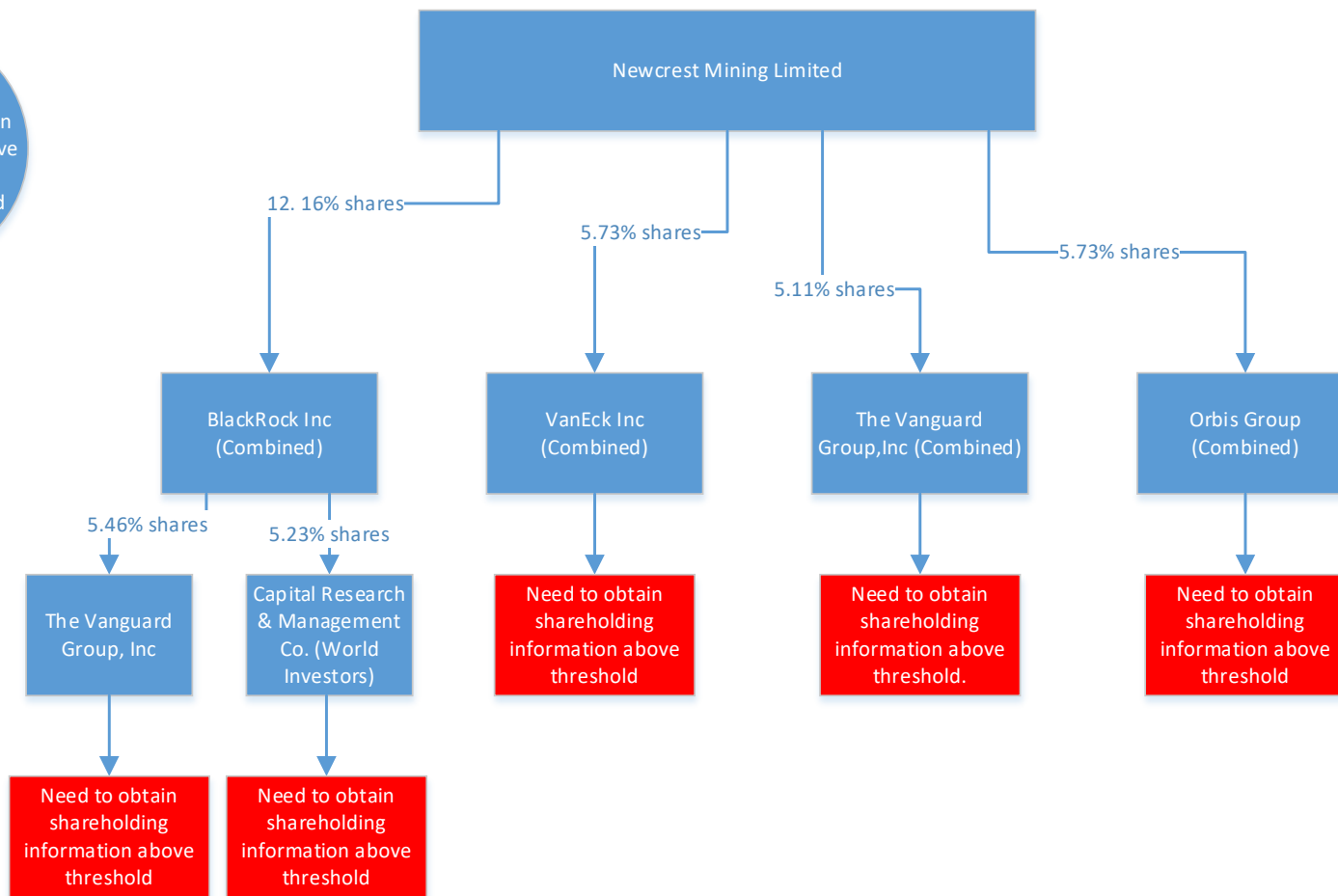
Saxena, Shimar (PG)  
Manager



Injia, Stephanie (PG)  
Graduate Consultant

# Updated Newcrest Mining Limited Shareholder mapping

Shareholding information of Hidden Valley Gold Mine above 5% Beneficial Ownership threshold





# Pilot BO disclosure's for Newcrest Mining Limited

Using the shareholder map, then each company's limited identification details can be searched for and obtained through publicly accessible websites and populated onto the model beneficial ownership declaration form (see below). For example, Vanguard Group Inc. that owns 5.11% of shares of Newcrest which is above the threshold.

Full legal name of the company (including legal form of legal entity)	The Vanguard Group, Inc	
Country of registration	United States of America	
Unique identification number (i.e. registration number)	0000735286	Central Index Key (CIK)
Contact address (registered office for legal entities)	100 Vanguard Blvd, Malvern, Pennsylvania, United States	
<b>Ownership</b>		
Publicly listed company	No	
Name of stock exchange		
Link to stock exchange filings		
Wholly owned subsidiary of publicly listed company		
Name of publicly listed owner		
Privately listed company	Yes	
Full name of direct shareholder(s) (i.e. legal owners of company)	<text>	
Is this shareholder a natural person (NP), a legal person (LP) or a state entity (S)?	<choose option>	
Country of registration (or nationality of a natural person)	<text>	
% interest	<number>	
(add rows as necessary)		
<b>Declaration form prepared by</b>		
Name	<text>	
Position	<text>	
Telephone number	<text>	
Email address	<text>	

### Attestation

I, undersigned, for and on behalf of the reporting entity confirm that all information provided above and in the attached beneficial ownership declaration(s) is accurate and reliable.

Date	<YYYY-MM-DD>
Name	<text>
Position	<text>
Signature	<text>

Please find attached the following supporting documents verifying the accuracy of the beneficial ownership information submitted:

<text>
<text>



# Beneficial Ownership declaration Limitations

- There are limitations to having access to information on who the beneficial owners (natural persons) of these pilot entities are. Information may be limited due to adhering to legal requirements.
- PNG EITI through KPMG have requested details of their (Newcrest) custodian holders who **are financial institutions that hold their customers' securities for safekeeping so as to minimize the risk of their theft or loss**. They are not necessarily public entities. They have no influence over. To go forward will require voluntary disclosure and thus, they are unable to give any other BO disclosure information.
- For entities that may hold shares above the threshold and are registered in USA, cannot transfer information from America as they cannot breach the American laws.
- As per conversation with Newcrest, PNG EITI and KPMG need to revisit the global EITI standard and confirm what is required of publicly listed entities in terms of the information in need of disclosure.
- PNG EITI needs to confirm the definition of Beneficial Ownership that'll be used nationwide to clarify doubts and so all private and public entities are aware.