



GUERNSEY STATUTORY INSTRUMENT

2008 No. 53

**The Companies (Registrar) (Fees)
Regulations, 2008**

<i>Made</i>	<i>17th October, 2008</i>
<i>Coming into operation</i>	<i>17th October, 2008</i>
<i>Laid before the States</i>	<i>, 2008</i>

THE REGISTRAR OF COMPANIES, in exercise of the powers conferred on him by section 501(1) of the Companies (Guernsey) Law, 2008, as amended^a, and all other powers enabling him in that behalf, and having consulted and obtained the approval of the Commerce and Employment Department, hereby makes the following Regulations:-

Purpose of regulations.

1. The purpose of these regulations is to prescribe the fees payable to the Registrar in respect of the performance of his functions under the Law.

Fees.

2. The fees set out in column 3 of the Schedule are payable to the Registrar -

^a Order in Council No. VIII of 2008 as amended by Ordinance No. XXV of 2008.

- (a) by the company or other person for and on behalf of whom the application is made for the service mentioned in column 1 of the Schedule in respect of which the fee is payable, or, as the case may be,
- (b) by the company or other person for and on behalf of whom the service mentioned in column 1 of the Schedule is to be provided.

Interpretation.

3. (1) In these regulations -

"**the Law**" means the Companies (Guernsey) Law 2008, as amended,

"**the Registrar**" means the Registrar of Companies,

and other words or expressions have the same meaning as in the Law.

(2) The notes set out in column 4 of the Schedule are only for the purposes of general guidance and are without prejudice to any provision of, or liability arising under, the Law or these regulations.

(3) The Interpretation (Guernsey) Law, 1948^b applies to the interpretation of these regulations.

Citation.

^b Ordres en Conseil Vol. XIII, p. 355.

4. These regulations may be cited as the Companies (Registrar) (Fees) Regulations, 2008.

Commencement.

5. These regulations shall come into force on the 17th October, 2008.

Dated this 17th day of October, 2008

A handwritten signature in black ink, appearing to read 'H.P.G.', with a stylized flourish at the end.

HELEN PROUDLOVE-GAINS

Deputy Registrar of Companies

SCHEDULE

FEES

Registrar of Companies
Administration Fees and Charges

<u>Service</u>	<u>Section(s) of the Law</u>	<u>Fee</u>	<u>Notes</u>
Incorporation			
Standard Company Incorporation	Section 17	£100.00	Company incorporated within 24 hours
Rapid Company Incorporation		£350.00	Company incorporated within 2 hours
Special Company Incorporation		£750.00	Company incorporated within 15 minutes (certain restrictions apply)
Incorporated Cell registration		£100.00	Incorporated within 24 hours
Annual Validation – by class of company 2009		Section 234	
1	All non-regulated companies.	£250	Includes most locally trading companies; i.e. those engaged in commerce and industry on the Island and local private investment companies (asset holding) which are not regulated by the GFSC.
2	Financial product companies.	£500	Typically, these are administered by a regulated licensee and include captive insurance companies, incorporated fiduciary structures, incorporated management funds. This class also includes managed banks which are managed as a service from Guernsey but are directly regulated by the GFSC.
3	Incorporated cell or a protected cell companies.	£750	In addition to the £750 annual validation fee for a protected or incorporated cell company there is proposed to be a £100 fee for each incorporated cell or £10 annual fee for each protected cell.
4a)	GFSC regulated	£1,000	Licensed to provide banking,

	management companies.			fiduciary, financial, insurance and fund management services:- these are the head licence companies which include Guernsey incorporated banks, licensed fiduciaries/ fund management administrators / insurance companies.
4b)	OUR regulated companies		£1,000	Telecommunications companies, Guernsey Post and Guernsey Electricity.
5	Not for profit organisations		£100	There is no charge for incorporated charities.
6	Other corporate bodies and regulated business entities.		£500	To include Registered limited partnerships, corporate service companies and all other regulated business entities.
	Failure to complete annual validation (including validation for each ICC cell)	Section 237	£5.00	Per company / cell. Charged each calendar day after 31 January.

Other			
Late filing fee (other filings)		£2.00	Charged each calendar day after filing deadline date.
Application for continuance as a Guernsey Company (restoration)	Section 370	£500.00	In addition to all fees, penalties, etc, which would have been payable by the company if it had not been dissolved.
Overseas company applying to be registered as a Guernsey company	Section 83	£500.00	Companies supervised by GFSC must have prior GFSC consent
Application for authorisation to continue in another jurisdiction	Section 97	£1,000.00	
Conversion (eg Company to Cell Company)	Section 46 - 59	£100.00	
Amalgamation		£1,000	
Company Profile		£10.00	(N.B. not available for some companies until 01.02.09)
Each postal document order, business name search or filing		£10.00	Additional charge.
Copy documents		£10.00	Per document irrespective of size.
Formatted Registrars Certificates		£25.00	Good standing, etc.
Certification of any other document		£10.00	
Reservation of Company Name	Section 27	£25.00	Per name.
Scan on demand		£10.00	Per scan.
Re-registration 2008		£100.00	Free until 31 st October 2008.
Change of name	Section 25	£25.00	
Filing of a change to memorandum and Articles	Section 38 - 42	£100.00	Or £50.00 each document.
Filing - change of registered office address	Section 30	Free 2008	£10.00 2009
Filing - change of Directors details	Section 145	Free 2008	£10.00 2009
Filing - change of economic activity		Free 2008	£10.00 2009
ALL other filings		£10.00	With the exception of postal documents or hand delivered documents - £20.00.

Exceptional fees		£300.00 per hour	£300 per hour per member of staff where exceptional LP volumes received from a given CSP result in working outside the hours of 7am/7pm. Fees only in relation to exceptional volumes of limited partnership incorporation and the CSP will be advised in advance.
Limited Partnerships (under the Limited Partnerships (Guernsey) Law 1995)			
Registration		£350.00	Submissions received by 12.30 processed same day.
Notice of change of particulars or of general partners under Section 10 (1)		£25.00	
Notice of continuance of partnership under Section 28(1)(b)		£25.00	
Late notice of continuation of partnership under section 28(1)(b)		£500.00	Penalty fee charged under Section 36(1)(c)
Notice of dissolution under Section 30(8)(a)		£25.00	
Issue of a new certificate of registration under Section 10(1)		£25.00	
Upon or in relation to any such event, circumstance or matter as may be prescribed, such fee payable to such person as may be prescribed in relation thereto.			All fees for Limited Partnerships to be payable to the Guernsey Registry

EXPLANATORY NOTE

(This note is not part of the regulations)

These regulations prescribe the fees payable to the Registrar of Companies in respect of the performance of his functions under the Companies (Guernsey) Law, 2008.