



GUERNSEY STATUTORY INSTRUMENT

2010 No. 62

**The Companies (Registrar) (Fees)  
(Amendment) Regulations, 2010**

*Made*

*1<sup>st</sup> July, 2010*

*Coming into operation*

*1<sup>st</sup> July, 2010*

*Laid before the States*

*, 2010*

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

**Amendment of Regulations.**

1. The Companies (Registrar) (Fees) Regulations, 2009<sup>b</sup> are amended as follows.
  
2. After regulation 3(3) insert the following paragraph -

---

<sup>a</sup> Order in Council No. VIII of 2008 as amended by Ordinance No. XXV of 2008; the Companies (Guernsey) Law, 2008 (Amendment) (No. 2) Ordinance, 2008 (No. LIV of 2008); the Administrator of Income Tax (Guernsey) (Transfer of Functions) Ordinance, 2009; and by the Companies (Panel on Takeovers and Mergers) Ordinance, 2009 (No. XIV of 2009) and the Companies (Panel on Takeovers and Mergers) (Amendment) Regulations, 2009 (No. 34).

<sup>b</sup> Guernsey Statutory Instrument 2009 No. 95.

"(4) Any reference in these regulations to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied."

3. For the Schedule substitute the Schedule set out in the Schedule to these regulations.

**Citation.**

4. These regulations may be cited as the Companies (Registrar) (Fees) (Amendment) Regulations, 2010.

**Commencement.**

5. These regulations shall come into force on the 1<sup>st</sup> July, 2010.

Dated this 1<sup>st</sup> July, 2010



MARK WHITELEY  
Registrar of Companies

## SCHEDULE

## "SCHEDULE

## FEES

Regulations 2 and 3

(1) Service	(2) Section of the Law	(3) Fee	(4) Notes
<b>Annual Validation</b>			
(1) All Non-Regulated Companies	Section 234	£250	Includes: Local trading companies (excluding finance/fiduciary institutions). i.e. those engaged in commerce and industry on the Island; Local private investment companies (asset holding) which are not regulated by the GFSC.
(2) Financial Product Companies, that is to say, companies to which any of the services specified below are provided by-  (a) a corporate services provider, or  (b) a company or other person, body or entity who holds or is deemed to hold a licence, consent, registration, permission or authorisation from the Financial Services Commission under the regulatory Laws within the meaning of section 24(1) of the Financial	Section 234	£500	Includes: Companies administered by an entity that is GFSC licensed includes captive insurance companies, incorporated fiduciary structures and incorporated management funds; Managed banks which are managed as a service from Guernsey but are directly regulated by the GFSC.

(1) Service	(2) Section of the Law	(3) Fee	(4) Notes
<p>Services Commission (Bailiwick of Guernsey) Law, 1987.</p> <p>The services are the formation, management or administration of the company, the provision of advice in relation to the formation, management or administration of the company, acting as director of the company or the provision to the company of -</p> <p>(A) corporate or individual directors,</p> <p>(B) individuals or companies to act as company or corporate secretary or in any other capacity as officer of the company other than a director,</p> <p>(C) nominee services, including (without limitation) acting as or providing nominee shareholders,</p> <p>(D) registered offices or accommodation addresses (the expression "address" in this subparagraph including any postal, telecommunication or electronic address),</p>			

(1) Service	(2) Section of the Law	(3) Fee	(4) Notes
and any other service comprising company or corporate administration within the meaning of section 2(1)(b) of the Regulation of Fiduciaries, Administration Businesses and Company Directors, etc (Bailiwick of Guernsey) Law, 2000.			
(3) Incorporated Cell and Protected Cell Companies	Section 234	£750 In addition: £100 per incorporated cell; £10 per protected cell.	
(4a) GFSC Regulated Management Companies	Section 234	£1000	<p>Applies to all GFSC licensed entities holding licenses under:  The Banking Supervision (Bailiwick of Guernsey) Law 1994;  The Regulation of Fiduciaries, Administration Businesses and Company Directors, etc. (Bailiwick of Guernsey) Law, 2000;  The Insurance Business (Bailiwick of Guernsey) Law, 2002;  The Insurance Managers and Insurance Intermediaries (Bailiwick of Guernsey Law, 2002;  The Protection of Investors (Bailiwick of Guernsey) Law, 1987.</p> <p>NOTE: This category is specifically for the head license companies only (subsidiary companies not holding a license in their own name are</p>

(1) Service	(2) Section of the Law	(3) Fee	(4) Notes
			captured elsewhere).
(4b) OUR Regulated Companies	Section 234	£1000	Applies to: OUR Licensed telecoms companies; Guernsey Post; Guernsey Electricity; Channel Islands Stock Exchange.
(5) Not for Profit Organisations	Section 234	£100	No fee applies to Guernsey registered charities as per The Charities and Non Profit Organisations (Registration) (Guernsey) Law, 2008.
(6) Other Corporate Bodies and Regulated Entities	Section 234	£500	Includes: General Partner companies; Founder Partner companies; Special Purpose Vehicle companies; Corporate Service Companies acting as corporate directors and nominee shareholders, and in-house corporate service companies not holding a GFSC license in their own right; Other Regulated Business Entities.
Daily default fine for a company which fails to submit its annual validation(including validation for each ICC cell)	Section 237	£150 per month	Per company / cell. A month is defined for the purposes of these regulations as being a period of 31 days (inc. weekends and public holidays). The fee will be applied on the 1 <sup>st</sup> February and thereafter every 31 days.
<b>Incorporation</b>			
Standard Company Incorporation	Section 17	£100	Company incorporated within 24 hours.
Rapid Company Incorporation	Section 17	£350	Company incorporated within 2 hours.
Special Company Incorporation	Section 17	£750	Company incorporated within 15 minutes (certain restrictions apply).
Incorporated Cell registration	Section 17	£100	Incorporated within 24 hours.

(1) Service	(2) Section of the Law	(3) Fee	(4) Notes
Company Name Reservation	Section 27	£25	Per company name.
<b>Changes to Company Particulars</b>			
Change of Name	Section 25	£25	
Application for restoration to the Register of Companies	Section 370	£1500	This fee is in addition to all outstanding annual return and annual validation fees, etc, which would have been payable by the company if it had not been dissolved, except for the daily default fine due under section 237 which is excluded.
Application to Registrar for amalgamation	Section 69	£1000	
Application for the issue of a certificate of conversion, transfer or subsumption.	Sections 46 - 57	£100	
Migration In (Application for registration of overseas company as a Guernsey company)	Section 83	£100	Companies supervised by GFSC must have prior GFSC consent.
Migration Out (Application to transfer registration to another jurisdiction)	Section 97	£1500	
<b>Company Document filing</b>			
Change of Registered Office Address	Section 30	£10 (electronic filing) £20 (document filed by post or hand)	

(1) Service	(2) Section of the Law	(3) Fee	(4) Notes
Change of Directors	Section 145(1)(a)	delivered) £10 (electronic filing) £20 (document filed by post or hand delivered)	
Change in particulars contained in its Register of Directors	Section 145(1)(b)	£10 (electronic filing) £20 (document filed by post or hand delivered)	
Change of Company Classification	Section 234	£10 (electronic filing) £20 (document filed by post or hand delivered)	Free until 31 <sup>st</sup> December 2010.
Change of Economic Activity	Section 500	£10 (electronic filing) £20 (document filed by post or hand delivered)	Free until 31 <sup>st</sup> December 2010.
Change of Company Purpose	Section 500	£10 (electronic filing) £20 (document filed by post or hand delivered)	Free until 31 <sup>st</sup> December 2010.
Special, Waiver and Unanimous Resolutions	Sections 178, 179 and 180	£10 (electronic filing) £20	

(1) Service	(2) Section of the Law	(3) Fee	(4) Notes
		(document filed by post or hand delivered)	
Change of Memorandum and/or Articles of Incorporation	Sections 41 - 42	£100 (for both documents) £50 (each document)	
Other document filing	Section 501	£10 (electronic filing) £20 (document filed by post or hand delivered)	Per document.
Late document filing fee	Section 501	£2	Charged each calendar day after filing deadline date.
<b>Copies of Company Documents</b>			
Memorandum	Section 501	£10 (electronic version) £20 (certified version)	
Articles of Incorporation	Section 501	£10 (electronic version) £20 (certified version)	
All other document filings	Section 501	£2 (electronic version)	Per document.
Certification of any other document filings	Section 501	£10 (certified version)	Per document.

(1) Service	(2) Section of the Law	(3) Fee	(4) Notes
Request for a copy of the entire Company File	Section 501	Applicable relevant charge dependent upon the number, and type, of documents within the file. The charge is capped at £100 except if a request results in excessive work volumes and/or a burden upon registry resources.	This copy fee does not include the certification fee(s).
<b>Requests for Company Profiles and copy Certificates</b>			
Company Profile	Section 501	£10 (electronic version) £25 (certified version)	
Certificate of Good Standing	Section 501	£10 (electronic version) £25 (certified version)	
Copy Certificates	Section 501	£10 (electronic version) £25 (certified version)	
<b>Miscellaneous Charges</b>			

(1) Service	(2) Section of the Law	(3) Fee	(4) Notes
Exceptional charges	Section 501	£300 per hour per member of staff	This fee applies where a request, in the reasonable opinion of the Registrar, will result in excessive work volumes and/or is a burden upon registry resources. The application of the exceptional charges will be advised in advance of any work being undertaken by the Registry.

---

**EXPLANATORY NOTE**

*(This note is not part of the regulations)*

These regulations replace the schedule of fees payable to the Registrar of Companies under the Companies (Registrar) (Fees) Regulations, 2009 in respect of the performance of his functions under the Companies (Guernsey) Law, 2008, as amended and clarify the description of "financial product companies" in respect of which the fee prescribed in the schedule is payable.