

**The Companies (Notice of Change of Director)
(Amendment) Regulations, 2013**

Made 31st July, 2013
Coming into operation 1st August, 2013
Laid before the States , 2013

THE REGISTRAR OF COMPANIES, in exercise of the powers conferred on him by sections 536 and 538 of the Companies (Guernsey) Law, 2008¹ 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:-

Requirements as to notice of change of director under section 145(2).

1. (1) Notice given by a company to the Registrar under section 145(1) of the Law of a person having become a director of the company shall not, from the date of commencement of these regulations, be accompanied by the consent and declaration required by section 138 but shall instead contain a statement that the new director has, in accordance with section 138 -

- (a) given his written consent to being a director, and
- (b) made a written declaration that he is not ineligible under section 137 to be a director.

¹ Order in Council No. VIII of 2008; there are amendments not material to these regulations.

(2) The Registrar may at any time request a copy of that written consent and written declaration and the copy shall be provided by the company to the Registrar within the period of 14 days immediately following the day of the request.

Consequential amendment of 2008 Law.

2. For section 145(2)(b) of the Law substitute the following paragraph -

"(b) contain a statement that the new director has, in accordance with section 138 -

(i) given his written consent to being a director, and

(ii) made a written declaration that he is not ineligible under section 137 to be a director.".

3. After section 145(2) of the Law insert the following subsection -

"(2A) The Registrar may at any time request a copy of that written consent and written declaration and the copy shall be provided by the company to the Registrar within the period of 14 days immediately following the day of the request.".

Interpretation.

4. (1) In these regulations -

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

"**Registrar**" means the holder of the office of the Registrar of Companies appointed under section 495 of the Law,

and, except where the context excludes, other expressions have the same meaning as in the Law.

(2) References in these regulations to an enactment are references thereto as from time to time amended, repealed and replaced (with or without modification), extended or applied.

(3) The Interpretation (Guernsey) Law, 1948² applies to the interpretation of these regulations.

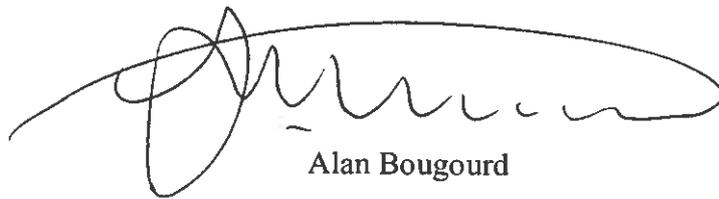
Citation.

5. These regulations may be cited as the Companies (Notice of Change of Director) (Amendment) Regulations, 2013.

Commencement.

6. These regulations shall come into force on the 1st August, 2013.

Dated this 31st day of July 2013

A handwritten signature in black ink, consisting of a large, stylized initial 'A' followed by a series of connected loops and a long horizontal stroke.

Alan Bougourd
Registrar of Companies

EXPLANATORY NOTE

(This note is not part of the regulations)

These regulations provide that notice by a company to the Registrar under section 145(1) of the Companies (Guernsey) Law, 2008 of a person having become a director of the company shall not, from the date of commencement of these regulations, be accompanied by the consent and declaration required by section 138 of the Law but shall instead contain a statement that the new director has, in accordance with section 138, given his written consent to being a director and made a written declaration that he is not ineligible to be a director.

These regulations came into operation on the 1st August, 2013.
