

ORDINANCE
OF THE STATES OF ALDERNEY

ENTITLED

The Companies (Alderney) Law (Fees) Ordinance, 2012 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from the Greffier, The Court of Alderney, Queen Elizabeth II Street, Alderney, GY9 3TB.

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* Alderney Ordinance No. VIII of 2012; as amended by the: Companies (Alderney) Law (Fees) Ordinance, 2013 (Alderney Ordinance No. XVI of 2013); Companies (Alderney) Law (Fees) (Amendment) Ordinance, 2022 (Alderney Ordinance No. XI of 2022).

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ARRANGEMENT OF SECTIONS

1. Amendment of the 1994 Law.
2. ...
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5. Other fees for purposes of 1994 Law.
6. Interpretation.
7. Repeal.
8. Citation.
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(Made on 17th October, 2012.)

The Companies (Alderney) Law (Fees) Ordinance, 2012

THE STATES OF ALDERNEY, in exercise of the powers conferred on them by sections 159 and 164 of the Companies (Alderney) Law 1994^a and of all other powers enabling them in that behalf, hereby order: –

Amendment of the 1994 Law.

1. The 1994 Law is amended as set out in sections 2 to 4.

Increase of late filing fee.

2. ...

NOTE

Section 2 was repealed by the Companies (Alderney) Law (Fees) Ordinance, 2013, section 5, with effect from 1st January, 2014.

Increase of fee to restore to register.

3. ...

NOTE

Section 3 was repealed by the Companies (Alderney) Law (Fees) Ordinance, 2013, section 5, with effect from 1st January, 2014.

Increase of certain fees under 1994 Law.

^a Ordres en Conseil Vol. XXXV(2), p. 777 as amended by Ordres en Conseil Vol. XLII(1), p. 420 and Alderney Ordinance No. XV of 2011 and to which there are other amendments not relevant to this Ordinance.

4. ...

NOTE

Section 4 was repealed by the Companies (Alderney) Law (Fees) (Amendment) Ordinance, 2022, section 2(1), with effect from 11th January, 2023.

Other fees for purposes of 1994 Law.

5. Upon the occurrence in relation to a company of any of the following events under the 1994 Law, the company or as the case may be the applicant shall pay to the Registrar the following fees –

- (a) upon the delivery to the Registrar of a return of allotments under section 40, [£45],
- (b) upon the delivery to the Registrar of a copy resolution under section 53 in relation to the company's share capital, [£30],
- (c) upon the giving of notice to the Registrar under section 54(5) of the redemption of redeemable preference shares, [£45],
- (d) for the lodging with the Registrar under section 150 of an inspectors' report, [£45],
- (e) for the delivery by the directors under paragraph 9 of Schedule 7 of a certificate required to be signed under paragraph 5, 6 or 8 of that Schedule, [£45],

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- (f) for an application to the Registrar (under section 27(7) or 106(7)) for the entry in the Register of Companies of a copy of any order of the Court, [£30],
- (g) for the delivery to the Registrar, as referred to in section 102(2), of a copy of a special resolution for entry in the Register of Companies, [£30],
- (h) for an inspection of the Register of Companies, or of the records in respect of a company which has been struck off or otherwise dissolved, [£2 per document with a minimum charge of £10]; and for the purposes of this paragraph the Register and records shall be deemed to include the company's memorandum and articles, its certificate of registration, its annual returns, its special resolutions and all other documents required by law –
 - (i) to be given to the Registrar in relation to the company, or
 - (ii) to be entered by the Registrar in the Register of Companies,
- (i) for the supply by the Registrar of a photocopy of any document described in paragraph (h), [and for the transmission by the Registrar of an electronic copy of any such document by electronic means, £2.00] per A4 side,
- (j) ...

- (k) for an application to change the Director or Company Secretary, [£25], and
- [(l) for the supply by the Registrar of a Certificate of Incumbency, £30.]

NOTE

In section 5, the symbols, figures and words in square brackets in, first, paragraph (a), second, paragraph (b), third, paragraphs (c), (d) and (e), fourth, paragraphs (f) and (g), fifth, paragraph (h), sixth, paragraph (i), and, seventh, paragraph (k) were substituted, eighth, paragraph (j) was repealed and, ninth, paragraph (l) was substituted by the Companies (Alderney) Law (Fees) (Amendment) Ordinance, 2022, respectively section 2(2)(a), section 2(2)(b), section 2(2)(c), section 2(2)(d), section 2(2)(e), section 2(2)(f), section 2(2)(h), section 2(2)(g) and section 2(2)(i), with effect from 11th January, 2023.

Interpretation.

6. (1) In this Ordinance, the "**1994 Law**" means the Companies (Alderney) Law, 1994, and, unless the context requires otherwise, words and phrases used for the purpose of this Ordinance have the same meaning as used for the purpose of the 1994 Law.

(2) The Interpretation (Guernsey) Law, 1948^b shall apply to the interpretation of this Ordinance.

(3) Any reference in this Ordinance to an enactment is a reference thereto as from time to time amended, repealed and re-enacted (with or without modification), extended or applied.

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

NOTE

The Interpretation (Guernsey) Law, 1948 has since been repealed by the Interpretation and Standard Provisions (Bailiwick of Guernsey) Law, 2016, section 28(a), with effect from 1st October, 2018.

Repeal.

7. The Companies (Alderney) Law (Fees) Ordinance, 2011 is repealed.

Citation.

8. This Ordinance may be cited as the Companies (Alderney) Law (Fees) Ordinance, 2012.

Commencement.

9. This Ordinance shall come into force on 1st January, 2013.