

**Limited Partnerships (Registrar) (Civil Penalties)  
Regulations, 2023**

<i>Made</i>	<i>13<sup>th</sup> September, 2023</i>
<i>Coming into operation</i>	<i>See regulation 3</i>
<i>Laid before the States</i>	<i>, 2023</i>

**THE REGISTRAR OF COMPANIES**, in exercise of the powers conferred on the Registrar by sections 33A(3) and 44 of the Limited Partnerships (Guernsey) Law, 1995<sup>a</sup>, and all other powers enabling her in that behalf, hereby makes the following Regulations:-

**Civil penalties.**

1. The Schedule, which sets out the civil penalties payable under the Limited Partnerships (Guernsey) Law, 1995 ("**the 1995 Law**"), has effect.

**Citation.**

2. These Regulations may be cited as the Limited Partnerships (Registrar) (Civil Penalties) Regulations, 2023.

**Commencement.**

3. (1) Subject to paragraph (2), these Regulations shall come into force on 15<sup>th</sup> December, 2023.

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<sup>a</sup> Ordres en Conseil Vol. XXXVI, p. 264; this enactment has been amended.

(2) The entries in the Schedule in respect of civil penalties relating to section 33M of the 1995 Law, and regulation 1 to the extent that it gives effect to that entry in the Schedule, come into force on the making of these Regulations.

Dated this 13<sup>th</sup> day of September, 2023

A handwritten signature in black ink that reads "Helen Gains". The signature is written in a cursive style with a long, sweeping tail on the letter "s".

HELEN GAINS

Registrar of Companies

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EXPLANATORY NOTE

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

These Regulations, made by the Registrar of Companies, specify civil penalties payable under the Limited Partnerships (Guernsey) Law, 1995.

The main part of these Regulations come into force on 15<sup>th</sup> December, 2023, with some provisions coming into force on the Regulations being made on 13<sup>th</sup> September, 2023.

## SCHEDULE

Regulation 1

### CIVIL PENALTIES

Note: in this Schedule, an "administered" limited partnership is an limited partnership licensed, authorised or registered by the Guernsey Financial Services Commission under the supervisory laws or administered, controlled or operated by another entity licensed by the Guernsey Financial Services Commission under the supervisory laws in the course of its activities, and "non-administered" limited partnership shall be construed accordingly, and "the supervisory Laws" has the meaning given in section 2(b) of the Financial Services Business (Enforcement Powers) (Bailiwick of Guernsey) Law, 2020.

Reference to the period of "default" is to the period in which the civil penalty is paid. For example, in the first entry relating to section 8(2A), the civil penalty is £90 if paid within one week of issue, £175 if paid between one week and one month of issue, etc.

(1) BREACH FOR WHICH CIVIL PENALTY IS INCURRED	(2) SECTION OF THE LAW	(3) CIVIL PENALTY
Failure by limited partnership with legal personality registered prior to 13 <sup>th</sup> September, 2023 to file particulars of governance provisions on or before 15 <sup>th</sup> December, 2023	8(2A)	Non-administered limited partnership where default is up to 1 week - £90  Non-administered limited partnership where default is between 1 week and 1 month - £175  Non-administered limited

		<p>partnership where default is more than 1 month - £350</p> <hr/> <p>Administered limited partnership where default is up to 1 week - £175</p> <p>Administered limited partnership where default is between 1 week and 1 month - £350</p> <p>Administered limited partnership where default is 1 month or more - £700</p>
Failure to notify change of registered particulars	10(2)(a)	<p>Non-administered limited partnerships where default is up to 1 week - £90</p> <p>Non-administered limited partnerships where default is between 1 week and 1 month - £175</p> <p>Non-administered limited partnerships where default is more than 1 month - £350</p> <hr/> <p>Administered limited partnerships where default is up to 1 week - £175</p> <p>Administered limited partnerships where default is between 1 week and 1 month - £350</p> <p>Administered limited partnerships where default is 1 month or more - £700</p>
Failure to comply with record keeping and maintenance	15(1B)	<p>Non-administered limited partnerships where default is up to 1 week - £90</p>

<p>requirements</p>		<p>Non-administered limited partnerships where default is between 1 week and 1 month - £175</p> <p>Non-administered limited partnerships where default is more than 1 month - £350</p> <hr/> <p>Administered limited partnerships where default is up to 1 week - £175</p> <p>Administered limited partnerships where default is between 1 week and 1 month - £350</p> <p>Administered limited partnerships where default is 1 month or more - £700</p>
<p>Failure to deliver annual validation or declaration of compliance</p>	<p>32A(8)</p>	<p>Non-administered limited partnerships where default is up to 1 week - £250</p> <p>Non-administered limited partnerships where default is between 1 week and 1 month - £500</p> <p>Non-administered limited partnerships where default is more than 1 month - £1000</p> <hr/> <p>Administered limited partnerships where default is up to 1 week - £450</p> <p>Administered limited partnerships where default is between 1 week and 1 month - £900</p>

		Administered limited partnerships where default is 1 month or more - £1,800
Failure to have resident agent	32HB	£2,500
Failure to keep a record of the resident agent and give notice of change of details of resident agent	32HC	<p>Non-administered limited partnerships where default is up to 1 week - £250</p> <p>Non-administered limited partnerships where default is between 1 week and 1 month - £500</p> <p>Non-administered limited partnerships where default is more than 1 month - £1000</p> <hr/> <p>Administered limited partnerships where default is up to 1 week - £450</p> <p>Administered limited partnerships where default is between 1 week and 1 month - £900</p> <p>Administered limited partnerships where default is 1 month or more - £1,800</p>
Obstruction of or failure to comply with a request or requirement of a person exercising or purporting to exercise any power conferred by sections 33H to 33M	33M	£2,500