

GUERNSEY STATUTORY INSTRUMENT

2023 No. 142

The Limited Liability Partnerships (Registrar) (Fees and Penalties) (Amendment) (No. 3) Regulations, 2023

<i>Made</i>	19 th December, 2023
<i>Coming into operation</i>	20 th December, 2023
<i>Laid before the States</i>	, 2023

THE REGISTRAR OF LIMITED LIABILITY PARTNERSHIPS, in exercise of the powers conferred on the Registrar by sections 95 and 113 of the Limited Liability Partnerships (Guernsey) Law, 2013^a, by section 501 of the Companies (Guernsey) Law, 2008^b, and all other powers enabling her in that behalf, and having consulted with and obtained the approval of the Committee for Economic Development, hereby makes the following Regulations:-

Amendment of the Fees and Penalties Regulations.

1. (1) The Limited Liability Partnerships (Registrar) (Fees and Penalties) Regulations, 2014^c are further amended as follows.

^a Order in Council No. VI of 2014; this enactment has been amended.

^b Order in Council No. VII of 2008; this enactment has been amended.

^c G.S.I. No. 23 of 2014.

(2) In Schedule 2, for the last paragraph of the Note before the table, substitute –

"Reference to the period of "default" is to the period of the breach. For example, in the first entry relating to section 8(4C), the civil penalty (in respect of a non-administered LLP) is £90 if there has been a failure lasting up to one week, £175 if there has been a failure lasting between one week and one month and £350 if there has been a failure lasting one month or more.

Where the Registrar does not have information on the period of the breach, the Registrar will issue the penalty for a breach lasting one month or more but may reduce the penalty if evidence is provided by the LLP that the period of the breach was shorter than one month. "

Citation.

2. These Regulations may be cited as the Limited Liability Partnerships (Registrar) (Fees and Penalties) (Amendment) (No. 3) Regulations, 2023.

Commencement.

3. These Regulations shall come into force on 20th December, 2023.

Dated this 19th day of December, 2023



HELEN GAINS

Registrar of Limited Liability Partnerships

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations, made by the Registrar of Limited Liability Partnerships after consultation with the Committee for Economic Development, further amend the Limited Liability Partnerships (Registrar) (Fees and Penalties) Regulations, 2014 to change how a period of default is calculated for the purposes of imposing a civil penalty. They come into force on 20th December, 2023.