

Montserrat
Companies (Amendment) Regulations, 2014
S. R.O. 13 of 2014

MONTSERRAT
STATUTORY RULES AND ORDERS
S.R.O. 13 OF 2014

COMPANIES (AMENDMENT) REGULATIONS

ARRANGEMENT OF REGULATIONS

1. Citation and commencement
2. Regulation 27 substituted

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COMPANIES (AMENDMENT) REGULATIONS

**THE COMPANIES (AMENDMENT) REGULATIONS, 2014 MADE BY
THE GOVERNOR ACTING ON THE ADVICE OF CABINET UNDER
SECTION 527 OF THE COMPANIES ACT (CAP. 11.12).**

1. Citation and commencement

These Regulations may be cited as the Companies (Amendment) Regulations 2014 and shall come into force on the 1st day of March, 2014.

2. Regulation 27 substituted

Regulation 27 of the Companies Regulations (Cap 11.12) is repealed and the following is substituted—

“PART IX

FEES

27. (1) Subject to this regulation, the fees payable under the Companies Act (Cap 11. 12) are as follows:

		\$
(a)	For registration of a company having a share capital divided into shares	300
	For the registration of a company with a nominal capital not exceeding \$10,000	300
	For the registration of a company whose nominal capital exceeds \$10,000, the fee of \$200 with the following additional fees regulated according to the amount of nominal capital, that is to say—	

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	(i)	For every additional \$5,000 of nominal capital or part of the nominal capital up to \$50,000	25
	(ii)	For every additional \$5,000 or part of \$5,000 after \$50,000	10
		For the registration of any increase of capital made after the first registration of the Company, the same fees per \$5,000 or part of \$5,000 as would be payable if the increased capital had formed part of the original capital at the time of registration	
	(b)	For the registration of a company not having capital divided into shares	
		For the registration of a company with a membership exceeding 20 as stated in the articles of association	300
		For the registration of a company with a membership exceeding 20 but not exceeding 100 as stated in the articles of association	400
		For the registration of a company with a membership exceeding 100 but not stated to be unlimited in the articles of association, a fee of \$400 with an additional \$50 for every 50 members or less, after the first 100	1,000
		For the registration of a Company with unlimited membership, as stated in the articles of association.	25
		For the registration of an increase in the number of members made after the registration of the company in respect of every 50 members or less of such increase	50
		For certificate of incorporation	300
	(c)	For restoring name of company to register	100
		For certificate of revival of restoration	150
	(d)	For the registration of amendment of articles	150

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	For certificate of amendment of articles	50
(e)	For certificate of restated articles of incorporation	50
(f)	For certificate of amalgamation of two companies	500
	– each additional company	100
(g)	For certificate of continuance under section 365; and for certificate of continuance under section 369	100
(h)	To accompany a prospectus or statement in <i>lieu</i> of prospectus sent to the Registrar	200
(i)	For an exemption under section 144	100
(j)	For an exemption under section 150 or 154	100
(k)	For an uncertified copy of a document or part of a document, in addition to the fee for a search under subparagraph (m) (per page)	2
(l)	For certification of any document	50
(m)	For certificate or certification for which a fee is not provided	50
(n)	For search in person	20
	For search by Registry	50
(o)	For reservation of a name under section 514	50
(p)	Filing a document unrelated to anything for which a fee is provided above	50
(q)	For annual return	200
	Late fee per day in default	25
(r)	For registration of intent to dissolve or revocation of intent to dissolve	100
(s)	For registration of articles of dissolution	100
(t)	For certificate of good standing	100
(u)	For filing notice of registered office	75

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(v)	For filing notice of directors or notice of change of directors	75
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(2) The fees payable in respect of a non-profit company shall, in *lieu* of the fees payable under paragraph 1(a) to (p), be 20% of the fees payable under paragraph 1(a) to (p).

(3) The Registrar may waive—

- (i) a fee payable under paragraph 1(c) or (o);
- (ii) a late fee accruing for default in filing annual returns.

(4) If a fee is paid in respect of any application for exemption and the application is registered, withdrawn or abandoned, no part of the fee is returnable.

Made by the Governor acting on the advice of Cabinet this 23rd day of January, 2014.


CABINET SECRETARY

Published by exhibition at the Office of the Legislature, Farara Plaza, Brades, this 26th day of February, 2014.


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