

**FIRST SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 2,899 of 15th February, 1996.



I ASSENT,

HUGO WHITE,

GOVERNOR.

15th February, 1996.



GIBRALTAR

No. 4 of 1996

AN ORDINANCE to amend the Companies Ordinance.

ENACTED by the Legislature of Gibraltar.

Title and commencement.

1. This Ordinance may be cited as the Companies (Amendment) Ordinance 1996 and shall come into effect on such day as the Government may by notice in the Gazette appoint and such notice may contain such transitional provision as in the opinion of the Government is necessary to give proper effect to the Ordinance.

Amendment to Part IXA.

2. Part IXA of the Companies Ordinance (hereinafter called “the principal Ordinance”) is amended in the heading by omitting everything after the word “RE-DOMICILIATION”.

Amendment to Section 295A.

3. Section 295A of the principal Ordinance is amended —

- (a) in sub-section (1) by omitting everything after the word “companies” and substituting therefor a dash and the following paragraphs —

“(a) incorporated outside Gibraltar in a relevant State which re-domicile in Gibraltar;

(b) incorporated in Gibraltar which re-domicile to a relevant State.”;

- (b) in sub-section (2) by inserting after the word “regulation” the words “in respect of a company incorporated outside Gibraltar in a relevant State”;

- (c) by inserting after sub-section (2) the following new subsection (2A) —

“(2A) The Governor may in respect of a company incorporated in Gibraltar by regulation make provision for —

(a) the eligibility of a company to re-domicile into a relevant State;

(b) the form of application for re-domiciliation into a relevant State;

(c) the evidence to be submitted in support of an application for re-domiciliation in accordance with paragraph (b);

(d) conditions to be satisfied by a company prior to and during re-domiciliation

(e) the form and effect of registration as a company incorporated in Gibraltar and re-domiciled in a relevant State.”;

(d) by inserting after sub-section (3) the following new sub-section (4) —

“(4) In this Part “relevant State” means a State having regulation of companies compatible with the provisions of this Part and regulations made under this section and which state is prescribed by the Governor for the purposes of this Part.”

Passed by the Gibraltar House of Assembly on the 9th day of February, 1996

D. FIGUERAS,

Clerk to the Assembly.