

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3962 of 8 November, 2012

LEGAL NOTICE NO. 156 OF 2012.

COMPANIES ACT

COMPANIES ACT (SCHEDULE 8) ORDER 2012

In exercise of the powers conferred on him by section 383 of the Companies Act, and all other enabling powers, the Minister has made the following Order—

Title.

1. This Order may be cited as the Companies Act (Schedule 8) Order 2012 and shall come into operation on the 1st January 2013¹.

Amendment of Schedule 8.

2. For Schedule 8 of the Companies Act substitute—

“SCHEDULE 8

Section 347, 348 and 383

**TABLE OF FEES TO BE PAID TO THE REGISTRAR OF
COMPANIES BY OR IN RESPECT OF COMPANIES HAVING A
SHARE CAPITAL, COMPANIES NOT HAVING A SHARE
CAPITAL, COMPANIES TO WHICH PARTS X AND XI OF THE
ACT APPLY AND COMPANIES TO WHICH REGULATION (EC)
No. 2157/2001 (THE “EC REGULATION”) APPLIES**

| ITEM | FEE |
|--|------------|
| | £ |
| 1.(a) Incorporation, registration (including registration under Part X of the Act) or submission of any change in status of a company, that is to say, the fact of its being public or private or limited or unlimited or limited by shares or by guarantee or | £75.00 |

¹ *Corrigendum text inserted by LN. 2012/159*

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| | de-registering on registering as limited partnership (except on re-domiciliation) regardless of share capital | |
| (b) | Same day urgency fee for incorporation or registration of a company including registration or re-registration under Part X (including registration) (correct documents to be lodged with the Registrar before 12.00 midday) | £150.00 |
| (c) | Registration of a company as re-domiciled in Gibraltar under section 365 (1) | £150.00 |
| | Or re-domiciling outside Gibraltar under section 365(3) | £500.00 |
| (d) | Registration of Prospectus | £200.00 |
| (e) | Registration of change of name | £75.00 |
| (f) | Same day urgency fee for registration of a change of name of a company (correct documents to be lodged with the Registrar before 12.00 midday) | £150.00 |
| (g) | Lodging of annual return for the current year | £60.00 |
| | Plus where company is a cell company, in respect of each cell of the company | £60.00 |
| (h) | Lodging of the late Annual Return or substitution of an annual return after date due for the filing of that return | |
| | 1 st Year | £90.00 |
| | 2 nd Year | £120.00 |
| | 3 rd Year | £150.00 |
| | after 3 Years | £180.00 |
| (i) | Lodging of particulars of directors and/or secretaries or any change in directors and/or secretaries | £15.00 |
| (j) | Lodging any document required to be given, | £15.00 |

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| | delivered, sent, forwarded, lodged or filed by the Registrar (except where otherwise specified) or to lodge a substitute document for a document lodged or filed in the Register (other than an Annual Return) | |
| (k) | Mortgage | |
| | (i) Lodging prescribed particulars for registration of a charge or any other forms of security | £25.00 |
| | (ii) The fee prescribed under section 131 (1) for entry in the Register of Charges and issue of certificate of registration of charge | £50.00 |
| | (iii) Entry of memorandum of satisfaction under section 133 | £20.00 |
| | (iv) Certificate of discharge under section 133 | £30.00 |
| (l) | Filing of accounts | £15.00 |
| | (a) more than 6 months but not more than 12 months after 31 st December following the end of the financial period to which they relate; or | £50.00 |
| | (b) more than 12 months after the 31 st December following the end of the financial period to which they relate | £100.00 |
| (m) | Application to Registrar to file Return of Allotments out of time | £75.00 |
| (n) | Lodging with the Registrar information for the purposes of enabling the Registrar to commence the procedure to strike off a Company or in compliance with regulation 10(2) of the Companies (Redomiciliation) Regulation 1996 (as amended) | £30.00 |
| (o) | Application to the Registrar to restore to the register a company which has been struck off | £200.00 |

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| (p) | Application for a licence under section 18 | £200.00 |
| (q) | Certificate of good standing | £45.00 |
| (r) | Inspection of document- | |
| (i) | personal search | £15.00 |
| (ii) | electronic archive copy of company record | |
| | (manual) | £15.00 |
| | (on-line) | £10.00 |
| (iii) | electronic archive copy of company record (within same day) | £20.00 |
| (iv) | Certified copy of a certificate:- | |
| (aa) | if available from the original record (exclusive of search) | £5.00 |
| (bb) | 1st copy produced from electronic archive | £15.00 |
| (cc) | each subsequent copy supplied on the same occasion and of the same company from electronic archive | £10.00 |
| (v) | Certified copy of any other document:- | |
| (aa) | If available from the original record, per page (exclusive of search) | £00.50 |
| (bb) | 1st copy produced from electronic archive; per document | £15.00 |
| (cc) | 1st copy produced from electronic archive; per document (within same day), per document | £30.00 |
| (dd) | each subsequent copy supplied on the same occasion and of the same company from electronic archive, per document | £10.00 |

(vi) **Copy of any document:-**

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| (aa) | If available from the original record, per page (exclusive of search) | £00.25 |
| (bb) | 1 st copy produced from electronic archive; per document (inclusive of search) | £15.00 |
| (cc) | 1 st copy produced from electronic archive; per document (within same day), per document | £15.00 |
| (dd) | each subsequent copy supplied on the same occasion and of the same company from electronic archive, per document | £2.50 |
| (s) | Postal Search (electronic archive copy of company record) | £15.00 |
| (t) | Merger of Companies | |
| (a) | up to and including 5 merging bodies; or | £750.00 |
| (b) | more than 5 merging bodies | £1250.00 |
| (c) | Mergers of Companies where the Registry considers that the structure is of a more complex nature | £2000.00 |
| (u) | Exceptional Work (per hour) | £300.00 |

2. For Registration of an SE whose registered office is in Gibraltar on its formation

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| 2.(a) | By merger in accordance with Article 2(1) of the EC Regulation | £200.00 |
| (b) | By the formation of a holding SE in accordance with Article 2(2) of the EC Regulation | £200.00 |
| (c) | By the formation of a subsidiary SE in accordance | £200.00 |

- with Article 2(3) of the EC Regulation
- | | | |
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| (d) | By the transference of a public company in accordance with Article 2(4) of the EC Regulation | £200.00 |
| (e) | By the formation of a subsidiary SE in accordance with Article 3(2) of the EC Regulation | £200.00 |
| 3. | For Registration of a public company by the conversion of an SE in accordance with Article 66 of the EC Regulation | £200.00 |
| 4. | For registration of an SE on the transfer of its registered office to Gibraltar in accordance with Article 8 of the EC Regulation | £250.00 |
| 5. | For an application for a certificate under Article 8(8) of the EC Regulation attesting to the completion of the acts and formalities to be accomplished before the transfer of the registered office of an SE from Gibraltar | £250.00 |

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Dated 8th November, 2012.

F R PICARDO,
Chief Minister,
Minister responsible for finance.

