

L.N. 214 of 2003

**COMPANIES ACT
(CAP. 386)**

**COMMERCIAL PARTNERSHIPS ORDINANCE
(CAP. 168)**

Companies Act (Fees) (Amendment) Regulations, 2003

IN exercise of the powers conferred by article 425 of the Companies Act and by article 195 of the Commercial Partnerships Ordinance, the Minister of Finance and Economic Affairs has made the following regulations :-

1. (1) These regulations may be cited as the Companies Act (Fees) (Amendment) Regulations, 2003 and shall be read and construed as one with the Companies Act (Fees) Regulations, 1997, hereinafter referred to as "the principal regulations".

Citation.

L.N. 44 of 1997.

(2) These regulations shall come into force on the 1st January, 2004.

2. The Schedule to the principal regulations shall be amended as follows:-

Amends the
Schedule to the
principal
regulations.

(a) For paragraph (a) thereof, there shall be substituted the following:-

"(a) Registration of any commercial partnership whose authorised capital or total contributions, as the case may be:

(i) does not exceed Lm2,000	Lm150
(ii) exceeds Lm2,000 but does not exceed Lm5,000	Lm150 with the addition of Lm10 for each Lm1,000 or part thereof in excess of Lm2,000
(iii) exceeds Lm5,000 but does not exceed Lm25,000	Lm180 with the addition of Lm5 for each Lm1,000 or part thereof in excess of Lm5,000
(iv) exceeds Lm25,000 but does not exceed Lm100,000	Lm280 with the addition of Lm5 for each Lm5,000 or part

thereof in excess of Lm25,000

(v) exceeds Lm100,000

Lm355 with the addition of Lm5 for each Lm5,000 or part thereof in excess of Lm100,000 up to a maximum of Lm750.";

(b) for paragraph (b) thereof, there shall be substituted the following:-

"(b) Registration of documents delivered to the Registrar of Companies in compliance with article 385 of the Companies Act:

In the case where the registered capital of the overseas company -

(i) does not exceed Lm2,000	Lm150
(ii) exceeds Lm2,000 but does not exceed Lm5,000	Lm150 with the addition of Lm10 for each Lm1,000 or part thereof in excess of Lm2,000
(iii) exceeds Lm5,000 but does not exceed Lm25,000	Lm180 with the addition of Lm5 for each Lm1,000 or part thereof in excess of Lm5,000
(iv) exceeds Lm25,000 but does not exceed Lm100,000	Lm280 with the addition of Lm5 for each Lm5,000 or part thereof in excess of Lm25,000
(v) exceeds Lm100,000	Lm355 with the addition of Lm5 for each Lm5,000 or part thereof in excess of Lm100,000 up to a maximum of Lm750.";

In the case where an overseas company does not have a registered capital -

(i) where the number of members stated in the instrument constituting the company does not exceed 25	Lm150
(ii) where the number of members stated in the instrument exceeds 25 but does not exceed 100	Lm150 with the addition of Lm10 for each 25 members or fraction thereof in excess of the first 25

(iii) where the number of members stated in the instrument exceeds 100 but is not unlimited	Lm180 with the addition of Lm5 for each 50 members or fraction thereof in excess of the first 100
(iv) where the number of members is unlimited	Lm250

Provided that the total of the fees payable by any company by reference to its membership shall in no case exceed Lm250:

Provided further that in no case shall the registration fee exceed Lm750.";

(c) for paragraphs (g) to (o) thereof, there shall be substituted the following:-

"(g) Registration of an annual return of a company:

In the case where the authorised share capital of the company -

(i) does not exceed Lm5,000	Lm70
(ii) exceeds Lm5,000 but does not exceed Lm50,000	Lm140
(iii) exceeds Lm50,000 but does not exceed Lm100,000	Lm210
(iv) exceeds Lm100,000 but does not exceed Lm500,000	Lm280
(v) exceeds Lm500,000	Lm420

(h) Registration of documents delivered to the Registrar of Companies in compliance with article 387 of the Companies Act or article 180 of the Commercial Partnerships Ordinance:

Lm75;

(i) For every copy per sheet:	Lm0.15;
(j) For a certificate regarding true copies:	Lm1;
(k) For a certificate regarding the directors of a company:	Lm3;
(l) For any other certificate regarding a company	Lm5;

issued upon the request of any person:

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|---|--------------------------------------|
| (m) For the reservation of the name of a commercial partnership: | Lm2 per name; |
| (n) For every inspection of documents of each commercial partnership in paper format: | Lm5 per file; |
| (o) For the inspection of documents of commercial partnerships in electronic format: | |
| (i) log-in charge: | Lm1 per log-in; |
| (ii) for every hour commencing after the first 20 minutes of connection time: | Lm2 per hour, chargeable per minute; |
| (iii) for downloads of documents: | |
| - Memorandum and Articles of Association and annual accounts | Lm1 per document; |
| - Prospectus | Lm2 per document; |
| - Annual return form | Lm0.50 per document; |
| - Any other document | Lm0.10 per document; |
| (iv) for unlimited inspections and download of documents | Lm5,000 per annum.”. |