



Antigua and Barbuda Financial Services Regulatory Commission

THE INTERNATIONAL BUSINESS CORPORATION ACT, [Section 184 & 185] FORM 11 (b): APPLICATION FOR CONTINUANCE

This form must be submitted with all supporting documentation as detailed under **Section V** of this application form and the processing fee.

This form can be downloaded from our website in Adobe Acrobat format and information can be entered directly into the form. Alternatively, it can be printed and completed with the use of a typewriter. Any information provided on additional sheets must be signed and dated. Where there is a question which is not applicable, please write "N/A" beside the question. All dates should be completed in the form: Day/Month/Year.

Subject to section 185 of the International Business Corporation Act Cap. 222 as amended (IBC Act), a corporation may, if it is authorized to do so under this section by the shareholders, apply to the appropriate official or public body of that other country requesting that the corporation be continued in that other country as if it had been incorporated under the laws of that country. However, the corporation may not be continued under the laws of another country unless those laws provide for the following:

- 1) The rights, assets and property of the corporation continue to be the property of the body corporate after discontinuance under the IBC Act;
- 2) The body corporate continues to be liable for the obligations of the corporation after discontinuance under the IBC Act;
- 3) Existing causes of action, claims and any liability to prosecution are not affected by the continuance under the laws of that other country;
- 4) A civil, criminal or administrative action or proceeding pending by or against the corporation can be continued to be prosecuted by or against the body corporate after its discontinuance under the IBC Act; and
- 5) A conviction against, ruling, order or judgment in favour of or against, the corporation at the time of continuance can be enforced by or against the body corporate after its discontinuance under the IBC Act.

1. Date of Continuance:

SECTION: I DETAILS OF CORPORATE MANAGEMENT & TRUST SERVICE PROVIDER (CMTSP)

2. Name and address of Corporate Management and Trust Service Provider

| | | | |
|-------------------|--|-----------------|--|
| Name of CMTSP: | | | |
| Licence Number: | | | |
| Contact Person: | | | |
| Address: | | | |
| Telephone Number: | | Mobile Number: | |
| Fax Number: | | E-mail Address: | |

Website address, if any:

SECTION: II DETAILS OF INTERNATIONAL BUSINESS CORPORATION (IBC)**3. We hereby submit an application for continuance for the below-named International Business Corporation:**

Name of IBC:

IBC Number:

Operating Address:

SECTION: III REGISTERED OFFICE INFORMATION**4. Name and address of Registered Office:**

Name of Registered Office:

Address of Registered Office:

SECTION: IV RELOCATION DETAILS**5. Name of Receiving Jurisdiction:****6. Date of Continuance:****7. Name and address of new Registered Office:**

(Proof attached)

Name of Registered Office:

Address of Registered Office:

SECTION: V DOCUMENTATION WHICH FORMS PART OF THIS APPLICATION

| | | |
|----------------------------|--|--------------------------|
| ● Legal Confirmation | Legal confirmation indicating that the legal requirements under section 185 of the IBC Act, obtain under the laws of the receiving jurisdiction. | <input type="checkbox"/> |
| ● Shareholder's Resolution | A copy of the Shareholder's or Director's resolution stating the decision taken for the continuance of the IBC. | <input type="checkbox"/> |
| ● Processing Fee | Cheque payable to "the FSRC" in the amount of US\$300.00 for the processing of the Application for Continuance. | <input type="checkbox"/> |

SECTION: VI DECLARATION

I hereby certify that the above-named corporation was continued under section 184 and 185 of the International Business Corporations Act, and continued under the laws of another jurisdiction as specified in the attached notice.

Authorized Name:

Signature:

Title:

Date:

SECTION: VII CONTACT DETAILS

Please forward completed form with any supporting material to:

Manager of International Business Corporations and Other Non-Banking Financial Institutions

Financial Services Regulatory Commission

P.O. Box 2674, St. John's, Antigua

Tel: (268) 481-1194 • Fax: (268) 463-0422

Email: terry.smith@fsrc.gov.ag

Website: <http://www.fsrc.gov.ag>