



I assent

EUSTACE JOHN, C.M.G.

Deputy Governor-General

14th April 2009.

ISLAND OF NEVIS

No. 1 of 2009

AN ORDINANCE to amend the Nevis Limited Liability Company Ordinance, No. 1 of 1995.

[Published 8th October 2009 – Official Gazette No. 45 of 2009]

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Nevis Island Assembly and by the authority of the same as follows:

1. This Ordinance may be cited as the Nevis Limited Liability Company (Amendment) Ordinance, 2009 and shall be read as one with The Nevis Limited Liability Company Ordinance (hereinafter referred to as "the principal Ordinance").

Short title.

2. Section 2 of the principal Ordinance is amended in the definition of "Foreign limited liability company" by replacing the word "unincorporated" with "incorporated" occurring in line two thereof.

Amendment of section 2.

3. Section 5 of the Principal Ordinance is amended as follows:

Amendment of section 5.

- (a) by renumbering section 5 as subsection 5(5);
- (b) by adding new subsections 5(1), 5(2), 5(3) and 5(4) as follows:

"Inspection
of Register.

5. (1) A person who has paid the prescribed fee is entitled, during normal business hours, to examine, and to make copies of or extracts from, a document

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required by this Ordinance or the regulations, to be sent to the Registrar.

(2) The Registrar shall upon request and payment of the prescribed fee, furnish any person with a copy or certified copy of any document received by the Registrar under this Ordinance.

(3) If the records maintained by the Registrar are prepared and maintained in other than a written form then upon payment of the prescribed fee, the Registrar shall furnish any copy required to be furnished under this Ordinance in an intelligible written form.

(4) A report reproduced from those records, if it is certified by the Registrar, is admissible in evidence to the same extent as the original written records would be”.

Amendment of
section 66.

4. Section 66 of the Principal Ordinance is amended as follows:

(a) by deleting in subsection 66(a) the words “evidencing its existence” and replacing them with “of good standing”; and

(b) by inserting immediately after the words “Foreign Domicile” the following:

“such certificate to be issued no earlier than sixty (60) days prior to its submission to the Registrar of Companies.”

(c) by inserting the following new subsections after subsection 66(b):

“66(c) Certification from an authorised officer of the Foreign Domicile that the Foreign Limited Liability Company will cease operation in the Foreign Domicile upon registration in Nevis”.

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“66(d) In the event the law in the Foreign Domicile does not provide for such certification then a resolution of the directors of the Limited Liability Company that it would cease operation in the Foreign Domicile upon registration in Nevis shall suffice.”

MARJORIE MORTON
President

Passed by the Nevis Island Assembly this 26th day of January 2009.

DWIGHT MORTON
Clerk of the Nevis Island Assembly