



THE COMPANIES, ETC. (AMENDMENT) ACT 2003

THE COMPANIES, ETC. (AMENDMENT) ACT 2003 (APPOINTED DAY) (NO. 4) ORDER 2007

Coming into operation on 6th April 2007

In exercise of the powers conferred on the Treasury by section 33(2) of the Companies, etc. (Amendment) Act 2003^(a), and of all other enabling powers, the following Order is hereby made :-

Citation and interpretation

1. (1) This Order may be cited as the Companies, etc. (Amendment) Act 2003 (Appointed Day) (No. 4) Order 2007 and shall come into operation on 6th April 2007.

(2) In this Order,

"the Act" means the Companies, etc. (Amendment) Act 2003;

"F company" means a company registered under Part XI of the Companies Act 1931.

Commencement of certain provisions of the Act

2. Subject to Article 3, the provisions of the Act specified in the Schedule shall come into operation on 6th April 2007.

Transitional arrangements

3. Any F company which registered before the coming into operation of this Order and whose first annual declaration falls due in the period between 6th April 2007 and 30th September 2007, shall not be required to file the annual declaration for 2007 until 1st October 2007 and section 315A(2) of the Companies Act 1931 (*failure to file within six months of the anniversary of registration*) shall only apply in such cases from 1st October 2007.

^(a) 2003 c.16

SCHEDULE

PROVISIONS OF THE ACT COMING INTO OPERATION ON 6th APRIL 2007

Substitution and insertion of sections in the Companies Act 1931

Section 12 (insertion of new section 315);
section 13 (insertion of new section 315A)

Supplemental provisions

section 32(1) in respect of those items in Schedule 1 to the Act specified below

Schedule 1 to the Act

The provisions in Schedule 1 that amend the enactments specified below to the extent noted -

Companies Act 1931: paragraphs 20 in respect of inserting paragraphs (d) and (e) after section 313(1)(c); 21 and 26.

Made 7th March 2007

A.R. Bell

Minister for the Treasury

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order brings into force on 6th April 2007 the provisions that require an 'F' company to make an annual declaration on the anniversary of its registration confirming that the company continues to maintain a place of business in the Isle of Man. For this purpose, the F company will have to appoint a designated officer who will be responsible for making the annual declaration. ('F' companies are companies incorporated outside the Isle of Man which establish a place of business in the Isle of Man and are required to register with the Financial Supervision Commission (Companies Registry) under Part XI of the Companies Act 1931.)