



**NEVIS ISLAND ADMINISTRATION
REGISTRY OF COMPANIES**

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REGISTRAR'S MEMO

**Information regarding the winding-up of companies and
procedure for removal from the companies registry.**

Please find below, the procedure for “Voluntary Winding-up” in accordance with Division C of the Companies Ordinance, 1999:-

1. The director must make a statutory declaration of Solvency to the effect that he made a full enquiry into the company and that having done so, he has formed the opinion that the company will be able to pay its debts in full within 12 months from the commencement of the winding-up (s.432(1)) (specimen declaration is attached for your guidance).
2. This declaration must be made within 5 weeks before the passage of a special resolution for winding-up and a copy of same lodged with the Registrar of Companies (s.432(2)(a)).
3. The declaration must contain a statement of the company's assets and liabilities as at the latest practicable date before the making of the declaration (s.432(2)(b)).
4. The company must pass a special resolution for voluntary winding-up and have it advertised in a newspaper of general circulation in Nevis and notify the Registrar of Companies of said resolution in writing (s.428(1)).
5. The company must appoint a liquidator to wind-up the affairs of the company, distribute the assets of the company and fix the remuneration to be paid to him (s.433).

Please be guided accordingly.

Heidi-Lynn Sutton
Registrar of Companies