

**SAINT LUCIA**

**No. 6 of 2016**

ARRANGEMENT OF SECTIONS

Section

1. Short title
2. Interpretation
3. Amendment of section 446
4. Amendment of section 522

I ASSENT

[L.S.]

PEARLETTE LOUISY,  
*Governor-General.*

*February 1, 2016.*

## SAINT LUCIA

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**No. 6 of 2016**

**AN ACT** to amend the Companies Act, Cap.13.01.

[ 8th February, 2016 ]

**BE IT ENACTED** by the Queen's Most Excellent Majesty, by and with the advice and consent of the House of Assembly and the Senate of Saint Lucia, and by the authority of the same, as follows:

**Short title**

1. This Act may be cited as the Companies (Amendment) Act, 2016.

**Interpretation**

2. In this Act, “principal Act” means the Companies Act, Cap.13.01.

**Amendment of section 446**

3. Section 446 of the principal Act is amended—

(a) by deleting subsection (6) and by substituting the following—

“(6) Where an application is not made within the time specified under subsection (5), the Registrar shall strike off the name of the company from the Register and issue a certificate of dissolution that must be signed by the Registrar with the Registry’s seal certifying that the company has been dissolved.”; and

(b) by inserting immediately after subsection (6) the following—

“(6A) Where the Registrar issues a certificate of dissolution under his or her hand and seal certifying that the company has been dissolved-

(a) the certificate is *prima facie* evidence of compliance with all requirements of this Act in respect of dissolution; and

(b) the dissolution of the company is effective from the date of the issue of the certificate.

(6B) Immediately following the issue by the Registrar of a certificate of dissolution under subsection (6), the liquidator shall cause to be published, in the *Gazette*, or in a publication of general circulation in Saint Lucia, a notice that the company has been dissolved and has been struck off the Register.”.

**Amendment of section 522**

4. Section 522 of the principal Act is amended by deleting section 522 and by substituting the following—

**“522. NAME SEARCH AND NAME RESERVATION**

- (1) Prior to incorporation of a company or change of name of a company, a person shall submit—
  - (a) a request for a name search in respect of the proposed name of the company in the prescribed form and pay the prescribed name search fee; or
  - (b) a request for name search and name reservation in respect of the proposed name of the company in the prescribed form and pay the prescribed name search and name reservation fee.
- (2) The Registrar may, upon payment of the prescribed name search and name reservation fee and provided that the name requested under subsection (1) is available for use, reserve for ninety days a proposed name of the company.”.

Passed in the House of Assembly this 12th day of January, 2016.

PETER I. FOSTER,  
*Speaker of the House of Assembly*

Passed in the Senate this 14th day of January, 2016.

CLAUDIUS J. FRANCIS,  
*President of the Senate.*