

Limited companies - Voluntary strike off process

Why would I choose to voluntarily strike off my company?

The voluntary strike off process allows company directors to remove unwanted companies (which have not traded or carried on business for at least 3 months) from the register without needing to appoint a liquidator.

In what circumstances can an application for voluntary strike off not be made?

An application for voluntary strike off cannot be made in any of the following circumstances:

- The company has any outstanding liabilities.
- At any time in the previous three months, the company has changed its name, traded or otherwise carried on business, disposed of property or rights, or engaged in any other activity except those necessary for concluding the affairs of the company.
- The company is prevented from making an application for voluntary strike off by reason of any of the circumstances contained in s. 359 of [The Companies \(Guernsey\) Law, 2008](#) (proceedings connected with solvency not concluded).

What is the deadline for applying for voluntary strike off prior to annual validation?

An application for voluntary strike off must be made on/before 31 December to avoid the requirement to file and pay for an annual validation in January/February the following year.

Voluntary strike off applications received after 31 December will not be processed until the annual validation has been filed and paid for.

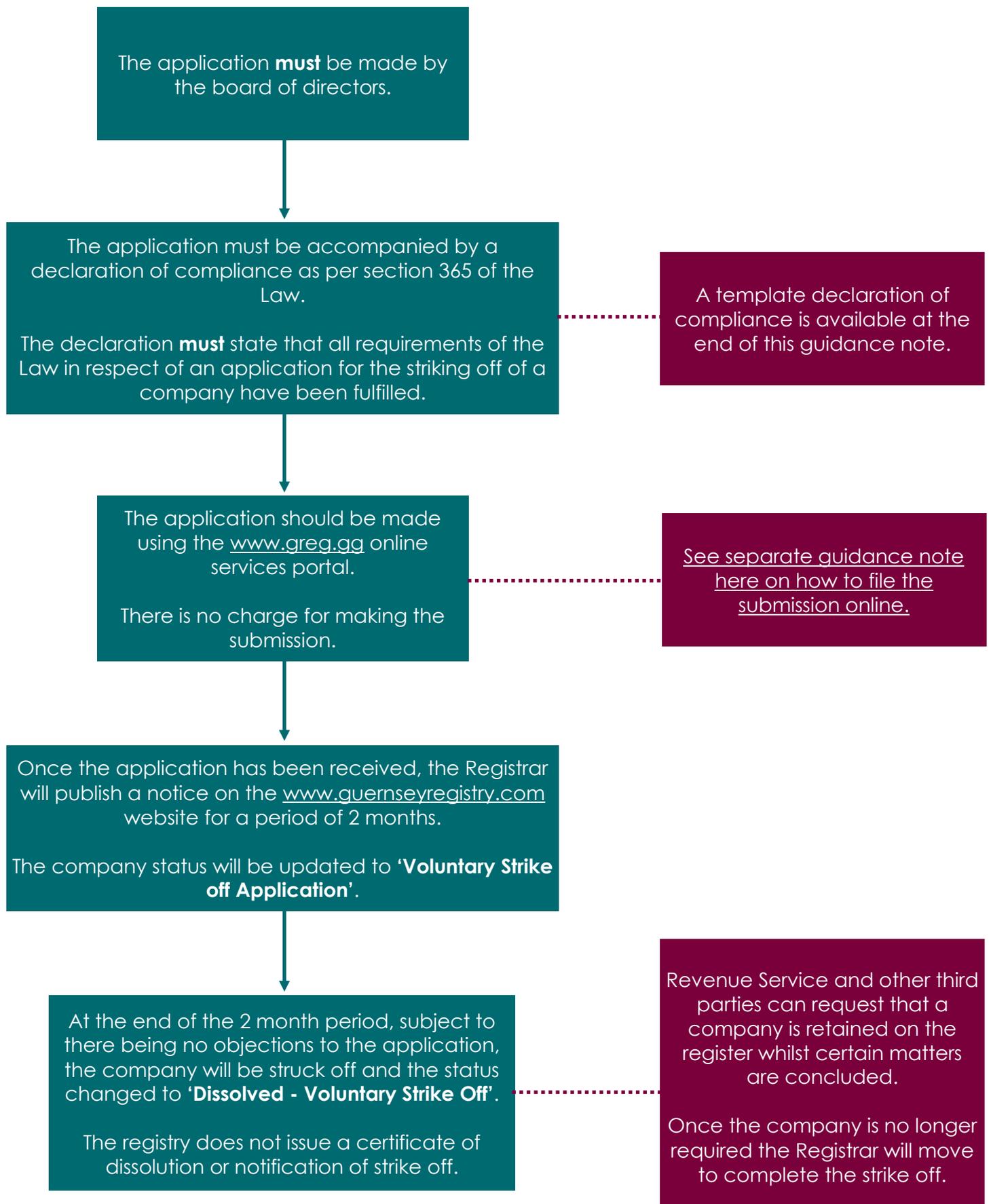
Companies must not deliberately fail to file an annual validation with the intention of allowing the company to be struck off.

A company that fails to file an annual validation is guilty of an offence and liable to a civil penalty.

Where a civil penalty is issued for failure to file an annual validation, the company will not be struck off until the civil penalty process has been completed ([please see our guidance here for more information on the process](#)).

What is the process for applying for a voluntary strike off?

The below diagram shows how the voluntary strike off process works:



Registry contact details

If you need any further information regarding the Registry's services please feel free to contact us using the below details:

Email address: enquiries@guernseyregistry.com

Address: Market Building, PO Box 451, Fountain Street, St Peter Port, Guernsey, GY1 3GX

Telephone: 01481 222800

(Our telephone service is available Monday to Friday 10am - 4pm only)

Websites: Information and guidance - www.guernseyregistry.com

Online submissions portal - www.greg.gg

Disclaimer

The purpose of this document is to provide information and guidance for Registry users.

However, the interpretation of the legislation is a matter on which the Guernsey Registry cannot advise and individuals will need to form their own view on compliance.

Independent legal advice is advised where there is any uncertainty.

Date issued:

13/10/2021

Decision to voluntarily strike off a Guernsey registered company under
Section 357 to 365 of the Companies (Guernsey) Law, 2008

Declaration of Compliance (Voluntary Striking Off)

Company name:

Company number:

Registered office details:

On behalf of the board of the above-mentioned company and as authorised by them, I hereby confirm that the Board have considered the requirements of the Companies (Guernsey) Law, 2008 ('the Law') and are satisfied that all requirements in respect of an application for the striking off of a company as set out in Section 357 to 365 have been fulfilled.

I hereby certify that:

within the last 3 months:

- The company has not changed its name;
- Has not traded or carried on business;
- Has not disposed of property or rights, or engaged in any other activity except those necessary for concluding the affairs of the Company.

And the company has no outstanding liabilities, and is not prevented from making an application for voluntary strike off by reason of any of the circumstances contained in Section 359 of the Law.

Signed: _____

Director

Print Name: _____

Date: _____