

Liquidations

My company is in liquidation, what does the Revenue Service need?

Every company must complete and submit Form 709 when it goes into liquidation. If the company has previously ticked Certificate 2 or 3 and isn't subject to Economic Substance, then it doesn't need to provide financial statements in respect of the year in which the company is liquidated (i.e. from 1 January to the date of liquidation). However, a corporate return (and financial statements for Certificate 3 companies) will be required for the year prior to liquidation, if it's still outstanding. If the liquidation continues for more than a year, a return (and financial statements, if applicable) will be required for each year the liquidation is ongoing.

All Certificate 1 companies, or any that are subject to the Economic Substance requirements (no matter what certificate they are), will be required to submit a copy of the accounts and tax computations up to the date of liquidation, and any outstanding corporate tax returns. If the liquidation goes on for more than a year, then annual corporate returns, accounts and computations are required.

A liquidator would normally prepare basic statements, comprising of opening and closing balances, and receipts and payments during the year. Would this liquidator financial report be sufficient if a liquidation was ongoing over a financial year end and a tax return became due?

Yes, the basic statements and liquidators report would be ok. However, if the case carries out a relevant activity that's subject to the Economic Substance requirements, it will need to demonstrate that the substance criteria has been met. If that isn't provided, then further queries will be raised.

My company was deemed to be non-resident, but the liquidators are in Guernsey. Does this change the corporate residence?

Yes, this would then make the company centrally managed and controlled in Guernsey, and the company would need to file annual tax returns to the Revenue Service.

Strike offs

My company is being struck off in 2022. It has done a corporate return for 2021 and provided full financial statements. What do I need to provide to the Revenue Service for the year of strike off?

Every company applying for strike off should complete [form 713](#).

All Certificate 1 companies, or any that are subject to the Economic Substance requirements (no matter what certificate they are), will be required to submit a copy of the accounts and tax computations up to the date of strike off and any outstanding corporate tax returns (unless you are a Guernsey company that has confirmed that the company had no income in the previous 3 months and this covers the period from the last accounts submitted to the date of strike off. Accounts for previous years would still be required if they haven't yet been submitted).

If a company can complete certificate 2 or 3 and has no relevant activity which is subject to the Economic Substance requirements, then accounts and computations to the date of strike off won't be required.

If my company applies for strike off, say, early 2022 and has submitted the 2021 return does it still need to submit a letter and financial statements if it's already told the Guernsey Registry there has been no activity for more than 3 months prior to being listed for voluntary strike off?

If a Guernsey company completes certificate 1 and has applied for strike off within 3 months of the previous year's accounts as it's confirmed to the Guernsey Registry that there was no activity during that period, then no further information will be required, (unless there are queries in relation to the submitted accounts for the prior year).

Do you need to know when the company is struck off the register?

Yes, please let us know when the company has been struck off so that we can ensure our records are updated and the company case closed.