

Harneys Economic Substance Classification Solution

Do you have an entity incorporated, formed or registered in the BVI?

All BVI companies and certain other entities which are subject to the Economic Substance (Companies and Limited Partnerships) Act, 2018 (the Act) have to consider the impact of the Act upon their entity and will need to report additional information to their registered agent which, in turn, is required to report certain information to the competent authority in the BVI, via the BOSS system.

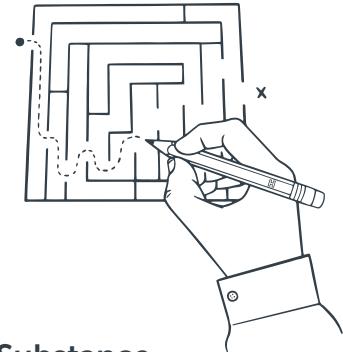
Timing

We would strongly advise that entities move to classify themselves as soon as possible. The first reporting period has already started for every relevant entity. The classification options are effectively as follows:

1. My entity is not a type of entity that is subject to the provisions of the Act.
2. My entity is subject to the Act, but is not conducting one of the relevant activities.
3. My entity is subject to the Act, is conducting one or more of the relevant activities but is able to evidence that it is tax resident in a jurisdiction that is not the BVI.
4. My entity is subject to the Act, is conducting one or more of the relevant activities and is deemed to be tax resident in the BVI.



To register your interest in using the BVI Economic Substance Classification Solution, please email ecsolutions@harneys.com.



Harneys Economic Substance Classification Solution

We are here to help.

With an aim to deliver concise, efficient and effective guidance in the simplest manner possible, we have available to any entity that wishes to use it an online classification solution. It is the first of its kind to provide automated legal advice on BVI economic substance requirements for a flat fee, which is backed-up by our industry leading lawyers.

Following the completion of an interactive and intuitive online questionnaire, an entity will be provided with a formal classification certificate and details of the bespoke obligations upon that specific entity going forward. This can be relied upon by the board or general partner(s) of the entity to demonstrate that they are fulfilling their regulatory responsibilities with regards to the Act and prepare their registered agent for the reporting obligations.

Substance

If your entity is classified as Option 4, we are also here to help. Our team will be able to provide guidance on the relevant substance requirements and also, where possible, provide on the ground practical solutions.

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