



P.O. Box 2666
St. John's, Antigua, W.I.
Tel: (268) 562 3146/5437
(268) 562 5440/6719
Fax: (268) 562 5438
Email: abipco@ab.gov.ag

Ref: IPC 15/1

Wednesday 20th March, 2024

Mrs. Cherissa Roberts-Thomas
President
Antigua Barbuda Bar Association

Dear Madam,

CERTIFICATION of
COMPANIES' ANNUAL RETURNS
BY DIRECTOR OR OFFICER of Company

A director or officer of a company must certify the contents of annual returns

NOTICE:

A certification of the contents of annual returns **may** be in the following form:

“I, [name], [position in company], certify that the contents of this annual return are true and correct to the best of my knowledge, information and/or belief.

Signed:”

We have noticed filings without a certification of its contents by a director or officer of the company.

The aforementioned certification is required by s. 194 of the Companies Act, 1995, as amended by s. 3 of the Companies (Amendment) Act, 2022. A copy of the said amendment, redacted for ease of reference, and the statutory definition of an officer are enclosed herewith.

Yours faithfully,

Ms. Ricki Camacho
Registrar

Encl. 2:
s. 3 Companies (Amendment) Act, 2022 – redacted
s. 543 (1) Companies Act, 1995 - redacted

3. Amendment of section 194-Annual returns by a company incorporated under the Companies Act

The principal Act is amended by the repeal of section 194 and the substitution therefor of the following-

(2) A director, or officer of the company shall certify the contents of every return made under this section.

"officer" in relation to a body corporate means

- (a) the chairman, deputy chairman, president or vice-president of the board of directors;
- (b) the managing director, general manager, comptroller, secretary or treasurer; or
- (c) any other person who performs for the body corporate functions similar to those normally performed by the holder of any office specified in paragraph (a) or (b) and who is **appointed** by the board of directors to perform such functions;