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## BRITISH VIRGIN ISLANDS \*\*FINANCIAL PERIOD 2020-2021\*\*

## The Economic Substance (Companies and Limited Partnerships) Act. 2018 (The Act)

In 2018, the British Virgin Islands enacted legislation requiring some legal entities carrying on relevant activities to demonstrate adequate economic substance in the BVI.

The legislation states that each company shall review and assess each one of the activities that it is carrying on to file an Economic Substance report through its Registered Agent. The relevant activities requiring economic substance in BVI are listed in the <u>Schedule of Relevant Activities</u>. The Economic Substance report must be filed even though the company is not carrying on any relevant activity.

This assessment needs to be done every financial period. For companies incorporated before January 1, 2019 the financial period ends on June 30 of each year. For companies incorporated after January 1, 2019, the financial period ends a year after its incorporation date. The report needs to be done annually.

Companies are obliged to submit the report required by the Economic Substance legislation within six (6) months of the end of their financial year.

The financial period for 2020-2021 for companies organized before January 1, 2019, was completed on June 30 and the deadline to report is on <u>December 31, 2021</u>.

For companies organized after January 1, 2019, the deadline is six (6) months after one year of its incorporation date.

We have created an interactive platform for our clients' easy completion of the forms as to comply with the reporting obligations. In order to obtain your company's link, please contact your representative at ICAZA or send an email to bvies@icazalaw.com.

The non-compliance with these obligations may carry on both criminal and financial sanctions. The Act does not exempt struck off companies from complying with the requirement to have adequate substance or to file an annual substance report.

For further enquiries or additional information, do not hesitate to contact us at byies@icazalaw.com.

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