

ADVANTAGES OF A BAHAMAS FOUNDATION

COST

Registration fees, if established:

- 1st quarter - \$500
- 2nd quarter - \$375
- 3rd quarter - \$250
- 4th quarter - \$125
- subsequent annual - \$500

CONFIDENTIALITY & INVISIBILITY

- Nominee Founder may be used
- Foundation Council or governing body or Officers may be appointed post-registration and if so, need not appear on public record. Only a Secretary need be appointed for purposes of registration.
- Founder may exit upon registration or may continue post-registration
- Founder may reserve power to himself in priority to Officers
- Beneficiaries need not be named or registered, and classes of beneficiaries instead of individuals may be served by a Foundation
- Charter need not be registered
- Charter may include procedures for appointment of beneficiaries instead of naming beneficiaries
- Articles are not required, and if utilized, need not be registered
- Duty of Confidentiality imposed on Officers, Governing Body, Attorneys, Auditors as to non-disclosure of identity of beneficiaries, assets, liabilities unless compelled by law

SIMPLICITY

Simple to establish:

- File 1-page Registration Statement
- File List of First Officers (but only a Secretary need be appointed)
- File Compliance Declaration
- Submit fee
- No statutory annual filing requirements

REGULATION

- **None** (unless foreign-owned and purchasing Bahamian land)
- No exchange control
- No Business Licence fee
- No income tax
- No capital gains tax
- No estate or inheritance or gift taxes
- No stamp duty on instruments except where Bahamian land or personalty involved

USES

Can be used for any lawful purpose, and for most private, commercial or charitable purposes including:

- Estate planning
- Tax planning
- Wealth preservation
- Asset protection (as dispositions benefit from Fraudulent Dispositions Act, 1991)
- Separation of voting and economic benefits
- Ownership of other vehicles such as companies, trusts
- Provision of an employee share option scheme
- Packaging financial instruments into marketable securities
- Establishing a charity
- Business purposes

DURATION

May be perpetual or limited

FLEXIBILITY

- Can be revoked at any time
- No Board of Directors required. Can be managed by a single person
- Officers or Foundation Council need only meet once annually
- Officers may meet anywhere
- With the approval of the Registrar, documents may be provided in electronic form to the Registrar
- Formation documents may be easily amended
- Foundation may be re-domiciled to other jurisdictions
- Need not have a seal for execution of documents

PROTECTION

Statutory indemnity for all Officers, Foundation Council Members, supervisory person, protector against liability in the discharge of their duties, provided they act in good faith

OTHER ADVANTAGES

- No reporting requirements
- Low capital requirement of \$10,000 in assets, not required to be paid in locally
- Does not recognize forced heirship laws of foreign jurisdictions
- Is a legal entity domiciled in The Bahamas
- Recognised by European, Latin American, and Asian jurisdictions
- No statutory requirement for external audit
- No statutory annual filing requirements

PARTIES

- Founder
- Officer(s): Minimum of 1 required
- Foundation Council - optional
- Protector - optional