

KEY FACTS

BAHAMAS COMPANIES ACT COMPANIES

A BAHAMAS COMPANIES ACT COMPANY (A “CAC”) IS A CORPORATE ENTITY INCORPORATED UNDER THE COMPANIES ACT (CH. 308) OF THE BAHAMAS. IT IS A LONG-ESTABLISHED VEHICLE USED FOR A WIDE RANGE OF DOMESTIC AND INTERNATIONAL BUSINESS, INVESTMENT, AND ASSET-HOLDING ACTIVITIES.

A CAC has separate legal personality and operates in accordance with its memorandum and articles of association. The Companies Act provides a flexible statutory framework governing the capacity and powers of the company, as well as the rights and duties of its directors and shareholders.

USES OF A BAHAMAS CAC

A CAC may be used for a variety of commercial and non-commercial purposes, including trading activities, investment holding, financing arrangements, and participation within wider corporate or group structures.

CACs are commonly used where there is a requirement to borrow funds, grant guarantees, or create security interests over company assets, as these activities are expressly permitted under Bahamian company law, subject to the provisions of the Companies Act and the company’s constitutional documents.

KEY FEATURES

- > In its legal construction, a CAC is a company incorporated under the Companies Act (Ch. 308) of The Bahamas.
- > It is governed by its memorandum and articles of association.
- > The company has a separate legal personality distinct from its shareholders.
- > Shareholders generally benefit from limited liability, subject to the Companies Act and the company’s constitutional documents.
- > Unless otherwise restricted by its constitutional documents, the directors may, on behalf of the company and without shareholder authorisation, borrow money, issue debentures, grant guarantees, and create security interests over the company’s assets.
- > The Companies Act regulates the provision of financial assistance by a company, restricting such assistance where it would be prejudicial to the company’s financial position.
- > The company may create, transfer, or extinguish legal or equitable interests in property, including by way of mortgage, pledge, or other security arrangements.

Security interests granted by a CAC are recognised and protected under Bahamian law, including in insolvency-related scenarios.

REQUIREMENTS TO REGISTER A CAC

- > An application for incorporation and payment of the applicable government fee
- > Proposed company name
- > Memorandum and articles of association
- > Details of the authorised share capital and share structure
- > Details of the shareholders
- > Details of the registered office and registered agent

- ▶ PEOPLE LED
- ▶ TECH ENABLED
- ▶ GLOBAL COVERAGE
- ▶ TAILORED SERVICE

- ▶ 1,100 STAFF
- ▶ 25 JURISDICTIONS
- ▶ 47,000 ENTITIES
- ▶ \$177BN AUA

- ▶ FUNDS
- ▶ PRIVATE CLIENTS
- ▶ CORPORATE CLIENTS
- ▶ MARITIME

[TRIDENTTRUST.COM](https://tridenttrust.com)