

KEY FACTS

LIMITED LIABILITY COMPANIES

AN ANGUILLA LIMITED LIABILITY COMPANY (LLC) IS A HYBRID LEGAL ENTITY COMBINING ASPECTS OF BOTH PARTNERSHIPS AND CORPORATIONS. ITS MEMBERS ARE GIVEN LIMITED LIABILITY PROTECTION, LIKE THAT OF A CORPORATION, WHILE PROVIDING THE FLEXIBLE MANAGEMENT STRUCTURES AND TAXATION OPTIONS OFTEN FOUND IN PARTNERSHIPS.

KEY FEATURES OF ANGUILLA LLCs

- > LLCs offer protection to members from company debts and liabilities
- > Provide customizable management structures, which can include member-managed or manager-managed options, as outlined in the operating agreement
- > LLCs have no direct taxes imposed on income, capital gains, or profits, rendering them attractive for international business
- > No public access to information on the company and its members
- > No minimum authorized share capital required
- > Anguilla LLCs can be structured for perpetual life, as detailed in the operating agreement
- > All LLCs must retain a registered office and registered agent in Anguilla that will receive official correspondence on behalf of the LLC
- > Process of incorporation is instant and efficient
- > Members or managers of the LLC are not required to be residents or citizens of Anguilla
- > Anguilla LLCs are often used as a partnership-based alternative to U.S. LLCs

FORMATION AND OPERATION

- > Articles of Formation: these must be drafted and filed with the registry for registration
- > LLC Agreement: a private document that governs the affairs of the company that is not accessible to the public
- > Annual Return: all LLCs must file an annual return with the Registrar of Companies to confirm compliance with the Act
- > Economic Substance: companies that carry out relevant activities may need to demonstrate economic substance in Anguilla
- > AML and CFT: LLCs formed in Anguilla must adhere to applicable AML/CFT regulations to maintain good standing

BENEFITS

- > Asset Protection: personal assets may be protected from business-related liabilities
- > Tax Advantages: non-resident activities are exempt from Anguillan taxes
- > International Business: international transactions and operations can be facilitated
- > Flexibility in Management: members of an LLC can choose how to manage the company

Though based on the U.S. LLC model, an Anguillan LLC can be structured to possess fewer than three of the four corporate characteristics recognized by the U.S. Internal Revenue Service (IRS). Thus, it can lead to being treated as a partnership for U.S. tax purposes, providing for pass-through taxation where profits and losses are passed directly to members.

HOW WE CAN HELP

Trident Trust Company (Anguilla) Limited, is a licensed trust and corporate service provider and is able to support all aspects of an LLC's lifecycle, from formation to liquidation. For further information, please contact anguilla@tridenttrust.com.

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- ▶ TECH ENABLED
- ▶ GLOBAL COVERAGE
- ▶ TAILORED SERVICE
- ▶ 1,100 STAFF
- ▶ 25 JURISDICTIONS
- ▶ 47,000 ENTITIES
- ▶ \$177BN AUA
- ▶ FUNDS
- ▶ PRIVATE CLIENTS
- ▶ CORPORATE CLIENTS
- ▶ MARITIME

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