



STATUTORY INSTRUMENTS

**S.I. No. 350 of 2008**



COMPANIES (FORMS) ORDER 2008

**(Prn. A8/1403)**

## COMPANIES (FORMS) ORDER 2008

I, MARY COUGHLAN, Minister for Enterprise, Trade and Employment, in exercise of the powers conferred on me by sections 107(1), 107(2), 311A (inserted by section 246 (amended by section 50 of the Companies (Amendment) (No. 2) Act 1999 (No. 30 of 1999)) of the Companies Act 1990 (No. 33 of 1990)), 319(2) and (2A) (inserted by section 52 of the Company Law Enforcement Act 2001 (No. 28 of 2001)), 321(1) and 396 of the Companies Act 1963 (No. 33 of 1963), section 12C (substituted by section 46 of the Companies (Amendment) (No. 2) Act 1999) of the Companies (Amendment) Act 1982 (No. 10 of 1982), section 12(1) of the Companies (Amendment) Act 1990 (No. 27 of 1990), and sections 44(2) and 45(3)(b) and (5) of the Companies (Amendment) (No. 2) Act 1999, as adapted by the Enterprise and Employment (Alteration of Name of Department and Title of Minister) Order 1997 (S.I. No. 305 of 1997), hereby order as follows:

1. This Order may be cited as the Companies (Forms) Order 2008.
2. This Order comes into operation on 16 September 2008.
3. In this Order—

“Act of 1963” means the Companies Act 1963 (No. 33 of 1963);

“Act of 1982” means the Companies (Amendment) Act 1982 (No. 10 of 1982);

“Act of 1990” means the Companies Act 1990 (No. 33 of 1990);

“Amendment Act of 1990” means the Companies (Amendment) Act 1990 (No. 27 of 1990);

“Act of 1999” means the Companies (Amendment) (No. 2) Act 1999 (No. 30 of 1999);

“Act of 2001” means the Company Law Enforcement Act 2001 (No. 28 of 2001);

4. The form (Form E8) set out in Schedule 1 is prescribed as the form to be used for the purposes of section 107 (1) of the Act of 1963.

5. The form (Form E9) set out in Schedule 2 is prescribed as the form to be used for the purposes of section 319 (2) and (2A) (inserted by section 52 of the Act of 2001)) and section 321 (1) of the Act of 1963.

6. The form (Form E11) set out in Schedule 3 is prescribed as the form to be used for the purposes of section 107 (2) of the Act of 1963.

*Notice of the making of this Statutory Instrument was published in  
“Iris Oifigiúil” of 12 September, 2008.*

7. The form (Form E24) set out in Schedule 4 is prescribed as the form to be used for the purposes of section 12 (1) of the Amendment Act of 1990.

8. The form (Form H1R) set out in Schedule 5 is prescribed as the form to be used for the purposes of section 12C (substituted by section 46 of the Act of 1999) of the Act of 1982.

9. The form (Form H1) set out in Schedule 6 is prescribed as the form to be used for the purposes of section 311A (inserted by section 246 (amended by section 50 of the Act of 1999) of the Act of 1990) of the Act of 1963.

10. The form (Form B67) set out in Schedule 7 is prescribed as the form to be used for the purposes of section 44 (2) of the Act of 1999.

11. The form (Form B68) set out in Schedule 8 is prescribed as the form to be used for the purposes of section 45 (3)(b) and (5) of the Act of 1999.

12. The following are revoked—

- (a) Article 3 of the Companies (Forms) Order 1964 (S.I. No. 45 of 1964) in so far as it relates to prescribing Forms 53, 57 and 57A as the Forms to be used for the purposes of the Act of 1963, and the Schedule to the said Order in so far as it sets out the said Forms 53, 57 and 57A,
- (b) Article 2 of and the Schedule to the Companies (Forms) Order 1990 (S.I. No. 224 of 1990),
- (c) Article 7 of and Part IV of the Schedule to the Companies (Forms) Order 1991 (S.I. No. 161 of 1991), and
- (d) Articles 5, 6 and 9 and Parts 2, 3 and 6 of the Schedule to the Companies (Forms) Order 2000 (S.I. No. 62 of 2000).

**Notice of appointment of receiver**  
 Section 107 Companies Act 1963  
 Section 249A Companies Act 1990 (inserted by  
 section 107 Company Law Enforcement Act 2001)  
 Companies Act 1990 (Form and Content of  
 Documents Delivered to Registrar) Regulations 2002

Companies Acts 1963 to

**E8**

Company number

--	--	--	--	--	--

Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

Company name  
in full

	<small>Limited</small>
--	------------------------

I, hereby give notice to the Registrar of Companies, note one

that I have appointed to the above-named company

or

that I have obtained an order for the appointment to the above named company

the company being: note one

a company incorporated in the State

or

a company incorporated outside the State

Receiver's name

--

Receiver's address


as:  Receiver     Manager     Receiver & Manager note one

Date of appointment

<small>Day</small>	<small>Month</small>	<small>Year</small>								
<table border="1" style="display: inline-table; width: 20px; height: 15px;"> <tr><td style="width: 10px; height: 10px;"></td><td style="width: 10px; height: 10px;"></td></tr> </table>			<table border="1" style="display: inline-table; width: 20px; height: 15px;"> <tr><td style="width: 10px; height: 10px;"></td><td style="width: 10px; height: 10px;"></td></tr> </table>			<table border="1" style="display: inline-table; width: 40px; height: 15px;"> <tr><td style="width: 10px; height: 10px;"></td><td style="width: 10px; height: 10px;"></td><td style="width: 10px; height: 10px;"></td><td style="width: 10px; height: 10px;"></td></tr> </table>				

Presenter details

note two

Name

Address

DX number

Telephone number

Email

	<small>DX exchange</small>
	<small>Fax number</small>
	<small>Reference number</small>

**Assets controlled**  
note one

The appointment to the company is over the following assets:

- The whole or substantially the whole of the property of the company
- Part of the property of the company
- The income arising from the property or part of the property of the company

**Means appointed by**

The appointment to the company is: note one

- on behalf of the holders of the following instrument, note three  
under the powers contained in the instrument.


or

- By order of the court  note four  
on behalf of:


**By whom appointed**  
note five

Name

Address


**Signature**  
note six

I hereby state that the particulars contained in this form are correct and have been given in accordance with the Notes on Completion of Form E8.

Signature

Name in block letters or typescript

Date

**NOTES ON COMPLETION OF FORM E8**

These notes should be read in conjunction with the relevant legislation.

- General** This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed. Where the space provided on Form E8 is considered inadequate, the information should be presented on a continuation sheet in the same format as the relevant section in the form. The use of a continuation sheet must be so indicated in the relevant section and also noted on the relevant continuation sheet.
- note one** Tick the relevant box(es).
- note two** This section must be completed by the person who is presenting Form E8 to the CRO. This may be either the applicant or a person on his/her behalf.
- note three** Describe the instrument fully and state whether it is a debenture secured by a floating charge.
- note four** State the name of the Court making the order and describe the means of appointment.
- note five** State the name and address of the party appointing the receiver to the company.
- note six** A signature is required by or behalf of the party appointing the receiver to the company.

SCHEDULE 2

Regulation 5.

**Receiver's abstract**

Section 319(2) Companies Act 1963  
 (as amended by section 52 Company Law  
 Enforcement Act 2001)  
 or section 321(1) Companies Act 1963  
 Section 249A Companies Act 1990 (inserted by  
 section 107 Company Law Enforcement Act 2001)  
 Companies Act 1990 (Form and Content of  
 Documents Delivered to Registrar) Regulations 2002

Companies Acts 1963 to

**E9**

Company number

--	--	--	--	--	--

Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

**Company name**  
In full

	Limited
--	---------

**Receiver's name**

--

**Receiver's address**


**Date & description of authority under which receiver is appointed**  
note one

<small>Day</small>	<small>Month</small>	<small>Year</small>
<table border="1" style="display: inline-table; width: 20px; height: 15px;"></table>	<table border="1" style="display: inline-table; width: 20px; height: 15px;"></table>	<table border="1" style="display: inline-table; width: 20px; height: 15px;"></table> <table border="1" style="display: inline-table; width: 20px; height: 15px;"></table> <table border="1" style="display: inline-table; width: 20px; height: 15px;"></table>


**Period covered by this abstract**  
note two

<small>from</small>	<small>Day</small>	<small>Month</small>	<small>Year</small>	to	<small>Day</small>	<small>Month</small>	<small>Year</small>
	<table border="1" style="display: inline-table; width: 20px; height: 15px;"></table>	<table border="1" style="display: inline-table; width: 20px; height: 15px;"></table>	<table border="1" style="display: inline-table; width: 20px; height: 15px;"></table> <table border="1" style="display: inline-table; width: 20px; height: 15px;"></table> <table border="1" style="display: inline-table; width: 20px; height: 15px;"></table>		<table border="1" style="display: inline-table; width: 20px; height: 15px;"></table>	<table border="1" style="display: inline-table; width: 20px; height: 15px;"></table>	<table border="1" style="display: inline-table; width: 20px; height: 15px;"></table> <table border="1" style="display: inline-table; width: 20px; height: 15px;"></table> <table border="1" style="display: inline-table; width: 20px; height: 15px;"></table>

**Presenter details**  
note three

<small>Name</small>		
<small>Address</small>		
<small>DX number</small>		<small>DX exchange</small>
<small>Telephone number</small>		<small>Fax number</small>
<small>Email</small>		<small>Reference number</small>

Itemised description of the assets of the company of which possession has been taken since appointment of receiver

Assets possessed  
*note four and five*


Date on which possession was taken

Day	Month	Year
<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Estimated value

--


Day	Month	Year
<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Estimated value

--


Day	Month	Year
<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Estimated value

--


Day	Month	Year
<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Estimated value

--


Day	Month	Year
<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Estimated value

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Day	Month	Year
<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/>	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>

Estimated value

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**NOTES ON COMPLETION OF FORM E9**

These notes should be read in conjunction with the relevant legislation.

- General** This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed. Where the space provided on Form E9 is considered inadequate, the information should be presented on a continuation sheet in the same format as the relevant section in the form. The use of a continuation sheet must be so indicated in the relevant section and also noted on the relevant continuation sheet.
- note one** The date of creation of the charge under which the receiver is acting should be entered. If appointed by High Court order, the date of the order should be entered.
- note two** Form E9 covers six-month periods from the date of appointment. Any lesser period up to the date of cessation must also be covered by Form E9.
- note three** This section must be completed by the person who is presenting Form E9 to the CRO. This may be either the applicant or a person on his/her behalf.
- note four** In a case to which section 319 (2) of the Act applies, each entry must be so set out that it can be identified with the appropriate entry in the lists and schedules in Form No. 17 (E10).
- note five** Where section 321 applies, the estimated value at the date on which possession was taken should be inserted.
- note six** Where section 319 (2) of the Act applies, each entry under the heading of "payments" must be so set out that it can be identified with the appropriate entry in the lists in Form No. 17(E10). If a continuation sheet is used, the receipts and payments must severally be added up at the foot of each sheet and the totals carried forward from one summary to another without any intermediate balance, so that the gross totals shall represent the total amounts received and paid by the Receiver since the date of appointment.
- note seven** This form **must** be certified by the receiver of the company or by each receiver, if more than one is appointed. Please tick the appropriate box.
- note eight** If the company is not in liquidation at the date of cessation, a statement should be submitted to the Registrar of Companies attached to the final Form E9, stating whether in the opinion of the receiver, the company is solvent. This statement is required under Section 52 Company Law Enforcement Act 2001 and is forwarded to the Office of the Director of Corporate Enforcement.

SCHEDULE 3

Regulation 6.

**Notice of ceasing to act as receiver**

Section 107 Companies Act 1963  
 Section 249A Companies Act 1990 (inserted by  
 section 107 Company Law Enforcement Act 2001)  
 Companies Act 1990 (Form and Content of  
 Documents Delivered to Registrar) Regulations 2002

Companies Acts 1963 to

**E11**

Company number

Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

**Company name**  
in full

Limited

I, hereby give notice to the Registrar of Companies, that I ceased to act in relation to the above-named company as:

Receiver       Manager       Receiver & Manager note one  
 on Day  Month  Year

**Receiver's name**

**Receiver's address**

**Certification**  
note two

I hereby certify that the particulars contained in this form are correct and have been given in accordance with the Notes on Completion of Form E11.

**Signature**  **Name** in block letters or typescript   
 Receiver  Manager  Receiver & Manager **Date**

**Presenter details**

note three  
**Name**   
**Address**   
**DX number**  **DX exchange**   
**Telephone number**  **Fax number**   
**Email**  **Reference number**

**NOTES ON COMPLETION OF FORM E11**

These notes should be read in conjunction with the relevant legislation.

- General** This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed. Where the space provided on Form E11 is considered inadequate, the information should be presented on a continuation sheet in the same format as the relevant section in the form. The use of a continuation sheet must be so indicated in the relevant section and also noted on the relevant continuation sheet.
- note one** Tick the relevant box(es).
- note two** This form must be certified by the receiver of the company or by each receiver if more than one is appointed.
- note three** This section must be completed by the person who is presenting Form E11 to the CRO. This may be either the applicant or a person on his/her behalf.
- note four** If the company is not in liquidation at the date of cessation, a statement should be submitted to the Registrar of Companies attached to the final Form E9, stating whether in the opinion of the receiver, the company is insolvent. This statement is required under Section 52 Company Law Enforcement Act 2001 and is forwarded to the Office of the Director of Corporate Enforcement.
- note five** A copy of the deed of discharge need not be submitted. Only the form E11 is required.

SCHEDULE 4

Regulation 7.

**Notice of petition for appointment of examiner**

Section 12(1) Companies (Amendment) Act 1990  
 Section 249A Companies Act 1990 (inserted by section 107 Company Law Enforcement Act 2001)  
 Companies Act 1990 (Form and Content of Documents Delivered to Registrar) Regulations 2002

Companies Acts 1983 to

**E24**

Company number

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Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

**Company name**  
in full

	Limited
--	---------

An application by petition was made to the court, pursuant to section 2 of the Companies (Amendment) Act 1990, for the appointment of

**Name**

--

**Address**


to be an examiner to the above company

on 

Day	Month	Year
□ □	□ □	□ □ □ □

**Petitioner**  
note one

- The company S.3(1)(a)
- The directors of the company S.3(1)(b)
- A creditor, or contingent or prospective creditor S.3(1)(c)
- Members of the company S.3(1)(d)
- The Minister S.3(2)(a)
- The Central Bank S.3(2)(b)

**Certification**  
note two

I hereby certify that the particulars contained in this form are correct and have been given in accordance with the Notes on Completion of Form E24.

Signature

Name *in block letters or typescript*

--

--

Petitioner or his/her agent

Date

--

Address


**Presenter details**  
note three

Name

Address


DX number

DX exchange

Telephone number

Fax number

Email

Reference number


**NOTES ON COMPLETION OF FORM E24**

These notes should be read in conjunction with the relevant legislation.

- General** This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed. Where the space provided on Form E24 is considered inadequate, the information should be presented on a continuation sheet in the same format as the relevant section in the form. The use of a continuation sheet must be so indicated in the relevant section and also noted on the relevant continuation sheet.
- note one** Tick the relevant box(es).
- note two** This form **must** be certified by the petitioner or his/her agent. If certified by an agent then the address of the agent should be included.
- note three** This section must be completed by the person who is presenting Form E24 to the CRO. This may be either the applicant or a person on his/her behalf.

SCHEDULE 5

Regulation 8.

**Restoration to register of company struck off**

Section 311A Companies Act 1963 (inserted by  
Section 246 Companies Act 1990 and amended by section  
50 Companies (Amendment)(No.2) Act 1999)  
Section 249A Companies Act 1990 (inserted by section  
107 Company Law Enforcement Act 2001)  
Companies Act 1990 (Form and Content of Documents  
Delivered to Registrar) Regulations 2002

Companies Acts 1983 to

**H1R**

Company number

--	--	--	--	--	--

Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

Company name

*in full*

	Limited
--	---------

hereby applies to be restored to the register of companies under section 311A of the  
Companies Act 1963 (inserted by section 246 Companies Act 1990 and amended by  
section 50 Companies (Amendment)(No.2) Act 1999). *note one*

Date of dissolution

*note two*

Day	Month	Year
<table border="1" style="display: inline-table; width: 20px; height: 20px;"></table>	<table border="1" style="display: inline-table; width: 20px; height: 20px;"></table>	<table border="1" style="display: inline-table; width: 20px; height: 20px;"></table>

Certification

I hereby certify that the particulars contained in this form are correct and have been given in accordance with the Notes on Completion of Form H1.

Signature

Name *in bold capitals or typescript*

--

--

Director  Secretary *note three*

Date

--

Presenter details

Name

Address

DX number

Telephone number

Email

	DX exchange
	Fax number
	Reference number

**NOTES ON COMPLETION OF FORM H1**

These notes should be read in conjunction with the relevant legislation.

- General* This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed. Where "not applicable", "nil" or "none" is appropriate, please state.
- note one* All outstanding annual returns of the company, if any, must be submitted.
- note two* Application must be made within 12 months of the date of dissolution. Form H1 must be lodged not later than the **day before** the first anniversary of the company's dissolution. Administrative restoration is not possible if more than 12 months has elapsed since the date of the company's dissolution.
- note three* Tick the relevant box(es). This form **must** be certified by a current officer of the company.

SCHEDULE 6

Regulation 9.

**Restoration to register of company struck off**

Section 311A Companies Act 1963 (inserted by Section 246 Companies Act 1990 and amended by section 50 Companies (Amendment)(No.2) Act 1999)  
 Section 249A Companies Act 1990 (inserted by section 107 Company Law Enforcement Act 2001)  
 Companies Act 1990 (Form and Content of Documents Delivered to Registrar) Regulations 2002

Companies Acts 1983 to

**H1R**

Company number

--	--	--	--	--	--

Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

**Company name**  
*in full*

	Limited
--	---------

hereby applies to be restored to the register of companies under section 311A of the Companies Act 1963 (inserted by section 246 Companies Act 1990 and amended by section 50 Companies (Amendment)(No.2) Act 1999). *note one*

**Date of dissolution**  
*note two*

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

**Certification**

I hereby certify that the particulars contained in this form are correct and have been given in accordance with the Notes on Completion of Form H1.

Signature

Name *in bold capitals or typescript*

--

--

Director     Secretary *note three*

Date 

--

**Presenter details**

Name		
Address		
DX number		DX exchange
Telephone number		Fax number
Email		Reference number

**NOTES ON COMPLETION OF FORM H1**

These notes should be read in conjunction with the relevant legislation.

- General* This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed. Where "not applicable", "nil" or "none" is appropriate, please state.
- note one* All outstanding annual returns of the company, if any, must be submitted.
- note two* Application must be made within 12 months of the date of dissolution. Form H1 must be lodged not later than the **day before** the first anniversary of the company's dissolution. Administrative restoration is not possible if more than 12 months has elapsed since the date of the company's dissolution.
- note three* Tick the relevant box(es). This form **must** be certified by a current officer of the company.

SCHEDULE 7

Regulation 10.

**Application for a certificate stating that a company has a real and continuous link with one or more economic activities being carried on in the State**

Section 44(2) Companies (Amendment)(No.2) Act 1999  
 Section 249A Companies Act 1990 (as inserted by section 107 Company Law Enforcement Act 2001)  
 Companies Act 1990 (Form and Content of Documents Delivered to Registrar) Regulations 2002

Companies Acts 1963 to

Company number

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**B67**

**Company name**  
*in full*

Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

	Limited
--	---------

hereby applies to the Registrar of Companies pursuant to section 44 of the Companies (Amendment)(No.2) Act 1999, for a certificate stating that the company has a real and continuous link with one or more activities that are being carried on in the State.

**Revenue statement**  
*note one*

A written statement to the company from the Revenue Commissioners that they have reasonable grounds to believe that the company has a real and continuous link with one or more economic activities being carried on in the State is attached.

**Certification**

I hereby certify that the particulars contained in this form are correct and have been given in accordance with the Notes on Completion of Form B67.

Signature

Name *in bold capitals or typescript*

--

--

Director     Secretary *note two*

Date

--

**Presenter details**

Person to whom queries can be addressed

Name		
Address		
DX number		DX exchange
Telephone number		Fax number
Email		Reference number

**NOTES ON COMPLETION OF FORM B67**

These notes should be read in conjunction with the relevant legislation.

- General** This form is required to be completed where the company has no Irish-resident director under section 43(3) Companies (Amendment)(No.2) Act 1999 or has no bond in place under section 43(3) Companies (Amendment)(No.2) Act 1999. Irish resident director means tax resident in the Republic of Ireland - section 44 (8) of the Companies (Amendment)(No.2) Act 1999.
- This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed. Where "not applicable", "nil" or "none" is appropriate, please state.
- note one** Tick the box to state that the written statement from the Revenue Commissioners has been attached. **The statement must predate the date of lodgement of this application by no more than two months.**
- note two** Tick the relevant box(es). This form **must** be certified by a current officer of the company.

SCHEDULE 8

Regulation 11.

**Excluding a company from consideration for the purposes of determining the number of companies of which a person is director**  
 Section 45 (3)(b) and section 45(5) Companies (Amendment)(No.2) Act 1999  
 Section 249A Companies Act 1990 (as inserted by section 107 Company Law Enforcement Act 2001)  
 Companies Act 1990 (Form and Content of Documents Delivered to Registrar) Regulations 2002

Companies Acts 1963 to

Company number

□ □ □ □ □ □

**B68**

Please complete using black typescript or BOLD CAPITALS, referring to explanatory notes

**Company name**  
in full

\_\_\_\_\_  
 Limited

**Declaration**

I \_\_\_\_\_  
 name in bold capitals

of \_\_\_\_\_  
 residential address

hereby give notice to the Registrar of Companies and do solemnly and sincerely declare that I am *note one*

(a) a person named as  Director  Secretary *note two*

or

(b) a person who either is, or expects to become, a director of the above named company

And that the above named company is *note two*

A company that is the holder of a licence under section 9 of the Central Bank Act 1971, or is exempt from the requirement under that Act to hold such a licence

or

A company referred to in paragraph \_\_\_\_\_ of the Second Schedule of the Companies (Amendment)(No.2) Act 1999 *note three*

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory Declarations Act 1938. *note four*

Signature of declarant name as at top of page

\_\_\_\_\_

In the presence of signature of witness

\_\_\_\_\_

Commissioner for oaths  Practising solicitor  
 Notary public  Peace commissioner

Name of witness in bold capitals or typescript

\_\_\_\_\_

Declared before me by declarant's name in bold capitals or typescript

\_\_\_\_\_

who is personally known to me or  who is identified to me by *note two*

\_\_\_\_\_

who is personally known to me at *note five*

\_\_\_\_\_  
 \_\_\_\_\_

This \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_

**Presenter details**

Person to whom queries can be addressed

Name	_____	
Address	_____ _____	
DX number	_____	DX exchange
Telephone number	_____	Fax number
Email	_____	Reference number

**NOTES ON COMPLETION OF FORM B68**

These notes should be read in conjunction with the relevant legislation.

- General** This form must be completed correctly, in full and in accordance with the following notes. Every section of the form must be completed. Where "not applicable", "nil" or "none" is appropriate, please state.
- note one** Select only one of the options (a) or (b).
- Tick box (a) if the company wishes to be excluded from consideration for the purposes of calculating the number of companies of which any person is a director for the purposes of section 45 of the Companies (Amendment)(No.2) Act 1999.
- Tick box (b) if this person wishes the company to be excluded from consideration in calculating the number of companies of which he/she is a director for the purposes of section 45 of the Companies (Amendment)(No.2) Act 1999.
- note two** Tick the appropriate box
- note three** Insert the number of at least one paragraph from the Schedule which applies to the company.
- note four** The statutory declaration must be signed by either a practising solicitor, a commissioner of oaths, notary public, or peace commissioner.
- note five** Full postal address must be given. A P.O. Box will not suffice.



GIVEN under my Official Seal,  
27 August 2008

MARY COUGHLAN.  
Minister for Enterprise, Trade and Employment.

## EXPLANATORY NOTE

*(This note is not part of the Instrument and does not purport to be a legal interpretation).*

The purpose of this Order is to amend and update forms prescribed for the purpose of filing information in the Companies Registration Office.

**B67** is the application form for certificate stating that a company has a real and continuous link with one or more economic activities being carried on in the State and **B68** is the form for excluding a company from consideration for the purposes of determining the number of companies of which a person is a director. **Form E8** is the notice of appointment of a receiver. The purpose of the update is to make the form easier to complete and to distinguish between court-appointed receivers and receivers appointed under debenture.

**Form E9 & E11**

**E9** is the receiver's abstract. The abstract is the account that must be submitted by a receiver detailing the receipts and payments that have occurred during the six-month period.

**E11** is a notice of cessation of receiver.

**Form E24** is a notice of petition to appoint an examiner.

**Form H1 & H1R**

**H1** is a form regarding the restoration to the register of a company that has been struck off for failure to file annual returns

**H1R** is a form regarding the restoration to the register of a company struck off for failure to file particulars with Revenue.

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