BC Company

# CONTINUE OUT APPLICATION

*BUSINESS CORPORATIONS ACT*, section 308

Telephone: 1 877 526-1526
**www.bcreg.ca**

Mailing Address: PO Box 9431 Stn Prov Govt
Victoria BC V8W 9V3

Courier Address: 200 – 940 Blanshard Street
Victoria BC V8W 3E6

**INSTRUCTIONS:**

**Please type or print clearly in block letters and ensure that the form is signed and dated in ink.**

This form is to be used when applying to the registrar for authorization for the company to continue to become a foreign corporation.

Under section 308(1) of the *Business Corporations Act* (the act), a company may, if authorized by its shareholders and by the registrar, make application to the appropriate official or public body of another jurisdiction requesting that the company be continued into that other jurisdiction as if the company had been incorporated under the laws of that other jurisdiction.

Authorization by the registrar is conditional on the company being in good standing by complying with section 51 (up to date on annual report filings) and section 120 (required number of directors) of the act.

The authorization expires 6 months after the date the letter of authorization is issued by the registrar.

Under section 311(1) of the act, the continued corporation must promptly file with the registrar a copy of any record issued to it by the foreign jurisdiction to effect or confirm the continuation.

***Freedom of Information and Protection of Privacy Act (FOIPPA):*** personal information provided on this form is collected, used and disclosed under the authority of the *FOIPPA* and the *Business Corporations Act* for the purposes of assessment. Questions regarding the collection, use and disclosure of personal information can be directed to the Manager of Registries Operations at 1 877 526-1526, PO Box 9431 Stn Prov Govt, Victoria BC V8W 9V3.

**Item B** Enter the name exactly as shown on the Certificate of Incorporation, Amalgamation, Continuation or Change of Name.

**Item C** Enter the name of the foreign jurisdiction where the company will continue to.

**Item D** Under section 310 of the act, a company must NOT apply to be continued into another jurisdiction unless, after continuation, the laws of that other jurisdiction include all the provisions listed in "Item D".

**Filing Fee: $350.00**

Submit this form with a cheque or money order made payable to the Minister of Finance, or provide the registry with authorization to debit the fee from your BC OnLine Deposit Account. Please pay in Canadian dollars or in the equivalent amount of US funds.

**A** **INCORPORATION NUMBER OF COMPANY**

**B** **NAME OF COMPANY**

**C** **FOREIGN JURISDICTION INFORMATION** – *Enter the name of the foreign jurisdiction into which the company will continue.*

**D** I confirm that the laws of the foreign jurisdiction to which the continued corporation will be subject provide, in effect, for the following:

- the property, rights and interest of the company continue to be the property, rights and interests of the continued corporation,
- the continued corporation continues to be liable for the obligations of the company,
- an existing cause of action, claim or liability to prosecution is unaffected,
- a legal proceeding being prosecuted or pending by or against the company may be prosecuted or its prosecution may be continued, as the case may be, by or against the continued corporation, and
- a conviction against, or a ruling, or judgment in favour of or against, the company may be enforced by or against the continued corporation.

**E** **CERTIFIED CORRECT** – I have read this form and found it to be correct.

| NAME OF AUTHORIZED SIGNING AUTHORITY FOR THE COMPANY | SIGNATURE OF AUTHORIZED SIGNING AUTHORITY FOR THE COMPANY | DATE SIGNED YYYY / MM / DD |
|---|---|---|
| | X | |