INSTRUCTIONS-REGISTRATION AS A MARSHALL ISLANDS FOREIGN MARITIME ENTITY

Non-Marshall Islands entities may apply for registration as a foreign maritime entity under the provisions of section 119 of the Marshall Islands Business Corporations Act for the purpose of owning and operating vessels under the Marshall Islands Flag. The following information must be included in the application:

1. the name of the entity;
2. the jurisdiction and date of its creation and the legal character or nature of the entity;
3. a statement that the entity has the power to own or operate a vessel;
4. a statement that the entity has the capacity to sue and be sued in its own name;
5. a.) the address of the principal place of business of the entity and,

b.) if such place is NOT in the jurisdiction of the creation of the entity, ALSO INDICATE the name and address of its lawful fiduciary or legal representative within the jurisdiction of the creation of the entity or the registered address;

1. the full name(s) and address(es) of the person(s) vested under law with management of the entity at the time of the application;
2. the name and address within the Republic of the entity’s Registered Agent and a statement that the Registered Agent is to be its agent upon whom process against it may be served; and
3. the title(s), or if other than an officer of the entity, the basis of the authority of the person(s) executing the document.

## DOCUMENTS REQUIRED

Each application must be accompanied by the following documentation:

1. A certified copy of the articles, charter or other document upon which existence of the entity is based, issued by the appropriate governmental agency, and any relevant amendments thereto; and

 2. Evidence of the entity’s current existence either by a government document (e.g., Certificate of Good Standing) or if government certificate is not possible, by certification of an attorney of the jurisdiction that in his/her knowledge the entity has a current legal existence.

***Note:*** *All documents in a foreign language must be translated into English and certified by a qualified translator*.

The application should be prepared with one (1) original, signed and acknowledged copy and two (2) duplicate copies. Photocopies are acceptable as duplicate copies provided the signatures are legible. Applications shall be executed by signing above the printed name and title of the signatory. Applications may be acknowledged either: (1) before a notary public; or (2) by the person signing the instrument under penalty of perjury pursuant to section 5 of the Business Corporations Act.

The original acknowledged Registration as a Foreign Maritime Entity along with the duplicates shall be forwarded to any office of Marshall Islands Maritime and Corporate Administrators, Inc. for processing. When processing is complete, a duplicate copy of the application for Registration as a Foreign Maritime Entity, as filed, is returned to the client.

**REGISTRATION AS A**

**FOREIGN MARITIME ENTITY**

**UNDER SECTION 119**

**OF THE BUSINESS CORPORATIONS ACT**

The (***Board of Directors, Management***) of (***name of Company***), having adopted a resolution to apply to the Registrar of Corporations of the Republic of the Marshall Islands for registration as a Foreign Maritime Entity, hereby certify:

1. The name of the Entity is: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

2. The Entity was organized under the laws of (*name of jurisdiction*) on the        day of                       ,         , as a (*type of Entity*).

3. The Entity has the power to own or operate vessels.

4. The Entity has the capacity to sue and be sued in its own name.

5. The address of the principal place of business of the Entity is:

***[If the principal place of business is NOT in the jurisdiction of the***

***Creation of the Entity ALSO INDICATE the name and address of its***

***Lawful fiduciary or legal representative within its jurisdiction of creation***

***or the registered address]***

The Entity hereby undertakes to notify its Registered Agent in the Marshall Islands of any change in the address of its principal place of business by filing with its Registered Agent a written notice of such change.

6. The full name(s) and address(es) of the person(s) vested under the law with management of the Entity at the time of this application is(are):

7. The address of the Registered Agent of the Foreign Maritime Entity within the Marshall Islands is Trust Company Complex, Ajeltake Road, Ajeltake Island, Majuro, Marshall Islands MH96960. The name of the Registered Agent upon whom process may be served at such address is The Trust Company of the Marshall Islands, Inc.

8. This Registration as a Foreign Maritime Entity shall be effective as of the filing of this document with the Registrar of Corporations.

IN WITNESS WHEREOF, the undersigned has executed this Registration as a Foreign Maritime Entity on this day of , 20 .

Authorized Person

PRINT NAME & TITLE

**OPTIONAL NOTARIAL STATEMENT:**

**SS.:**

On this day of , 20 , before me personally came \_\_\_\_\_\_\_\_\_\_\_\_\_

known to me to be the individual described in and who executed the foregoing instrument and he/she duly acknowledged to me that the execution thereof was his/her act and deed.

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

*NOTE: This outline form is a service for the purpose of adaptation to the particular needs of individual situations and should under no circumstances be used by anyone without consulting legal counsel.*