

Выпуск № 14
Февраль 2014



American Corporate Services, Inc.

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Уважаемые Коллеги!

Мы рады предложить Вашему вниманию очередной выпуск нашего Корпоративного Информационного Бюллетеня.

В нём мы приводим список профессиональных выставок и конференций в штатах Калифорния и Невада. Надеемся, эта информация окажется для Вас полезной.

Мы также рады сообщить о скидках на регистрацию компании в Гонконге и открытию для нее банковского счета.

Обо всём этом, и не только, читайте ниже.

И, пожалуйста, не забывайте «фолловить» нас и «лайкать» в Twitter, Facebook и LinkedIn, ссылки на которые Вы найдете слева от этого блока.

Просмотреть этот выпуск Вы также можете, пройдя по этой [ссылке](#).

Будем рады получить от Вас вопросы и постараемся как можно подробнее на них ответить.

Успехов!

Dr. Gregory Finkelson
President
E-mail: GFinkelson@usa-accs.com
SKYPE: AmericanCorporateServices

Пожалуйста, следуйте за нами в

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Уважаемые Партнеры и Коллеги,

Компания «American Corporate Services, Inc.» рада предложить Вам новые скидки!

Вы можете получить скидку в **\$1000** на услугу по регистрации компании в Гонконге и открытию для неё банковского бизнес счета.

В период с 1 марта по 30 апреля 2014 года мы зарегистрируем Вам компанию и поможем открыть банковский счет всего за **\$2000**.

Обращаться к нам!

Успехов и процветания Вашему бизнесу!

E-mail: info@usa-accs.com

Тел: +1 (415) 682-2550

SKYPE: AmericanCorporateServices

Русскоязычная Книга об Иммиграции в США:

«Green Card через Инвестиционную визу EB-5. Просто о сложном».

Заказ вы можете сделать по этой [ссылке](#).

Будем рады услышать Ваши отзывы о прочитанном, а также ответить на возникшие у Вас вопросы.

ПРИГЛАШЕНИЕ ПОСЕТИТЬ САН-ФРАНЦИСКО

AMERICAN CORPORATE SERVICES, Inc.

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Уважаемые Коллеги!

Мы рады сообщить, что в 2014 году нашей Компании исполнится 23 года.

Мы благодарны Клиентам, которые сотрудничают с нами все эти годы – без постоянных клиентов не было бы нашей Компании.

В знак благодарности за Вашу многолетнюю поддержку, мы предлагаем

Вам присоединиться к нашему торжеству и посетить Сан-Франциско (СФ) в любое удобное для Вас время.

Для Вас в качестве подарка мы предлагаем:

- Официальное Приглашение для получения въездной визы США
- Ужин в одном из самых респектабельных ресторанов СФ.

По Вашему желанию мы поможем с организацией следующих сервисов и мероприятий:

- Встреча и проводы в Аэропорту СФ;
- Резервирование отеля;
- Экскурсии по СФ и окрестностям;
- Посещение Международных Выставок по интересующей Вас тематике;
- Ознакомление с объектами жилой и коммерческой недвижимости СФ и окрестностей;
- Встреча с Иммиграционным Адвокатом;
- Встреча с Корпоративным Адвокатом;
- Встреча с бухгалтером и специалистом по налогообложению США;
- Поиск партнёров, товаров, сервисов;
- Открытие личных и бизнес счетов в первоклассных Банках США;
- Регистрация Частных Компаний, Партнёрств, Корпораций и LLC;
- и так далее.

Мы постараемся удовлетворить любые Ваши запросы и интересы.

Мы будем рады Вас видеть в Сан-Франциско и сделаем максимум возможного для того, чтобы Ваша поездка была не только полезной, но и приятной.

Для согласования условий и дат Вашей поездки, пожалуйста, обращайтесь в наш головной Офис в Сан-Франциско.

До скорой встречи!

Dr. Gregory Finkelson, President

Выставки и Конференции в Калифорнии и Неваде.

Мы полагаем, что Вам, как собственнику бизнеса, или просто интересующемуся последними достижениями в области экономики, науки, техники, культуры и искусства, будет интересно ознакомиться с графиком выставок, запланированных в городах Сан-Франциско, Лос-Анжелес и Лас-Вегас в мае, июне и июле 2014 года.

Таким образом, заранее спланировав поездку в Калифорнию, Вы можете успешно совместить Ваш отпуск и командировку, а значит «приятное с полезным».

Мы уверены, что посещение такого рода мероприятий поможет Вам в развитии Вашего бизнеса, приобретению необходимых контактов, знакомств или же просто натолкнуть Вас на новые идеи, воодушевить на новые результаты.

Всю подробную информацию Вы можете получить по ссылке: <http://business-visa-usa.ru/TradeShowsforNewsletter-011714.xlsx>.

Будем рады оказать Вам визовую поддержку.

До встречи в Сан-Франциско!

Прилагаем Вашему вниманию список готовых компаний:

ПАНАМА

Yizare Group Corp. – дата регистрации 14.02.2014
Illora International Inc. – дата регистрации 14.02.2014
Warifo Holdings, S.A. – дата регистрации 14.02.2014
Rosikol Business, S.A. – дата регистрации 14.02.2014
Surpark Group, S.A. – дата регистрации 28.01.2014
Espadur International, S.A. – дата регистрации 28.01.2014
Luremi Holding Inc. – дата регистрации 28.01.2014
Kerdiza International, S.A. – дата регистрации 22.01.2014
Lofruta Management, S.A. – дата регистрации 31.12.2013
Dent Way Trading Corp. - дата регистрации 20.01.2014
Parlick Business, S.A. - дата регистрации 20.01.2014
Acton Ventures Corp. - дата регистрации 07.01.2014
Letham Business Ltd, S.A. - дата регистрации 07.01.2014
Morton Business Ltd, S.A. - дата регистрации 07.01.2014
Pike Roan Ltd., S.A. - дата регистрации 30.10.2012
Stourport Management Ltd., S.A. - дата регистрации 28.09.2012
Tanum Estate, S.A. - дата регистрации 03.02.2009
Lippen Investments, S.A. - дата регистрации 16.12.2008
Mandurah Partners, S.A. - дата регистрации 01.02.2005
Rutherford Alliance, S.A. - дата регистрации 01.02.2005
Aspendale Assets, S.A. - дата регистрации 01.02.2005
Mandurah Alliance, S.A. - дата регистрации 01.02.2005
Alligator & CO, S.A. - дата регистрации 01.12.2004
Dunfermline, S.A. - дата регистрации 17.11.2004

Barnstaple, S.A. - дата регистрации 16.11.2004
Mandurah, S.A. - дата регистрации 16.11.2004

BVI

Grenberg Trading Limited - дата регистрации 18.03.2011

Обращаетесь к нам!

Успехов и процветания Вашему бизнесу!

E-mail: info@usa-acis.com

Тел: +1 (415) 682-2550

SKYPE: AmericanCorporateServices

Важные Вопросы

Мы проводим опрос на тему возросшей роли социальных сетей в нашей жизни.

Будем рады получить Ваше мнение на эту тему в виде ответов на анкету, состоящей всего из 3 вопросов.

Поучаствовать можно [здесь](#).

В знак благодарности за Ваши ответы мы бесплатно вышлем Вам книгу: "**Green Card через Инвестиционную визу EB-5. Просто о сложном**".

Уважаемые Партнеры и Коллеги,

Мы рады предложить Вам информационную стравку о регистрации компании и ведению бизнеса на Британских Виргинских Островах, а также о Трастах.

LOCATION:

The British Virgin Islands are a group of approximately 40 Islands and islets situated in the Eastern Caribbean approximately 60 miles east Puerto Rico and 180 miles northwest of Antigua. The resident population of the B.V.I. is approximately 27,000, of which the majority live on Tortola.

BUSINESS ENVIRONMENT:

The attractions of the British Virgin Islands as a financial centre are as follows:

- Political and economic stability
- Competitive administration costs
- Low direct taxation with tax exemption for certain classes of companies
- No capital gains, gift or wealth taxes and no death duties
- No exchange controls
- Modern corporate code
- Established trust laws
- Excellent communications worldwide
- Limited reporting requirements
- Professional expertise to assist individuals and companies using the jurisdiction
- Minimum of bureaucracy and red tape

GOVERNMENT & LEGAL SYSTEM:

The British Virgin Islands is a British Dependent Territory which has had responsibility for administering its own internal affairs since 1967. Independence from the United Kingdom is not an issue in local politics.

The head of Government is the Governor, who represents and is appointed by Her Majesty the Queen. The Governor administers the islands' affairs together with Cabinet and a House of Assembly.

The Islands' legal system is based on English common law and rules of equity, and on local statutes. The jurisdiction is part of the OECS Courts System with final appeal to the Privy Council in London.

THE ECONOMY:

The most significant sectors of the economy are offshore financial services and tourism. The B.V.I. is the world's largest offshore corporate domicile.

BANKING:

The British Virgin Islands Government maintains a restrictive policy on the granting of bank licenses at present limiting such licenses to affiliates and branches of recognized international banks.

The currency in use in the Islands is the United States Dollar. There are no exchange controls or restrictions on the movement of funds into and out of the Islands or on their conversion into other currencies.

TAX INFORMATION EXCHANGE AGREEMENTS:

The BVI has signed a number of Tax Information Exchange Agreements (TIEA) with various countries thereby placing BVI on the Organization Economic Cooperation Development (OECD) white list of compliant jurisdictions.

TYPES OF COMPANIES:

Companies incorporated in the British Virgin Islands are incorporated under the B.V.I. Business Companies Act.

BUSINESS COMPANIES:

The Business Companies Act, 2004, and its amendments, include a number of important provisions that make the BC an extremely versatile and adaptable corporate entity for private portfolio holding companies, trading companies, mutual funds and property holding companies. Significant features of a BC include:

- A minimum of one shareholder and one director.
- Registered and bearer shares can be issued and holders of either can convert such shares into the other type. Bearer shares are required to be held by an approved or authorized custodian.
- Purchase and ownership by the company of its own shares is permitted.
- Statutory power is given to BCs to engage in any lawful activity.
- No public record is maintained as to the identity of shareholders or directors.
- Board meetings can be held anywhere in the world and can be conducted by telephone.
- Exemption of company and shareholders from all B.V.I. income taxes and stamp duty.
- Administration of a BC within the B.V.I. does not subject the company to local income tax.
- A foreign corporation can continue as a BC without the need for reciprocal arrangements with the jurisdiction of original incorporation.
- Corporate domicile can be changed to another jurisdiction.
- Directors have power to protect the assets of the company by transferring assets to trustees, another company or legal entity, for the benefit of the BC, its beneficial owners or creditors.
- Application can be made to B.V.I. courts for an order that the BC disregard the action of a foreign government which expropriates or imposes confiscatory taxes upon the shares or other interests in an BC and to treat as members those persons whose shares or interests are subject to the action by the foreign government.
- The board of directors can determine and amend, by resolution, the rights attaching to classes of shares.

Incorporation procedures under the Act are simple and can normally be completed in one to two days. Copies of the Act can be obtained on request from Forward Associates Limited office.

BC STATUTORY FEES:

The government incorporation fee for a BC with par value and no par value shares having shares of up to 50,000 is \$350. If the number of shares 50,000 the incorporation fee is \$1,100.

The annual BC license fee is \$350 where the number of shares is less than or equal to 50,000 and \$1,100 where the number of shares is more than 50,000.

The annual license fee is payable in each year following the year of incorporation. For companies incorporated in the first half of the year the license fee is payable by May 31. For companies incorporated in the second half of the year the license fee is payable by November 30. A 10% penalty is imposed on payments up to two months late. A 50% penalty is imposed on payments made between the third and sixth month after their due date. A company is struck off the Register if the license fee is not paid by the sixth month after its due date. Application for restoration to the Register can be made upon payment of the applicable government restoration fee and all outstanding license fees and penalties.

A continuation fee of \$500 is payable where a company incorporated outside the B.V.I. wishes to register as a BC. Where the number of shares of the foreign company is more than 50,000 the continuation fee is increased to \$1,100.

DISCLOSURE:

At present there are no filing requirements for a company incorporated under the BVI Business Companies Act. However the registered agent has to maintain certain documents on file at their offices which include but are not limited to the following:

- Register of shareholders and Register of directors;
- the imprint of the Company's seal
- Confirmation of where the books and records of the Company are being kept

LIQUIDATIONS:

The BC Act contains comprehensive voluntary and involuntary liquidation provisions. We can assist companies to comply with the statutory liquidation requirements of the Act.

TRUSTS:

The trust is a well-established concept in common law originating in England during the Middle Ages. Underlying the trust is the concept of "dual ownership" – namely, that the legal title to property is vested in another. In many cases, settling assets on a trust better serves a person's purpose than placing them in a company. When a person transfers assets to a company in return for shares, he/she retains an indirect proprietary interest in those assets through the shares in the company. When he/she transfers the same assets to a trustee, he/she can effectively divest himself/herself of direct or indirect ownership of those assets yet retain control through the terms of the trust deed. Because of this basic difference in ownership, the trust is a useful financial and tax planning instrument.

As a common law jurisdiction the British Virgin Islands is frequently selected as the proper law and administrative status of trusts used for financial and estate planning purposes. Instruments of Settlement and Declarations of Trust frequently specify that the trust shall be governed by B.V.I. law.

COMMON TYPES OF TRUST:

BVI trusts may be discretionary or fixed interest in nature. This means that the trust assets can either be held for a class of beneficiaries with distributions being made at the discretion of the trustee (discretionary trusts) or alternatively the trust deed can set out the specific beneficial interests of each beneficiary, such as a right to the income earned by the trust assets (fixed interest trusts).

Additionally, BVI trusts can be established for charitable purposes or non-charitable purposes (the latter known as purpose trusts – as to which see below).

Where the trust assets consist only of shares in a BVI company, VISTA trusts are extremely popular.

PURPOSE TRUSTS:

Historically for a trust to be valid, with the exception of charitable trusts, it had to have identifiable beneficiaries. However, a number of offshore jurisdictions, including the BVI, have enacted legislation which enables trustees to hold property on trust to carry out or further purposes which cannot be classed as charitable.

The conditions in the legislation for purpose trusts require that:

- the purpose is specific, reasonable and possible;
- the purpose is not immoral, contrary to BVI public policy or unlawful;
- at least one trustee is a "designated person" (which usually results in the trustee being a licensed BVI trust company or a BVI Private Trust Company ("PTC")); and
- the trust instrument must appoint an enforcer, who cannot be a trustee and who must be provided with information about the trust, including trust accounts and copies of all trust deeds.

PERPETUITY PERIODS:

BVI trusts can exist for a maximum of 360 years, unless they are charitable trusts or purpose trusts, which may exist indefinitely.

RESERVED POWERS:

For a number of reasons, the settlor may wish to retain a level of control over specific elements of the running of a trust for himself or another, commonly the protector (if one is appointed). The BVI was one of the first offshore jurisdictions to bring in legislation concerning reserved powers. As a result, certain powers which are usually vested in the trustee, may instead be conferred on the settlor or protector or may only be exercisable by the trustee with the prior consent of the settlor or protector. Such provisions would be included in the trust deed if required.

Without limitation, these might include powers to:

- determine the law of which jurisdiction shall govern the trust;
- change the forum of the administration of the trust;
- remove and appoint new trustees; and
- exclude and include beneficiaries.

PRIVATE TRUST COMPANIES:

Since 2007, it has been possible in BVI to establish a PTC, which may act as trustee of trusts without the need to obtain a trust licence in BVI. In order to qualify for this exemption, the trustee must carry on only “related trust business” or “unremunerated trust business.”

PTCs have proved a very popular alternative, especially among ultra-high-net-worth families, as an alternative to appointing a third party trust corporation as trustee of family trusts, including VISTA trusts and purpose trusts.

PRACTICAL USES OF BVI TRUSTS:

BVI trusts may be created for a number of reasons, including:

- as an instrument for succession planning in the event of death or incapacity.
- to mitigate against tax liabilities.
- to protect assets (e.g. from exchange controls or other government interference).
- as a confidential way of holding assets.
- to protect beneficiaries who have difficulty in managing their own affairs.
- to circumvent forced heirship rules.
- to hold shares in a family company or in corporate transactions.
- as a vehicle for philanthropic giving.

The principal statute in the B.V.I. governing the establishment and operation of trusts is the Trustee Ordinance, 1961. The ordinance has been subject to two substantive changes since its enactment.

In 1993 the Ordinance was amended to incorporate a number of important developments in international trust practice. The 1993 amendments include:

- A 100 years perpetuity period may be stipulated in trust instruments.
- “Wait and see” rules to avoid a trust being found to be in violation of the rule against perpetuities.
- Rules relating to determining and changing the proper law of a trust.
- A prohibition on the enforceability of civil law forced heirship rules to transfers to B.V.I. Trusts.
- Rules governing the establishment of Purpose Trusts.
- Statutory recognition of the office of Protector.
- Standard trustee powers which may be included by reference in a trust instrument.

In 2004 the Virgin Islands Special Trusts Act (VISTA), 2003 came into force. VISTA introduced the following innovative changes to the local trust:

- Trustees will be permitted to hold shares in a company without fiduciary responsibility for the management or success of the company.
- Third parties (e.g. lenders) dealing with trusts will be able to enforce claims directly against the assets of a trust.
- Existing protections for trusts against forced heirship claims are strengthened.
- Settlers can prevent beneficiaries from unanimously agreeing to terminate a trust for a period of up to 20 years.
- Existing rules governing purpose trusts are expanded.

B.V.I. trusts are subject to \$200 Trust Duty payable on the execution of a B.V.I. trust deed. B.V.I. trusts are exempt from all local registration requirements and all B.V.I. taxes where the trust beneficiaries are not residents of the B.V.I.

MUTUAL FUNDS:

The Mutual Funds Act 1996 applies to all companies, trusts or partnerships, whether or not incorporated in the British Virgin Islands, which carry on the business of a mutual fund in or from within the B.V.I. The legislation provides a regulatory environment for the mutual funds industry which takes into account the unique features of offshore funds; in particular, the high percentage of mutual funds which cater to institutional investors and high net worth private individual investors.

The Act distinguishes between Private, Professional and Public Funds. All Private or Professional Funds carrying on business in or from within the B.V.I. must be recognized and all Public Funds carrying on business in or from within the B.V.I. must be registered. The Act also requires the licensing of Mutual Fund Administrators and Manager if they are incorporated in the B.V.I. or conduct their business from within the B.V.I.

Forward Associates Limited holds an unrestricted license to act as an Administrator or Manager of B.V.I. Mutual Funds.

We at Forward Associates Limited offer a comprehensive mutual fund administration service which includes ensuring compliance by funds with the requirement of the Mutual Funds Act.

SHIP REGISTRATION

The B.V.I. Registry of Ships allows registration of ships whose gross tonnage does not exceed 399 tons. B.V.I. Companies are able to own and register ships in the B.V.I., the UK and other UK dependencies, such as the Cayman Islands. Where a B.V.I. company wishes to register a vessel on the UK or Cayman registry, it must have a UK or Caymanian resident agent appointed for service of process.

Вопросы и ответы

Просим присылать все возникшие у Вас вопросы. Будем рады Вам ответить. Также просим присылать Ваши комментарии относительно рубрик и интересующих Вас тем для обзора в дальнейшем.

С уважением,

American Corporate Services, Inc.

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This message was sent for the sole purpose of testing a draft message.