










COMPANY TYPE/ STRUCTURE		SUGGESTED COMPANY TYPE UNDER THE ACT
Simple structure (sole member, husband/wife or family business, no special shareholder rights) or EPC with standard formation Mems & Arts.		New LTD with either Model Constitution under the Act or FCS Services' Template LTD Constitution.
EPC carrying out certain designated activities (credit institution, insurance undertakings, has listed debt)		DAC – work will be required to convert existing Articles under the Act
EPC having the following: <ul style="list-style-type: none"> • Shareholders Agreement or JV Arrangement • Requirement, or desire, to have an objects clause • Specific/different shareholder rights 	  	<ul style="list-style-type: none"> • DAC with bespoke Articles reflecting Agreements; if LTD is client's preference recommend share capital regulations be included. • DAC using either Model Constitution under the Act or FCS Services' template • Recommend DAC; however, in absence of clear instruction from shareholder(s) LTD could be used with special share capital regulations.
New Company having: <ul style="list-style-type: none"> • Shareholders' Agreement/JV Arrangements • Third party shareholders/stakeholders • Different/specific shareholder rights 	  	DAC with either : <ul style="list-style-type: none"> • Bespoke Constitution • Bespoke Constitution or Model Constitution under the Act with bespoke share capital regulations • Model Constitution under the Act or FCS Services' Template DAC Constitution with specific share capital regulations
New Company, as part of a group or controlling/influencing shareholders		LTD with either bespoke or FCS Services' Template Constitution <i>Note: If objects clause is required must be a DAC</i>

LEGEND: **EPC** Existing Private Company Limited by Shares **LTD** New model Private Company Limited by Shares
 DAC Designated Activity Company **MEMS & ARTS** Memorandum & Articles of Association