

# KEARNEY



# CURRAN

*Company Formations - Established 1986 - Company Searches*  
*e-mail: wcurrco@gmail.com*

Re: STRIKE OFF PROCEDURE

Dear Clients,

We enclose a resolution and strike off application forms for completion and signing. Please return to us with payment of €199.00.

In order to have the company struck off quickly and cheaply, it is intended that we be appointed as Assistant Secretary to assist in same.

Please let us know the following:

1. Name of company: \_\_\_\_\_
2. Date company ceased Trading: \_\_\_\_\_ OR Never Traded

**NOTES:** Check 'ROS' to ensure all filings are completed.

If annual return is due at CRO in a few weeks please file it now or extend the date by filing a B73 form.

3. Please confirm that the company filed accounts and payments to Revenue in respect of cessation date. YES  NO
4. Former Place of Business: \_\_\_\_\_
5. Tax Number of Company: \_\_\_\_\_
- 5A. If not registered and never traded please request another form from us which Revenue now insist on for such companies.
6. Did company trade under different business name YES  NO   
If yes state name: \_\_\_\_\_
7. Did company submit a VAT Claim after cessation date: YES  NO   
If yes, was it for accountancy fees: \_\_\_\_\_  
If no, please give reason: \_\_\_\_\_

Please note that annual returns/accounts must be filed up to date with the Companies Office before they will allow a company to be struck off and all tax items to be filed with Revenue up to cessation date.

Company Number: \_\_\_\_\_

Company Name: \_\_\_\_\_

Date Passed: \_\_\_\_\_

**A Written Special Resolution passed pursuant to the Articles of Association**

It was resolved:

To appoint Company Services Limited as assistant secretary of the company for the sole purpose of assisting in having the company struck off.

We being all the directors of the company hereby consent to the passing of this Special Resolution.

Signed: \_\_\_\_\_ Signed: \_\_\_\_\_

LETTER OF CONSENT

National Companies Unit  
Office of the Revenue Commissioners  
Compliance Branch 7  
PO Box 1  
Wexford

Date:

Re: \_\_\_\_\_ Company Number: \_\_\_\_\_  
In relation to Voluntary Strike Off request

Dear Sirs,

We confirm that we hereby permit the Revenue Commissioners to disclose to Kearney Curran & Company Unlimited Company of 41 Central Chambers, Dame Court, Dublin 2 to handle the company's request for a letter of no objection for a voluntary strike off and we further consent to the Revenue Commissioners disclosing taxation information for any tax heads that the applicant company may be registered for, to include outstanding tax returns and tax balances where appropriate to Kearney Curran & Company Unlimited Company for the sole purpose of a voluntary strike off request.

Kind regards

\_\_\_\_\_  
Director of the applicant company



**I/We,**  
*name(s) in block capitals*  
note one and note two


being the current director(s) (and currently notified to the CRO as such) of the company, hereby request the Registrar to strike the above named company off the register, pursuant to Section 733 of the Companies Act 2014, on the basis that the company is not carrying on business.

We confirm that the company passed a special resolution, made within the 3 months prior to the date of the application, in accordance with section 731(1)(b) Companies Act 2014, on:

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

I/We confirm that:

- The company has  ceased trading  has never traded
- The Company will not incur any liabilities, re-commence or commence trading, as applicable, in the period prior to its being struck off the register.
- As at the date of the application -
  - (i) the amount of any assets of the company does not exceed €150
  - (ii) the amount of any liabilities of the company (including contingent and prospective liabilities) does not exceed €150 and
  - (iii) the company is not a party to ongoing or pending litigation.
- All outstanding annual returns have been filed with CRO as at the date of this request, and all relevant fees and penalties, where applicable, have been paid.
- The above information is true and correct, according to the best of my/our knowledge, information and belief.

**\*\* ALL DIRECTORS MUST SIGN HERE**

Signature \_\_\_\_\_

Date

Signature \_\_\_\_\_

Date

Signature \_\_\_\_\_

Date

Signature \_\_\_\_\_

Date

This statement is an unsworn declaration of compliance with all the legal requirements relating to voluntary strike-off. It is a criminal offence pursuant to section 876 of the Companies Act 2014 for a person to knowingly or recklessly deliver a document to the CRO which is false in a material particular.

**Business Name**

Is the company the owner of a business name/business names?  Yes  No

If Yes, has the business name or have the business names been ceased?  Yes  No

*If appropriate, please see note three*

## NOTES ON COMPLETION OF FORM H15

**General** Every section of the form must be completed. This form must be completed correctly, in full, in accordance with the requirements of the Companies Act and with the following notes.

Section 733 Companies Act 2014 gives the Registrar power to strike companies off the register, which have requested strike-off. However, it is a power which he/she will use only if the director(s) of a company make a formal request to her/him to strike the name of the company off the register and the application for strike off complies **in full** with the following requirements.

**Step One:** A special resolution must be passed, resolving to apply to the Registrar for the company to be struck off the register on the ground that it has never carried on business or has ceased to carry on business and has also resolved that pending the determination of its application to be struck off, that the company will not carry on any business or incur any liabilities. The resolution must be made **within the 3 months** before the application and filed with the CRO.

**Step Two:** All outstanding annual returns have been filed by the company before the request for strike-off is made and relevant fees and any applicable late filing penalties in respect of such filings have been paid.

**Step Three:** A letter of no objection from the Revenue Commissioners is required to be attached to Form H15 and dated not more than three months before the date of the receipt of this application.

This should be requested in writing from:

National Companies Unit, Office of the Revenue Commissioners, PO Box 1, Wexford. Telephone: 053 9149300.

**Step Four:** An advertisement, in the format of the sample text below, is placed in one daily newspaper published and circulated nationwide in the Republic of Ireland, and attached to Form H15. This advertisement should appear in a newspaper **published not more than 30 days prior** to the delivery to the CRO of the application for voluntary strike off. The entire newspaper page (original) on which the highlighted advertisement appears should be submitted to the CRO with Form H15, as it is essential that both the name of the newspaper and the date of publication are displayed with the advertisement. (Photocopies will not be accepted). Please note that a single advertisement may be used to advertise the intention to apply for voluntary strike off of up to a maximum of six companies. In such cases, a separate Form H15 is required for each company.

NOTE: As it can take some time to complete steps 1 and 2 above, the advertisement should not be placed until the company is certain that it will have filed the Form H15, the Revenue letter of no objection and the outstanding annual returns.

**Step Five:** The director(s) of the company, currently recorded as such with CRO, submits a request for strike-off of the company using Form H15 overleaf.

**note one** Please tick the relevant box(es).

**note two** This form must be signed by **all the directors**.

**note three** If the company is the owner of a business name or names, the business name(s) should be ceased by filing Form RBN3 with the CRO. The Form RBN3 can be filed for FREE and can be completed on paper or online at [www.core.ie](http://www.core.ie)

Please note that an objection can be made to the voluntary strike-off of the company under section 732 Companies Act 2014 (using form H16). Equally, the company can cancel the application for strike-off itself by the submission of Form H17.

### Further information

**CRO address** When you have completed and signed the form, please file with the CRO. The Public Office is at Bloom House, Gloucester Place Lower, Dublin 1. The DX address is 145001. If submitting by post, please send with the prescribed fee to the Registrar of Companies at:

Companies Registration Office,  
O'Brien Road, Carlow, County Carlow

DX Address: 271004. DX Exchange: Carlow 2

**Payment** If paying by cheque, postal order or bank draft, please make the fee payable to the Companies Registration Office. Cheques or bank drafts must be drawn on a bank in the Republic of Ireland.

**Please carefully study the explanatory notes above. A Form H15 that is not fully completed or is not completed correctly will not be processed but will be rejected by the CRO and returned to the presenter.**

**FURTHER INFORMATION ON COMPLETION OF FORM H15 IS AVAILABLE  
FROM [WWW.CRO.IE](http://WWW.CRO.IE) OR BY EMAIL [INFO@CRO.IE](mailto:INFO@CRO.IE)**

