

(4) The signing of a document by an authorised person constitutes a declaration that the individual believes the facts stated therein are true.

Powers of Court

15. (1) If a person required to sign a document under this Act fails or refuses to do so, any other person who is adversely affected by the failure or refusal may apply to the Court to direct the signing of the document.

(2) If, on an application made under subsection (1), the Court finds that any person required to sign a document has failed or refused to do so, it—

(a) may order the person to sign the document; and

(b) may order the Registrar to register the document, whether or not the document has been signed.

(3) If a person required to execute an LLC agreement or amendment thereof fails or refuses to do so, any other person who is adversely affected by the failure or refusal may apply to the Court to direct the execution of the LLC agreement or amendment thereof.

(4) If the Court finds in respect of subsection (1) that the LLC agreement or amendment thereof should be executed and that any person required to execute the LLC agreement or amendment thereof has failed or refused to do so, it shall make an order granting appropriate relief.

Filing requirements

16. (1) The original signed copy of the articles of formation or any articles of amendment or cancellation (or of any judicial order of amendment or cancellation), and of any articles of merger or consolidation and of any restated articles shall be filed with the Registrar.

(2) A person who signs a document as an agent or fiduciary need not show evidence of his authority as a prerequisite to filing.

(3) The amendment or restatement of articles of formation shall be effective upon—

(a) the acceptance by the Registrar for filing of a certificate of amendment or restatement;

(b) the filing of a judicial order of amendment; or

(c) such future date or time as may be specified in the certificate of amendment or restatement or the judicial order of amendment, as the case may be.

Certificate of formation is notice

17. The fact that a certificate of formation has been issued by the Registrar is notice that the entity formed in connection with the issue of the certificate of formation is an LLC formed under the laws of Anguilla and of all other facts specified therein as required pursuant to section 11.

Restated articles

18. (1) An LLC may integrate into a single instrument all the provisions of its articles of formation that are then in effect and operative as a result of the filing of one or more articles of amendment