



Dipåtamenton Kontribusion yan Adu'ána

DEPARTMENT OF

REVENUE AND TAXATION

GOVERNMENT OF GUAM

Gubetnamenton Guáhan

FELIX P. CAMACHO, Governor Maga'láhi
KALEO S. MOYLAN, Lt. Governor Tifente Gubetnadot

ARTEMIO B. ILAGAN, Director
Direktot
JOHN P. CAMACHO, Deputy Director
Segundo Direktot

REQUIREMENTS FOR REGISTERING A NON-PROFIT CORPORATION ON GUAM

A corporation is an artificial being created by operation of law, having the right of succession and the powers, attributes, and properties expressly authorized by law or incident to its existence.

Under Section 2104, Title 18, Guam Code Annotated, the Articles of Incorporation must be filed in the Department of Revenue and Taxation, duly executed and acknowledged before any person authorized to administer oaths.

ARTICLES OF INCORPORATION SHALL STATE:

CODE PROVISIONS

REQUIREMENTS

Section 2105

1. **NAME** of the Corporation
2. **PURPOSE** for which it is formed
3. **LOCATION** principal office of the corporation is to be established or located, which place **MUST BE IN GUAM**
4. **NAMES** and **RESIDENCES** of the incorporators
5. **TERMS** of existence **MUST NOT EXCEED FIFTY (50)** years
6. **DIRECTORS** must not be less than three (3) nor more than seven (7) and the names and residences of the persons who are appointed to act as such until the first annual meeting of the shareholders and provided or until the election and qualification of their successors and provided by the bylaws.

Section 2103

Corporation formed by the voluntary association of three (3) or more persons

Section 2106

CORPORATIONS: Before any corporation may file with the Department of Revenue and Taxation, its articles or an amendment to its articles, or an agreements for consolidation or merger, which would permit the corporation to conduct the business of acting as **EXECUTOR, ADMINISTRATOR, GUARDIAN OF ESTATES, ASSIGNEE, RECEIVER, DEPOSITORY** or **TRUSTEE** under appointment of any court or by authority of law, there must be attached thereto a **CERTIFICATE OF APPROVAL** of the **GOVERNOR OF GUAM**

Section 2107

FEE---(Filing of Articles)-----Twelve & Fifty cents (\$12.50) dollars
(Filing of By Laws)----Ten (\$10.00) dollars

Section 2108

DIRECTORS NAME MUST SIGN ARTICLES: Each person named therein as director must sign the Articles of Incorporation and acknowledge such execution before a person authorized by law to administer oaths.

Section 2109

STATEMENT OF TREASURER. That the Treasurer is a residence of Guam.

Section 2110

NAME OF CORPORATION. (a)The Director of Revenue and Taxation shall not file Articles of Incorporation which set forth a name which is likely to mislead the public or which is the same as, or resembles or closely as to tend to deceive. (b) The use by a corporation of a name in violation of the section may be enjoined, notwithstanding the filing of its Articles of Incorporation by the Director of Revenue and Taxation. (c)The Director of Revenue and Taxation shall file Articles of Incorporation setting forth a name in which the word "TRUST" or "TRUSTEE" appear, unless upon a **CERTIFICATE OF APPROVAL** of the **GOVERNOR OR GUAM**.

Section 2208

The **SECRETARY** or **TREASURER** of the corporation **MUST** be a **RESIDENT OF GUAM**.

PLEASE NOTE: Public Law 20-175, Articles and By-laws should be prepared by Attorneys-at-Law