



NEVIS LIMITED LIABILITY COMPANY FACT SHEET

OVERVIEW

A Nevis Limited Liability Company (LLC) is a flexible corporate entity established under the Nevis Limited Liability Company Ordinance. It combines elements of partnerships and companies, offering limited liability, contractual flexibility, and a separate legal personality.

Nevis LLCs are widely used as holding, investment, and operating vehicles, and are frequently employed within trust or foundation structures to hold underlying assets. The jurisdiction is recognised for its business-friendly legislation, confidentiality, and efficient administration.

This structure is suitable for individuals, families, and corporate groups seeking a flexible and tax-neutral entity for international asset holding or structuring purposes.

PURPOSE AND USE

Nevis LLCs are commonly used as flexible holding, investment, and operating entities, including:

- Underlying holding companies for Nevis trusts or foundations, and for Cook Islands trust structures, allowing the structure to benefit from both Cook Islands trust law and Nevis LLC legislation in multi-jurisdictional planning
- Holding investment portfolios, real estate, and operating businesses
- Management or investment entities controlled by appointed managers
- Joint venture and family investment structures
- Asset segregation and risk management within international private wealth arrangements

ASSET PROTECTION

- **Fraudulent transfer protection:** Transfers of property to a Nevis LLC are protected from creditor clawback by fraudulent transfer provisions closely modelled on those found in Nevis trust legislation, subject to applicable statutory limitations.
- **Sole remedy – charging order:** The sole remedy available to a creditor of a Nevis LLC member is a non-renewable three year charging order over the member's interest in the LLC. The charging order does not permit a creditor to force distributions, interfere in management or voting decisions, or cause the LLC to be liquidated.
 - **Example:** A creditor with a foreign judgment must apply to the Nevis High Court and post a bond. If a charging order is granted, it is the creditor's sole remedy and only entitles them to receive distributions if and when the LLC chooses to make them. The creditor cannot force distributions, participate in management, or liquidate the LLC, and the charging order expires after a single, non-renewable three-year period.
- **Exclusive Nevis jurisdiction, foreign judgements not recognised:** Only Nevis law governs matters relating to the LLC and transfers of assets to it. Foreign court judgments are not enforceable and creditors must commence proceedings in the Nevis High Court.
- **Mandatory creditor bond:** Creditors are generally required to post a bond before commencing proceedings, acting as a significant deterrent to speculative or hostile claims.
- **Structural use:** While a Nevis LLC offers strong procedural protections, it is most effective when used as part of a broader trust or foundation structure.

KEY CHARACTERISTICS

- Established under the Nevis Limited Liability Company Ordinance
- A separate legal entity with limited liability for its members
- Highly flexible internal governance governed by an operating agreement
- May be member-managed or manager-managed
- No minimum capital requirements
- Members and managers may be individuals or corporate entities
- Stable and well-established offshore legal environment
- The internal affairs of a Nevis LLC are governed by a private operating agreement
- **Tax:** Nevis LLCs are generally tax-neutral, with no local taxation on non-Nevis sourced income. LLCs are commonly treated as pass-through entities for tax purposes in the member's home jurisdiction, subject to applicable local tax laws.
- **Confidentiality:** There is no public register of members or operating agreements, and disclosure of ownership or management information is restricted, subject to applicable regulatory, legal, and court-ordered requirements.