**Form 338**

**THE UNITED REPUBLIC OF TANZANIA**

**BUSINESS REGISTRATIONS AND LICENSING AGENCY**

**Members’ Voluntary Winding-Up Declaration of Solvency**

**Pursuant to section 338 of the Companies Act 2002**

To the Registrar of Companies

|  |  |
| --- | --- |
| Company Number |  |
|  |  |
| Company Name  (in Full) |  |
|  |  |

|  |  |
| --- | --- |
| I, we:  (name(s)) |  |
|  |  |
| of:  (address(es)) |  |
|  |  |

attach a declaration of solvency embodying a statement of assets and liabilities.

Signed………………………………………………………………… Date………………………

NAME IN BLOCK LETTERS:

FOR OFFICIAL USE ONLY.

**Form 338**

|  |  |
| --- | --- |
| Company Number |  |
|  |  |
| Company Name  (in Full) |  |
|  |  |
|  |  |
| Presented by: |  |

**Declaration of Solvency**

|  |  |
| --- | --- |
| I, we:  (name(s)) |  |
|  |  |
| of:  (address(es)) |  |
|  |  |

being [all the] [the majority of the] directors of the above-named company (“the Company”) do solemnly and sincerely declare that we have made a full inquiry into the affairs of the Company, and that, having done so, we have formed the opinion that the Company will be able to pay its debts in full with a period of…… months\* from the commencement of the winding up.

(\***Note: the period must not exceed 12 months)**

We append a statement of the Company’s assets and liabilities as at………………………, being the latest practicable date before the making of this declaration.

We make this solemn declaration conscientiously believing it to be true.

Signed…………………………………………………………………………………………

|  |  |
| --- | --- |
| Declared at |  |
|  |  |
| Before me  (please print name) |  |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| Signed | |  | Date |  | |
|  | A commissioner for oaths or Notary Public | | | |

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**Form 338**

**Statement as at ……………… showing assets at estimated realisable values and liabilities expected to rank**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Assets and Liabilities** | | | Estimated to realise or to rank for payment (TSh) | |
| **Assets:** | | |  | |
| Balance at bank | | | NIL | |
| Cash in hand | | | NIL | |
| Bills receivable | | | NIL | |
| Trade debtors | | | NIL | |
| Loans and advances | | | NIL | |
| Unpaid calls | | | NIL | |
| Stock in trade | | | NIL | |
| Work in progress | | | NIL | |
|  | | |  | |
| Property | | | NIL | |
| Plant and machinery | | | NIL | |
| Furniture, fittings, utensils, etc. | | | NIL | |
| Patents, trade marks etc. | | | NIL | |
| Investments other than marketable securities | | | NIL | |
| Other property, viz | | | NIL | |
| **Estimated realisable value of assets** | | | NIL | |
| **Liabilities** | | |  | |
| Secured on specific assets, viz | | |  | |
| Secured by floating charge(s) | | |  | |
| Estimated cost of liquidation and other expenses (including interest accruing until payment of debts in full) | | | NIL | |
|  | | | |  |
| Unsecured creditors (amounts estimated to rank for payment) | | | |  |
| Trade accounts |  |  | |  |
| Bills payable |  |  | |  |
| Other liabilities |  |  | | NIL |
| Contingent liabilities |  |  | |  |
| **Estimated surplus after paying debts in full** | | | | NIL |

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