

Definition of Intellectual Property core income generating activities of a Belize IBC in accordance with Part VI A of the 2018 Amendment of the IBC Act of Belize.

(h) In respect of intellectual property holding business –

- i. taking strategic decisions and managing (as well as bearing) the principal risks related to development and subsequent exploitation of the intangible asset generating income,
- ii. taking the strategic decisions and managing (as well as bearing) the principal risks relating to acquisition by third parties and subsequent exploitation and protection of the intangible asset,
- iii. carrying on the underlying trading activities through which the intangible assets are exploited leading to the generation of revenue from third parties,
- iv. research and development, branding or distribution.

“A company under the Act which has been in existence at 30 June 2018 and was conducting any business in relation to research and development or owns intellectual property assets may apply to [the International Financial Service Commission] for determination of whether it may continue operating within the regime of International Business Companies Act that would have been required if this Act had not come into force, in which case the application is to be dealt with in all respects as if this Act had not come into force.”

- Any company dedicated to holding assets, income, or revenue resulting from Intellectual Property, must cease to do so. IBCs are no longer allowed to hold IPs.
- Penalty for noncompliance to the new IP regulations are:
 - \$25,000 in the case of a first offence
 - \$100,000 in the case of a second or subsequent offence

If you have companies holding IP, you must transfer the IP to another company immediately. We can assist you in migrating your company to a comparable jurisdiction [before the December 2018] or in establishing a new one and you transferring the assets to the new company.