

# What is the difference between a close corporation, a company and a trust?

## **CREATION**

CC: Registration of founding statement at the Companies Office

Company: Registration of articles of association and statutes at the Companies Office

Trust: Registration of trust deed at Master of the Supreme Court's Office

## **EQUITY**

CC: Members hold members interest (maximum ten and only natural persons)

Company: Shareholders hold shares

Trust: Trustees hold trust assets on behalf of trust for the benefit the beneficiaries

## **MANAGEMENT**

CC: Members

Company: Directors

Trust: Trustees

## **INCOME**

CC: Members

Company: Shareholders in the form of dividends

Trust: Beneficiaries either stipulated by trust deed or in the discretion of trustees in the case of a discretionary trust

## **CONTRACTS**

CC: Association agreement (optional)

Company: Memorandum

Trust: Trust deed