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Company formation Fact Sheet – Austria (August 2012)

Types of company	<ol style="list-style-type: none"> 1. Offene Gesellschaft (OG) ⇒ partnership 2. Kommanditgesellschaft (KG) ⇒ limited commercial partnership 3. Gesellschaft mit beschränkter Haftung (GmbH) ⇒ Ltd 4. Aktiengesellschaft (AG) ⇒ PLC
Formation requirements	<ol style="list-style-type: none"> 1. - 2. memorandum of partnership registration in the companies register signatures of all members of the company 3. - 4. memorandum of Association and statute of the company registration in the companies register probe of the signatures of the directors proof of paid capital issued by the bank reports of the foundation for the AG
Shareholders and capital	<ol style="list-style-type: none"> 1. at least 2 shareholders capital depends on the memorandum of partnership 2. at least 2 shareholders (1 limited partner and 1 unlimited partner) capital depends on the partnership agreement 3. at least 1 shareholder capital minimum € 35.000,00 4. at least 1 shareholder capital minimum € 70.000,00 (it is enough if half of the capital of the GmbH/AG is paid - in this case the shareholder(s) is (are) liable for the rest of the capital)
Duration of procedure	1. - 4. minimum between 1 to 2 weeks
Incorporation costs	<ol style="list-style-type: none"> 1. - 2. minimum € 1.000,00 3. minimum € 2.000,00 4. minimum € 3.000,00
Management requirements	<ol style="list-style-type: none"> 1. in general every shareholder can represent the OG 2. in general only unlimited partners can represent the KG 3. there are no requirements, only a natural person can be director, the minimum age is 18 years, no minimum or maximum of the numbers of directors is decreed 4. the minimum number of the members of the supervisory board is three, the maximum is twenty, the minimum age is 18 years, it is enough that there is one member in the board of directors, only a natural person can be director, the minimum age is 18 years, in both forms there are national or residence requirements
Publicity requirements	<ol style="list-style-type: none"> 1. - 2. names and dates of the members dates connected with articles of association limited partner's capital contribution (KG) 3. names and dates of the shareholders dates connected with articles of association disclosure of annual balance sheet (further publication duties depend on size of the company) 4. names and dates of the members of the BoD + supervisory board dates connected with articles of association disclosure of annual balance sheet

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