

# NEWSFRONT

## GREEK SHIPPING INTELLIGENCE

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### LEGAL OPINION

#### Revocation of the establishment license for law 89 companies

A foreign company is regulated, as far as its incorporation and legal personality are concerned, by the law of its country of incorporation provided, (1) it is a company that owns or manages Greek flag vessels at present or in the past, or (2) it is a maritime company or other activity established in Greece by virtue of Law 89, or (3) it is a company owning or managing foreign flag vessels, with such vessels being managed at present or in the past by companies established in Greece by virtue of Law 89.

Where a company is established under Law 89 and its establishment license is revoked, the following applies: Companies under (2) above, are not any more considered as ruled by their country of incorporation law. Instead, they are considered as de facto Greek partnerships and are ruled by Greek law. Companies under (1) and (3) above do not lose their treatment as foreign companies.

Piraeus One membered Court of Appeal Judgment no 149/2015, Judge: I. Apostolopoulou, Attorneys at law: A. Routsis, K. Tatakis, Maritime Law Review vol. 43, p. 40.

NOTE: A company being treated as de facto Greek partnership has various effects, the most serious of which is that the partner is personally liable for debts of the company.

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