



ÅRSREGNSKAPET FOR REGNSKAPSÅRET 2018 - GENERELL INFORMASJON

Enheten

Organisasjonsnummer: 986 924 833
Organisasjonsform: Norskreg. utenlandsk foretak
Foretaksnavn: MÆRSK INNOVATOR NORGE
Forretningsadresse: Moseidveien 19
4033 STAVANGER

Regnskapsår

Årsregnskapets periode: 01.01.2018 - 31.12.2018

Konsern

Morselskap i konsern: Nei

Regnskapsregler

Regler for små foretak benyttet: Nei
Benyttet ved utarbeidelsen av årsregnskapet til selskapet: Regnskapslovens alminnelige regler

Årsregnskapet fastsatt av kompetent organ

Bekreftet av representant for selskapet: Torill Terese Olufsen
Dato for fastsettelse av årsregnskapet: 30.06.2019

Grunnlag for avgivelse

År 2018: Årsregnskapet er elektronisk innlevert
År 2017: Tall er hentet fra elektronisk innlevert årsregnskap fra 2018

Det er ikke krav til at årsregnskapet m.v. som sendes til Regnskapsregisteret er undertegnet. Kontrollen på at dette er utført ligger hos revisor/enhetens øverste organ. Sikkerheten ivaretas ved at innsender har rolle/rettighet for innsending av årsregnskapet via Altinn, og ved at det bekreftes at årsregnskapet er fastsatt av kompetent organ.

Brønnøysundregistrene, 05.09.2020



Resultatregnskap

Beløp i: NOK	Note	2018	2017
RESULTATREGNSKAP			
Inntekter			
Salgsinntekt		462 935 521	854 678 466
Annen driftsinntekt		39 004 181	60 045 584
Sum inntekter		501 939 702	914 724 050
Kostnader			
Lønnskostnad	2, 6	115 540 965	192 526 169
Annen driftskostnad	2, 6, 11	367 877 866	670 046 152
Sum kostnader		483 418 831	862 572 321
Driftsresultat		18 520 871	52 151 728
Finansinntekter og finanskostnader			
Annen renteinntekt		1 028 322	1 260 715
Annen finansinntekt		9	25 127 965
Sum finansinntekter		1 028 331	26 388 680
Annen rentekostnad		9 593	46 968
Annen finanskostnad		20 637 329	6 607 072
Sum finanskostnader		20 646 922	6 654 040
Netto finans		-19 618 591	19 734 640
Ordinært resultat før skattekostnad		-1 097 720	71 886 368
Skattekostnad på ordinært resultat	3	-199 552	17 387 055
Ordinært resultat etter skattekostnad		-898 168	54 499 313
Årsresultat		-898 168	54 499 313
Årsresultat etter minoritetsinteresser		-898 168	54 499 313
Totalresultat		-898 168	54 499 313
Overføringer og disponeringer			



Resultatregnskap

Beløp i: NOK	Note	2018	2017
Utbytte	5		147 645 000
Overføringer til/fra annen egenkapital	5	-898 168	-93 145 687
Sum overføringer og disponeringer		-898 168	54 499 313



Balanse

Beløp i: NOK	Note	2018	2017
BALANSE - EIENDELER			
Anleggsmidler			
Immaterielle eiendeler			
Utsatt skattefordel	3	1 137 952	938 400
Sum immaterielle eiendeler		1 137 952	938 400
Sum anleggsmidler		1 137 952	938 400
Omløpsmidler			
Varer			
Sum varer	3		
Fordringer			
Kundefordringer	6, 14	3 101 999	147 619 153
Andre fordringer	14	120 169	649 863
Krav på innbetaling av selskapskapital	13	39 603 533	219 098 518
Sum fordringer	10	42 825 701	367 367 535
Bankinnskudd, kontanter og lignende			
Bankinnskudd, kontanter og lignende	8	98 737	1 860 926
Sum bankinnskudd, kontanter og lignende		98 737	1 860 926
Sum omløpsmidler		42 924 438	369 228 460
SUM EIENDELER		44 062 390	370 166 860
BALANSE - EGENKAPITAL OG GJELD			
Egenkapital			
Innskutt egenkapital			
Selskapskapital	5	18 518 175	19 416 343
Sum innskutt egenkapital		18 518 175	19 416 343
Sum egenkapital		18 518 175	19 416 343



Balanse

Beløp i: NOK	Note	2018	2017
Gjeld			
Langsiktig gjeld			
Andre avsetninger for forpliktelser	4	999 997	4 079 997
Sum avsetninger for forpliktelser		999 997	4 079 997
Annen langsiktig gjeld			
Sum langsiktig gjeld		999 997	4 079 997
Kortsiktig gjeld			
Leverandørgjeld	6	13 962 532	118 550 581
Betalbar skatt	3		16 363 154
Skyldige offentlige avgifter		98 783	2 650 715
Utbytte			147 645 000
Annen kortsiktig gjeld		10 482 903	61 461 072
Sum kortsiktig gjeld	10	24 544 218	346 670 520
Sum gjeld		25 544 215	350 750 518
SUM EGENKAPITAL OG GJELD		44 062 390	370 166 860



To the General Meeting of Maersk Innovator Norge

Independent Auditor's Report

Report on the Audit of the Financial Statements

Opinion

We have audited the financial statements of Maersk Innovator Norge, which comprise the balance sheet as at 31 December 2018, the profit and loss statement and cash flow statement for the year then ended, and notes to the financial statements, including a summary of significant accounting policies.

In our opinion, the accompanying financial statements are prepared in accordance with law and regulations and give a true and fair view of the financial position of the Company as at 31 December 2018, and its financial performance and its cash flows for the year then ended in accordance with the Norwegian Accounting Act and accounting standards and practices generally accepted in Norway.

Basis for Opinion

We conducted our audit in accordance with laws, regulations, and auditing standards and practices generally accepted in Norway, including International Standards on Auditing (ISAs). Our responsibilities under those standards are further described in the *Auditor's Responsibilities for the Audit of the Financial Statements* section of our report. We are independent of the Company as required by laws and regulations, and we have fulfilled our other ethical responsibilities in accordance with these requirements. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

Emphasis of matter

We draw attention to the Board of Director's report to these financial statements, which refers to the intention of the management of Maersk Innovator Norge to liquidate the company subsequent to the balance sheet date, subject to approval from the company's shareholders. These financial statements have therefore been prepared using a liquidation basis of accounting. Our opinion is not modified in respect of this matter.

Other information

Management is responsible for the other information. The other information comprises information in the annual report, except the financial statements and our auditor's report thereon.

Our opinion on the financial statements does not cover the other information and we do not express any form of assurance conclusion thereon.

In connection with our audit of the financial statements, our responsibility is to read the other information and, in doing so, consider whether the other information is materially inconsistent with

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T: 02316, org. no.: 987 009 713 VAT, www.pwc.no

State authorised public accountants, members of The Norwegian Institute of Public Accountants, and authorised accounting firm



Independent Auditor's Report - Maersk Innovator Norge

the financial statements or our knowledge obtained in the audit or otherwise appears to be materially misstated.

If, based on the work we have performed, we conclude that there is a material misstatement of this other information, we are required to report that fact. We have nothing to report in this regard.

Responsibilities of the Board of Directors and the Managing Director for the Financial Statements

The Board of Directors and the Managing Director (management) are responsible for the preparation in accordance with law and regulations, including fair presentation of the financial statements in accordance with the Norwegian Accounting Act and accounting standards and practices generally accepted in Norway, and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is responsible for assessing the Company's ability to continue as a going concern, disclosing, as applicable, matters related to going concern. Management has decided to liquidate the Company.

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with laws, regulations, and auditing standards and practices generally accepted in Norway, including ISAs will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these financial statements.

For further description of Auditor's Responsibilities for the Audit of the Financial Statements reference is made to <https://revisorforeningen.no/revisjonsberetninger>

Report on Other Legal and Regulatory Requirements

Opinion on the Board of Directors' report

Based on our audit of the financial statements as described above, it is our opinion that the information presented in the Board of Directors' report concerning the financial statements, the assumption to liquidate the Company and the proposed allocation of the result is consistent with the financial statements and complies with the law and regulations.

(2)



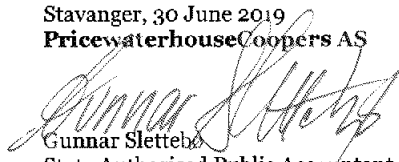
Independent Auditor's Report - Maersk Innovator Norge



Opinion on Registration and Documentation

Based on our audit of the financial statements as described above, and control procedures we have considered necessary in accordance with the International Standard on Assurance Engagements (ISAE) 3000, *Assurance Engagements Other than Audits or Reviews of Historical Financial Information*, it is our opinion that management has fulfilled its duty to produce a proper and clearly set out registration and documentation of the Company's accounting information in accordance with the law and bookkeeping standards and practices generally accepted in Norway.

Stavanger, 30 June 2019
PricewaterhouseCoopers AS


Gunnar Slettebo
State Authorised Public Accountant



MÆRSK INNOVATOR NORGE

(Norwegian branch of Foreign Corporation)

Statutory accounts 2018

(All figures in NOK)



Annual report 2018

MÆRSK INNOVATOR NORGE is the Norwegian branch of the Danish entity MÆRSK INNOVATOR NORGE A/S and has during 2018 rented the drilling rig "MÆRSK INNOVATOR" from Maersk Drilling North Sea A/S, Denmark.

Operation and employment

In 2018, the company has operated the rig "MÆRSK INNOVATOR" under a drilling contract with ConocoPhillips Skandinavia AS on the Norwegian continental shelf.

The contract with ConocoPhillips Skandinavia AS ended in July 2018. "MÆRSK INNOVATOR" has left the Norwegian continental shelf and moved to the UK, where it has commenced drilling for Nexen UK.

It is likely that a deregistration process will be commenced. The financial statement is prepared under the assumption the Norwegian branch will become deregistered.

Employees and working environment (internal)

Our yearly HSE culture campaign is established through good discussions and input during the annual HSE seminar arranged in the autumn. The participants are representatives from both the employees and employer's side. The main HSE goals are being agreed and thereafter signed off by the rig team management and location team.

During the months in 2018 "MÆRSK INNOVATOR" operated on the Norwegian continental shelf there were no lost time incidents (LTI), restricted work cases (RWC) or medical treatment cases (MTC). There was no dropped objects > 40 J registered.

"MÆRSK INNOVATOR" had an average sickness absence rate in the period January through June of 6.02% (5.83% in 2017).

Both the Management and the Board of directors are aware of the social expectations for measures to promote equality in business, and the composition of the Board is currently 66%/33% male/female.

Outer environment (external)

The management system complies with the ISO 14001 standard, which is an important tool to improve the environment and to strengthen reputation.

We are continuing our Zero-philosophy concerning external emissions. "MÆRSK INNOVATOR" had no reportable discharges in 2018.



Financials

This year's operating result was a profit of NOK 18 520 871 (NOK 52 151 728 in 2017), and profit after financial items was NOK -1 097 720 (NOK 71 886 368 in 2017). The net profit for the year was NOK -898 168 (NOK 54 499 313 in 2017), and it is suggested to pay out a total dividend of NOK 0, and NOK -898 168 is transferred from carried-forward results.

The company assesses the financial risk continuously, but considers the risk small due to the following reasons:

- Market risk: The management and bareboat rental agreements made by the entity are linked to the existing contracts, and will be cancelled if the operation is reduced/terminated.
- Credit risk: All customers are evaluated individually, and measures are made if their financial strength is unsatisfactory.
- Liquidity: The company has no capital tied up in long term investments.
- Currency risk: All customer agreements are made with revenue in both USD and NOK to eliminate currency risk.

Company's equity ratio is 42%, and the financial position is good.

The Board affirms that the company's financial statement represents a true picture of the situation.

30 June 2019

The Board of MÆRSK INNOVATOR NORGE A/S

Angela Durkin
Chairperson of the board

Klaus Greven Kristensen
Member of the board

Jesper Ridder Olsen
Member of the board

Jakob Korsgaard
Managing Director



Mærsk Innovator Norge

Financial statements 2018

Profit and Loss statement (All figures in NOK)

	Note	2018	2017
Operating income and operating expenses			
Revenue		462 935 521	854 678 466
Other operating income		39 004 181	60 045 584
Total operating income		501 939 702	914 724 050
Personnel expenses	2, 6	115 540 965	192 526 169
Other operating expenses	2, 6, 11	367 877 866	670 046 152
Total operating expenses		483 418 831	862 572 321
Operating result		18 520 871	52 151 728
Financial income and expenses			
Interest income		1 028 322	1 260 715
Other financial income		9	25 127 965
Interest expenses		9 593	46 968
Other financial expenses		20 637 329	6 607 072
Net financial items		-19 618 591	19 734 640
Operating result before tax		-1 097 720	71 886 368
Income taxes	3	-199 552	17 387 055
Net result		-898 168	54 499 313
Net result for the year is distributed as follows:			
Allocated to dividend	5	0	147 645 000
Transferred to/from carried forward results	5	-898 168	-93 145 687
Total distributed		-898 168	54 499 313



Mærsk Innovator Norge

Financial statements 2018

Balance sheet (All figures in NOK)

	Note	2018	2017
Intangible assets			
Deferred tax assets	3	1 137 952	938 400
Total intangible assets		<u>1 137 952</u>	<u>938 400</u>
Current assets			
Receivables			
Accounts receivable	6, 14	3 101 999	147 619 153
Other short-term receivables	14	120 169	649 863
Intercompany receivable (cash pool)	13	39 603 533	219 098 518
Total account receivable	10	<u>42 825 701</u>	<u>367 367 535</u>
Cash and bank deposits	8	98 737	1 860 926
Total current assets		<u>42 924 438</u>	<u>369 228 460</u>
Total assets		<u>44 062 390</u>	<u>370 166 860</u>

**Mærsk Innovator Norge**

Financial statements 2018

Balance sheet (All figures in NOK)

	Note	2018	2017
Equity and liabilities			
Long-term debt			
Carried forward results after dividend	5	18 518 175	19 416 343
Balance with head office		18 518 175	19 416 343
Provisions for liabilities			
Other provisions	4	999 997	4 079 997
Total provisions		999 997	4 079 997
Current debt			
Trade payables	6	13 962 532	118 550 581
Tax payable	3	0	16 363 154
Public duties payable		98 783	2 650 715
Dividend		0	147 645 000
Other current liabilities		10 482 903	61 461 072
Total current liabilities	10	24 544 218	346 670 520
Total liabilities		25 544 215	350 750 518
Total equity and liabilities		44 062 390	370 166 860

30 June 2019

The Board of MÆRSK INNOVATOR NORGE A/S

Angela Durkin
Chairperson of the boardKlaus Greven Kristensen
Member of the boardJesper Ridder Olsen
Member of the boardJakob Korsgaard
Managing Director



Indirect cash flow

Mærsk Innovator Norge

	Note	2018	2017
Cash flows from operating activities			
Profit/loss before tax		-1 097 720	71 886 368
Taxes paid		-16 363 154	-33 293 588
Change in trade receivables and trade payables		39 929 105	20 757 419
Change in other balance sheet items		123 414 580	-60 013 425
Net cash flows from operating activities		145 882 811	-663 226
Cash flows from investment activities			
Proceeds from the sale of fixed assets		0	0
Purchase of fixed assets		0	0
Net cash flows from investment activities		0	0
Cash flows from financing activities			
Payment of dividend		147 645 000	0
Net cash flows from financing activities		147 645 000	0
Net change in cash and bank deposits		-1 762 189	-663 226
Cash and cash equivalents at the start of the period		1 860 926	2 524 152
Cash and cash equivalents at the end of the period		98 737	1 860 926



Note 1 - Accounting principles

Mærsk Innovator Norge is a registered Norwegian branch of Mærsk Innovator Norge A/S, a Danish limited liability company.

The Financial Statement is comprised of the profit and loss statement, balance sheet, cash flow statement and note disclosures and has been prepared in accordance with the Norwegian accounting act and accounting standards and practices generally accepted in Norway per 31 December 2018.

The Financial Statement is based on the principles of historical cost, comparability, continued operation, prudence and the all-inclusive income concept. Transactions are recorded and measured at the value of the consideration at the time of the transaction. Revenue is recognized when earned and expenses are recognized based on the matching principle.

Assets and liabilities

Assets/liabilities related to the business cycle and items that are due for payment within one year after balance sheet date are classified as current assets/liabilities. Current assets (liabilities) are measured at the lower (higher) of cost and market value. Market value is defined as the estimated sales value less selling costs. Other assets are classified as fixed assets.

Income tax

Income tax in the Profit and Loss statement includes both payable tax for the period and change in deferred taxes. Deferred tax is calculated as 22 percent (31.12.18) of the temporary differences between accounting and tax values and tax losses brought forward at year-end.

Pension

An annual premium is paid to state defined contribution for employees in the UK and Denmark. The premium is expensed when incurred. Personnel residing in Norway are also members of a defined benefit plan through Maersk Drilling Norge AS. Expenses associated with these schemes are invoiced by Maersk Drilling Norge AS as part of the cost of personnel.

Revenue recognition

The company's revenues are generated from drilling contracts and are comprised of day rates and lump sum fees. Day rates are recognised when the service is performed. Lump sum fees (due to mobilisation and demobilisation) are capitalised and amortised over the life of the contract. Corresponding, mobilisation expenses are capitalised and amortised over the life of the contract.

Currency

The company's functional currency is USD, accounting currency is NOK and presentation currency is NOK. Transactions in foreign currencies (those other than the accounting currency) are translated at the foreign exchange rate at the transaction date. Monetary assets and liabilities denominated in foreign currency are translated at the exchange rate at the balance sheet date.

Cash flow statement

The cash flow statement is prepared using an indirect method.

Leases

The company rents MÆRSK INNOVATOR under a bareboat charter agreement. The charter rates are set in accordance with the arm's length standard. Bareboat charter, and other leases, are treated as operating leases for accounting purposes and thus expensed when incurred.



Note 2 - Salaries / Number of employees / Benefits

Salaries and related cost etc.

	2018	2017
Salaries and wages	100 052 169	165 113 198
Payroll tax (Arbeidsgiveravgift)	2 485 736	4 072 944
Pension contributions	1 388 206	2 223 595
Other benefits and movements	<u>11 614 854</u>	<u>21 116 432</u>
Total payroll expenses	<u>115 540 965</u>	<u>192 526 169</u>

Average number of employees (incl. hired personnel): 84 140

Salaries include junior crew which is invoiced from Maersk Drilling Norge AS (MDN).

MDN recharges pension costs to Mærsk Innovator Norge according to intercompany agreement. See MDN's financial statement for overview of pension costs.

Directors and executives receive no direct compensation from the company.

Auditor

The audit fee for the company for 2018 is NOK 122 206 ex VAT

Audit fees break down as follows:

Statutory audit	115 236
Technical assistance	6 970
Total audit fees	<u>122 206</u>



Note 3 - Income taxes

	2018	2017
Tax payable is calculated as follows:		
Profit before tax	-1 097 720	71 886 368
Permanent differences	5 208	-3 695 325
Change in temporary differences	-3 080 000	0
Taxable income	-4 172 512	68 191 043
Tax payable on profit (23%/24%)	0	16 363 154
Tax expense is calculated as follows:		
Tax payable on profit for the year	0	16 363 154
Tax on currency adjustment equity	0	889 575
Tax on currency translation (incl. currency effect on tax payable)	0	93 526
Changes in deferred tax	-199 552	40 800
Income tax expenses for the year	-199 552	17 387 055
Recognized deferred tax:		
Other temporary differences	999 997	4 079 997
Losses carried forward	4 172 512	0
Total temporary differences	5 172 509	4 079 997
Basis for deferred tax asset	5 172 509	4 079 997
Deferred tax asset (22%/23%)	1 137 952	938 400
Effective tax rate reconciliation:		
23 / 24% of profit before tax	-252 476	17 252 728
23 / 24% of permanent differences	1 198	-408 853
Effect change in tax rate	51 725	40 800
Tax on currency translation (incl. currency effect on tax payable)	0	502 380
Income tax expenses for the year	-199 552	17 387 055



Note 4 - Provisions

Other long-term provisions

	<u>2018</u>	<u>2017</u>
Provision for share of potential sailor pension change	999 997	4 079 997
Sum	999 997	4 079 997

It has been agreed to change the pension scheme from defined benefit obligations to a contribution plan.

Note 5 - Carried forward results after dividend

Mærsk Innovator Norge is a branch of the Danish company Mærsk Innovator Norge A/S.

	<u>2018</u>	<u>2017</u>
Carried forward result 1.1.	19 416 343	115 379 019
Dividend	0	-147 645 000
Tax on currency adjustment	0	889 575
Net profit	-898 168	54 499 313
Currency adjustment equity opening balances	0	-3 706 564
Carried forward result 31.12.18	18 518 175	19 416 343

Note 6 - Transaction with related parties

Associated companies in the group	Ownership
Maersk Drilling A/S	100%

Other related parties

Maersk Drilling North Sea A/S
Maersk Drilling A/S
Maersk Drilling Norge AS

Transactions with associated companies

Transactions with associated parties are part of the ordinary business, and are subject to arm's length prices. The most significant transactions are:

Maersk Drilling North Sea A/S:
Rental of drilling rig NOK 307 808 206

Maersk Drilling A/S
Management fee NOK 16 003 963

Maersk Drilling Norge AS
Management fee NOK 14 512 505
Personnel NOK 94 334 872

The balance sheet includes the following amounts due to transactions with associated companies:

	<u>2018</u>	<u>2017</u>
Internal receivables	508 164	113 342
Trade payables	0	108 878 152
Cash pool advance	39 603 533	219 098 518



Note 7 - Operating segments

The main business area for the Group is operation and management of mobile offshore units / installations and associated services.

Note 8 - Cash and bank deposits

NOK 98 737 of the bank deposits are restricted cash related to tax deduction for employees.

Note 9 - Financial market risk

The company assesses the financial risk continuously, but considers the risk small due to the following reasons:

- Market risk: The management and bareboat rental agreements made by the entity are linked to the existing contracts, and will be cancelled if the operation is reduced/terminated.
- Credit risk: All customers are evaluated individually, and measures are made if their financial strength is unsatisfactory.
- Liquidity: The company has no capital tied up in long term investments.
- Currency risk: All customer agreements are made with revenue in both USD and NOK to eliminate currency risk.

Note 10 - Assets and Liabilities

The company has no receivables or liabilities with due date later than one year.

Note 11 - Leases

The company leased Mærsk Innovator under a bareboat charter agreement (an operating lease) until July 2018 when the contract was discontinued as a result of the drilling contract with ConocoPhillips Skandinavia AS being completed. The charter fee for 2018 was USD 38,8 million (NOK 307,8 million).

Note 12 - Loan security and guarantees

The company has no loan security and guarantees as of today.

Note 13 - Cash pool

The company's bank accounts are part of a group accounting system where excess cash is collected by the parent company in Denmark. The company has an advance of NOK 39 603 533 in the cash pool.

Note 14 - Accounts receivable

	<u>2018</u>	<u>2017</u>
Accounts receivable	3 101 999	147 619 153
Other receivables	120 169	649 863
Bad debts	0	0



Skattedirektoratet

Saksbehandler Rune Tystad	Deres dato 09.12.2014	Vår dato 15.12.2014
Telefon 97759464	Deres referanse TTL	Vår referanse 2014/944809

MAERSK DRILLING NORGE AS
Postboks 134 Forus
4065 STAVANGER

Tillatelse til å utarbeide årsregnskap og årsberetning på norsk språk for Maersk Drilling Norge AS samt norske filialer av selskapets danske søsterselskaper

Vi viser til deres brev av 9. desember 2014 hvor dere søker om dispensasjon fra kravet til å utarbeide årsregnskap og årsberetning på norsk språk for følgende selskaper:

Maersk Drilling Norge AS,	org.nr. 952 603 957
Mærsk Gallant Norge NUF,	org.nr. 986 451 935
Mærsk Giant Norge NUF,	org.nr. 886 452 012
Maersk Guardian Norge NUF,	org.nr. 990 845 220
Mærsk Innovator Norge NUF,	org.nr. 986 924 833
Mærsk Inspirer Norge NUF,	org.nr. 987 977 418
Maersk Intrepid Norge NUF,	org.nr. 912 412 008
Maersk Interceptor Norge NUF,	org.nr. 913 453 379
Maersk XLE3 Norge NUF,	org.nr. 914 439 086
Maersk Reacher Norge NUF,	org.nr. 997 155 084

Skattedirektoratet gir på bakgrunn av en konkret helhetsvurdering de ovennevnte selskaper dispensasjon fra kravet til å utarbeide årsregnskap og årsberetning på norsk språk, jf. regnskapsloven § 3-4 tredje ledd. Dispensasjonen forutsetter at opplysningene som vedtaket baserer seg på ikke endres vesentlig.

Kopi av dette brevet må sendes Regnskapsregisteret i Brønnøysund sammen med årsregnskapet. Det påligger den regnskapspliktige å dokumentere ved dette brev at tillatelsen er gitt.

Bakgrunn

Maersk Drilling Norge AS er et norsk aksjeselskap, mens de andre selskapene er norske filialer av danske aksjeselskap. Selskapene er søsterselskap og er en del av det danske A.P.Møller-Maerskkonsernet. Selskapene er heleide datterselskap av det danske selskapet Maersk Drilling A/S som igjen er et heleid datterselskap av det danske børsnoterte selskapet A.P.Møller-Maersk A/S. Konsernet utarbeider konsernregnskap på engelsk og det er også ønskelig ut fra et konsolideringshensyn å kunne utarbeide årsregnskap og årsberetning kun på engelsk slik at konsernet dermed har et felles regnskapspråk. Selskapene driver virksomhet innen olje- og gassbransjen. Olje- og gassbransjen er en internasjonal bransje hvor den daglige kommunikasjonen tradisjonelt alltid har foregått på engelsk. Selskapenes kundekrets består i det vesentlige av utenlandske aktører og alle kontrakter inngås på engelsk. Engelsk er arbeidsspråk i all kommunikasjon både konserninternt og eksternt for å sikre at brukerne mottar den samme informasjonen.

Postadresse Postboks 9200 Grønland 0134 Oslo	Besøksadresse: Se www.skatteetaten.no Org.nr. 996250318 E-post: skatteetaten.no/sendepost	Sentralbord 800 80 000 Telefaks 22 17 08 60
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Dokumentet er elektronisk godkjent og har derfor ikke håndskrevne signaturer

Rune Tystad

Torstein Kinden Helleland
seniorrådgiver
Rettsavdelingen, foretakssett
Skattedirektoratet

Med hilsen

Vennligst oppgi vår referanse ved henvendelser i saken.

Som nevnt ovenfor er det særlig hensynet til brukerne av regnskapsinformasjon som skal vurderes ved en dispensasjonsøknad. I denne vurderingen har Skattedirektoratet lagt vekt på at selskapene er datterselskaper av et utenlandsk selskap. Videre er det vektlagt at selskapene opererer innen en bransje der engelsk er bransjespråket og at konsernspråket er engelsk.

Det er etter Skattedirektoratets vurdering derfor avgjørende ved vurdering av om dispensasjon fra kravet til å utarbeide årsregnskap og/eller årsberetning på norsk kan gis, at det ikke foreligger mulige brukere av regnskapsinformasjon som blir vesentlig berørt negativt ved en eventuell dispensasjon.

Det fremgår således at et av hovedformålene med regnskapsloven er å bidra til "informative regnskaper for ulike grupper av regnskapsbrukere". Regnskapsbrukere vil omfatte, jf. uttalelsen i proposisjonen, blant andre investorer, kreditorer, ansatte og lokalsamfunnet.

Regjeringen har som siktemål at regnskapsloven skal bidra til informative regnskaper for ulike grupper av regnskapsbrukere. Regnskapsbrukerne er dels investorer og kreditorer som tilfører kapital til foretakene, og dels andre grupper som har interesse av å vite hvordan foretaket drives, f.eks. de ansatte og lokalsamfunnet. Informasjonen til kapitalmarkedet skal gi grunnlag for riktig prising av finansielle objekter. Riktig prisdannelse på aksjer er en forutsetning for at ressursbruket i samfunnsøkonomien skal bli best mulig. Gode regnskaper vil også gjøre det vanskeligere for markedsdelaktene å ta ut spekulasjonsgevinst med basis i skyvet fordelt informasjon.

I Ot. prp. nr. 42 (1997-1998) Om lov om årsregnskap m.v., er det uttalt følgende om regnskapslovens formål, jf. pkt. 1.1:

Skattedirektoratets vurdering
Etter regnskapsloven § 3-4 tredje ledd skal "årsregnskapet og årsberetningen ... være på norsk Departementet kan ved ... enkeltvedtak bestemme at årsregnskapet og/eller årsberetningen kan være på et annet språk"

