

'The New Companies Act 2016 and

The Companies Winding up Petitions-An Introduction'

16th November, 2017, Thursday, **3-5.30pm**

Selangor Bar Committee Auditorium

No. 41, Jalan Bola Jaring 13/15

Seksyen 13, 40100 Shah Alam

2 CPD points

Registration Fee Inclusive of GST: Members of the Bar RM53, Pupils in Chambers RM21.20 & Non-Members RM106

Talk Outline:

- 1 New threshold of issuing a Notice Pursuant to s 218 (now 465 and 466) of the new Act.
- 2 Is a Judgment required prior to the filing of a Companies Winding Up Petition?
- 3 Definition of Unable to pay its debts
- 4 Affidavit Verifying Petition
- 5 New Commencement of the Winding Up
- 6 Twice or four times Advertisement of the Petition in the Newspapers?
- 7 Affidavit In Opposition to Petition
- 8 Appointment of an INTERIM Liquidator, Official Receiver or the (Private) liquidator.
- 9 Costs

Bonus Chapters

- 10 Interpretation by the Federal Court of the word 'and' in s 223 of the old Companies Act 1965, as 'disjunctively' instead of the usual 'conjunctively', and now in light of the new section 467 the Companies Act 2016.
- 10.1 The "Pay Something for Nothing" proposition.
- 11 How the RM74 million court judgment in Damages based on the valuation of shares was reduced to nothing?
- 11.1 The journey of both matters from the High Court all the way to the Federal Court.

About speaker –Mr Alex Chang Huey Wah

Mr Alex Chang read laws at Queen Mary College, University of London. He is the advisory Editor of the Companies Winding Up Handbook, and has been a contributor to the Malaysian Court Forms, Winding Up section Volume 6.

Give talks organised by Bar Council and numerous other associations.

12 years ago, he pioneered the concept of pay up or wind up. In rare occasions when his clients did not get paid, he would then wind up the debtors.

He was the leading counsel in winding up of two public companies, Berhad, (CNLT Far East Berhad and FW Industries Berhad(2006) 1LNS 254 and countless private limited companies(Sdn Bhd)

I would like to register for the event

Name: _____

BC/Petition/NRIC No.: _____

Email: _____

Member Pupil Non-member (Tick where applicable)

Name of Firm/Organisation: _____

Address: _____

Tel: _____ Fax: _____

Date: _____ Signature: _____

Registration must be accompanied with payment to guarantee your place and is on a first-come first-served basis.

Cash/Cheques should be crossed and made payable to: SELANGOR BAR COMMITTEE. Direct payment CIMB: 8001949396

Please return this completed form together with the total registration fee to:
Selangor Bar Committee
No. 41, Jalan Bola Jaring 13/15, Seksyen 13, 40100 Shah Alam, Selangor Darul Ehsan
Tel: +603 5519 6219 Fax: +603 55199037

The Organisers reserve the right to make any changes deemed to be in the best interest of the event.

Fee paid is non-refundable unless the event is cancelled by the Organisers. If a participant is unable to attend, a replacement is allowed provided the Selangor Bar is notified in writing of the name of the new participant(s) at least 48 hours prior to the commencement of the event.

Registration will begin 60 minutes before the event. Please be punctual.

Certificate of attendance will be given upon completion of the whole event to participants who have attended until the end of the event. However, certificate of attendance shall not be awarded to those participants who attend this event after 15 minutes upon its commencement.

Please be advised that certain supplies of goods and services that we make may be subject to GST and we are required to levy GST on such taxable goods and services from 1 April 2015.

Kindly also note that we reserve the right to implement any necessary changes to our policies on goods and services that we may supply or on supplies we may receive from vendors.

Organised by the
Selangor Bar Continuing Legal Education
& Member Improvement Sub-
committee

