

LIMITED LIABILITY PARTNERSHIPS ACT 2012  
LIMITED LIABILITY PARTNERSHIPS REGULATIONS 2012

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ARRANGEMENT OF REGULATIONS

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PART I

PRELIMINARY

Regulation

1. Citation and commencement
2. Interpretation
3. Forms
4. Fees and administrative penalty

PART II

LODGEMENTS OF DOCUMENTS

5. Lodgements of documents
6. Obligations of compliance officer
7. Time for lodgement of documents
8. Additional information or document
9. Translation

PART III  
GENERAL

10. Affidavit and statutory declaration
11. Appeal to Minister
12. Information certified by Registrar

SCHEDULE

LIMITED LIABILITY PARTNERSHIPS ACT 2012

LIMITED LIABILITY PARTNERSHIPS REGULATIONS 2012

IN exercise of the powers conferred by section 91 of the Limited Liability Partnerships Act 2012 [Act 743], the Minister makes the following regulations:

PART I

PRELIMINARY

**Citation and commencement**

1. (1) These regulations may be cited as the **Limited Liability Partnerships Regulations 2012**.

(2) These Regulations shall come into operation on 26 December 2012.

**Interpretation**

2. In these Regulations, “electronic filing system” means the electronic filing system provided by the Registrar for the purposes of lodgement of documents under the Act.

**Forms**

3. Any application or lodgement under the Act shall be made to the Registrar in the forms provided by the Registrar in the electronic filing system and shall be accompanied by a prescribed fee, where applicable.

**Fees and administrative penalty**

4. (1) The fees as specified in the Schedule shall be paid to the Registrar in a manner as the Registrar may direct.

(2) The fees in respect of the lodgement of a document in accordance with regulation 3 shall be paid at the time the document is lodged, unless otherwise directed by the Registrar.

(3) Any failure to pay the fees referred to in subregulation (3) shall render the lodgement to be void.

(4) Where any person fails to comply with the time limit specified in the Act for the lodgement of a document, the Registrar may impose an administrative penalty pursuant to paragraph 78(2)(b) of the Act.

(5) The fees in respect of the withdrawal of any application or appeal made under the Act shall not be refundable.

## PART II LODGEMENT OF DOCUMENTS

### **Lodgement of documents**

5. (1) The forms provided by the Registrar in the electronic filing system pursuant to regulation 3 shall be completed and lodged in accordance with the directions as specified in the forms or as determined by the Registrar.

(2) Where the lodgement of any document using the electronic filing system is not practicable or is not possible, the Registrar may allow the document to be lodged in such other manner as he thinks fit.

(3) The Registrar may issue such other forms as he thinks fit for the purposes of the Act.

(4) The Registrar may make any amendment to any form for the purpose of facilitating the application or lodgement of any document required under the Act.

### **Obligations of compliance officer**

6. (1) Where any document is required to be lodged with the Registrar by the partners or the limited liability partnership, it shall be lodged by a compliance officer of

the limited liability partnership on behalf of the partners or the limited liability partnership, as the case may be.

(2) Where a limited liability partnership has appointed more than one compliance officers, only one of them shall be named for the purposes of lodgement under these Regulations.

(3) For the purpose of lodging a form which requires it to be accompanied by a document, a compliance officer shall ensure that the document is in order and properly executed.

(4) The compliance officer shall keep a copy of a document required to be lodged with any form at the registered office of the limited liability partnership.

#### **Time for lodgement of documents**

7. Where a document is required under the Act to be lodged with the Registrar but the period of time to lodge the document is not provided in the Act, that document shall be lodged within fourteen days from the date the document is required to be lodged.

#### **Additional information or document**

8. The Registrar may require additional information or document to be submitted to him for the purpose of the Act.

#### **Translation**

9. (1) Where a limited liability partnership is required under the Act to lodge with the Registrar any instrument, certificate, contract or document or a certified copy of such instrument, certificate, contract or document but the instrument, certificate, contract or document or a certified copy of such instrument, certificate, contract or document is not written in either national language or English language, the limited liability partnership shall lodge at the same time with the Registrar a translation of the

instrument, certificate, contract or document or a translation of the certified copy of such instrument, certificate, contract or document in the national language or English language.

(2) The Registrar may, before accepting the translation under subregulation (1), require the limited liability partnership to furnish to the Registrar such evidence as the Registrar thinks sufficient as to the ability of the person who made the translation.

(3) The limited liability partnership shall keep the translation with the original instrument, certificate, contract or document or the certified copy of such instrument, certificate, contract or document for as long as the original instrument, certificate, contract or document or a certified copy of such instrument, certificate, contract or document is required to be kept under the Act.

### PART III GENERAL

#### **Affidavit and statutory declaration**

10. (1) Without prejudice to section 50 of the Act and where it is required under any written law to provide an affidavit or statutory declaration, the affidavit or statutory declaration sworn or declared on behalf of a limited liability partnership shall be sworn or declared by the compliance officer or a partner of the limited liability partnership.

(2) Where an affidavit or a statutory declaration purports to be sworn or declared to be sworn at a place outside Malaysia, the affidavit or statutory declaration shall be sufficient for the purposes of the Act if it purports to be sworn or declared pursuant to the law of that place.

**Appeal to Minister**

11. (1) Any aggrieved person who intends to make an appeal to the Minister under the Act shall lodge the appeal with the Minister through the Registrar by way of the electronic filing system or other means as directed by the Registrar and state the grounds of appeal.

(2) The Registrar shall, as soon as practicable, submit a copy of the notice of appeal together with the grounds of appeal stated therein to the Minister.

**Information certified by Registrar**

12. For the purposes of section 75 of the Act, the Registrar may certify any information to be a true extract from any documents referred to in that section through electronic means or other means as directed by the Registrar.

## SCHEDULE

(Regulation 4)

### FEES

Item	Description of fees	Fees
1.	Application for registration under subsection 10(1) of the Act	RM500
2.	Application for the reservation of a name under subsection 14(1) of the Act	RM 30
3.	Application for change of name under subsection 15 (1) of the Act	RM 100
4.	Changes in the registered particulars under subsection 17(1) of the Act	RM 30
5.	Application for conversion under subsections 31(1) and 31(2) of the Act	RM500
6.	Submission of annual declaration under subsection 68(1) of the Act	RM 200
7.	Inspection under subsection 70(2) of the Act	RM 10
8.	Application for rectification under section 71 of the Act	RM 150
9.	For lodging, registering, depositing or filing any other information or document as may be required by the Registrar under section 77 of the Act	RM100
10.	For certification of any document relating to a limited liability partnership	RM5 per page
11.	For the supply of any information relating to a limited liability partnership	RM5 for each prescribed information  RM3 for each non-prescribed information
12.	For the supply of any information relating to a partner or	RM100 for the first



	statistical report of limited liability partnerships	two thousand rows and an additional fee of RM1 for each subsequent row
13.	For the supply of corporate profile of a limited liability partnership	RM20
14.	For the supply of information to any Government agencies	Fifty percent of the fees prescribed in this Schedule
15.	For any certificate issued or a copy of the certificate	RM20
16.	For lodging of any application to the Registrar of which fee is not prescribed	RM100
17.	For any application to the Minister	RM100
18.	For an application of any extension of time under the Act	RM50 for thirty days or each subsequent thirty days or part thereof but not exceeding six months
19.	For the registration of a Court Order (except pursuant to any application under the Act)	RM100
20.	For any confirmation by the Registrar on the status of a limited liability partnership	RM50
21.	For lodging, registering, depositing or filing any other information or document required by any other written laws with the Registrar	RM100

Note:

“prescribed information” means any information required under the Act to be provided in the lodgement of a form or document with the Registrar.

“non-prescribed information” means any other information which is not a prescribed information that may be required by the Registrar in the lodgement of a form or a document with the Registrar.