



# COMPANIES ACT 2016. DIRECTORS' STATUTORY DISCLOSURES

## COURSE INTRODUCTION

The Companies Act 2016 ("the Act") imposes on a director of a company, a general duty to make disclosure in writing to the company of the particulars relating to the shares, debentures, participatory interests, rights, options and contracts of which he has an interest and any changes thereto and of such events and matters affecting or relating to himself as are necessary for the purposes of compliance with the requirements of the Act by the company. Section 8 of the Act defines what constitute an 'interest in shares' and it is common to come across the term 'direct interest' and 'indirect interest/deem interest' in shares but these terms are not found in Section 8 of the Act.

## COURSE OBJECTIVES

The course will facilitate the participants to have an understanding of the situation where a director is said to have a 'direct interest' or 'indirect/deem interest' in shares and the statutory requirements imposed on the director to disclose his interest in shares to the Company. It will highlight to the participants, the obligation imposed on the company to update the Register of Directors' Shareholding and the disclosure to be included in the Directors' Report.

## COURSE CONTENTS

- Difference between 'direct interest' and 'indirect interest/deem interest' in shares.
- Limitation on the application of definition on interest in shares.
- Situations where a right to the shares does not constitute an interest in a share.
- Discuss the situations where an interest in a share shall be disregarded as an interest.
- Statutory requirements for the disclosure of directors' interest in shares, options and debentures of the company.
- Updating the Register of Directors' Shareholding.

## LEARNING OUTCOME

By attending this course, the participants will be able to:

- Differentiate between 'direct interest' and 'indirect interest/deem interest' in shares.
- Have a better understanding of the extent of the disclosures required in relation to interest in shares, options and debentures.
- Ensure the Register of Directors' Shareholdings are properly updated.
- Learn the obligations of the company secretary in meeting the company's compliance with the Act.

## WHO SHOULD ATTEND

Company secretaries, company secretarial assistants, company directors, lawyers, accountants and corporate consultants.

## ABOUT THE TRAINERS

**Leong Oi Wah** is a Fellow Member of the Malaysian Institute of Chartered Secretaries and Administrators (MAICSA) and has more than 30 years of experience in handling corporate secretarial matters in the profession and the corporate sector.

Oi Wah is also involved in advisory on corporate secretarial requirements including corporate restructuring and compliance with various regulatory bodies such as the Registrar of Companies, Bursa Malaysia Securities Berhad, Securities Commission and other authorities. She is an approved trainer with Pembangunan Sumber Manusia Berhad and does regular training for the Companies Commission Malaysia Training Academy and other professional bodies.



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## ADMINISTRATIVE DETAILS

DATE	PLATFORM	EVENT CODE
13 April 2021	Webinar @ Microsoft Teams	048/21/CEP/WEB
<b>Time</b>	9.00 a.m. - 5.00 p.m.	
<b>Training Methodology</b>	Lecture and case discussion	
<b>Fee</b>	<b>RM500.00</b> Standard <b>RM400.00</b> Licensed Secretary. Member of MAICSA, MIA, Malaysian Bar, MACS, MICPA, Sabah Law Assoc. & Advocates Assoc. of Sarawak.	
<b>CPE points</b>	8	