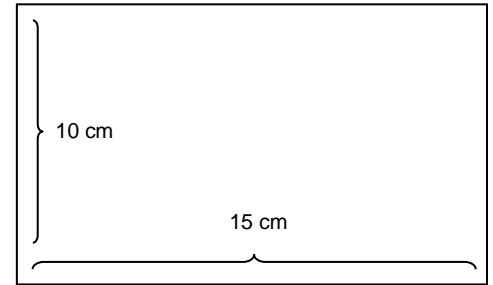


Company No.

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**COMPANIES ACT 2016**

**Section 443**

**DECLARATION OF SOLVENCY**

**(MEMBERS' VOLUNTARY WINDING UP)**

.....(Company Name)

**DECLARATION**

\*I/\*We ..... of <sup>[1]</sup> ..... I/C Nos ..... , and ..... of ..... being \*all/\*majority of the director(s) of ..... (company name) and being present at a meeting of the directors of the Company, declare that -

- (a) we have made an inquiry into the affairs of the Company; and
- (b) at this meeting, we have formed the opinion that the Company will be able to pay its debts in full within a period of<sup>[2]</sup> ..... months from the commencement of the winding up.
- (c) ....(any other relevant matters)

Attached hereto and signed by us is a true and correct statement of the Company's assets and liabilities as at the <sup>[3]</sup> ..... day of ..... , 20..... being the latest practicable date before the making of this declaration.

Declared at the abovementioned meeting )  
of directors held at ..... )  
in the State of ..... )  
this <sup>[4]</sup> ..... day of ..... , 20..... )

<sup>[5]</sup>Signed by:

\_\_\_\_\_  
Director  
Name:  
Date:

\_\_\_\_\_  
Director  
Name:  
Date:

**Attention:**

It is an offence under section 591 of the Companies Act 2016 to make or authorize the making of a statement that a person knows is false or misleading and that person may be liable, upon conviction, to imprisonment for a term not exceeding ten years or to a fine not exceeding RM3million or to both.

**LODGER INFORMATION**

Name :  
NRIC No :  
Address :  
Phone No :  
Email :

\* Strike out whichever is not applicable.

<sup>[1]</sup> Insert the name, I/C no.s and addresses of the directors making the declaration.

<sup>[2]</sup> Insert a period of months not exceeding twelve.

<sup>[3]</sup> latest practicable date MUST be within 14 days from the declaration date/date of the meeting.

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<sup>[4]</sup> Date of the meeting.

<sup>[5]</sup> Names and signatures of the directors making this declaration. Signed by "One", "all" or "a majority of" Director(s).

STATEMENT AS AT....., 20..., TO BE ATTACHED TO DECLARATION  
OF SOLVENCY SHOWING ASSETS AT ESTIMATED REALIZABLE VALUES AND LIABILITIES EXPECTED TO RANK

..... (company name)

Assets and Liabilities	<sup>[8]</sup> Estimated to realize or to rank for payment (to nearest RM)
<sup>[6]</sup> ASSETS: Balance at bank ..... Cash in hand ..... Marketable securities ..... Bills receivable ..... Trade debtors ..... Loans and advances ..... Unpaid calls ..... Stock in trade ..... Work in progress ..... .....	
Freehold property ..... Leasehold property ..... Plant and machinery ..... Furniture, fittings, utensils, & c. .... Patents, trade marks, & c ..... Investments other than marketable securities Other property, viz.: .....	
<sup>[7]</sup> Estimated realizable value of assets . . .	RM <i>sen</i>
LIABILITIES: RM Secured on specific assets, viz.:                                 RM ..... Secured by floating charger(s) <sup>#</sup> <sup>[7]</sup> Estimated expenses of winding up . . . . . Other estimated expenses, including interest accruing until payment of debts in full . . . . . Unsecured creditors (amounts estimated to rank for payment) . . . . .   RM Trade accounts . . . . . Bills payable . . . . . Accrued expenses . . . . . Other liabilities: ..... ..... Contingent liabilities: ..... .....	
Total	
Estimated surplus after paying debts in full	RM <i>sen</i>

Remarks .....

<sup>[5]</sup>Signed by:

Director	Director
Name: _____	Name: _____
Date: _____	Date: _____

<sup>[6]</sup> Assets – One or more items should be filled. Otherwise, the company is insolvent.

<sup>[7]</sup> This item should not be 'nil'.

# Eg. Expenses for advertisement, liquidator's fee, etc

<sup>[8]</sup> Insert 'nil', '-', '0' for non-payment item.

#### NOTE

By virtue of section 443(3) of the Companies Act, 2016, a declaration of solvency has no effect for the purposes of that Act unless it is made within five weeks immediately preceding the passing of the resolution for voluntary winding up and lodged with the

**Company No.**

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Registrar of Companies before the date on which the notices of the meeting at which the resolution for the winding up of the company is to be proposed are sent out.