



KEMENTERIAN PERDAGANGAN DALAM NEGERI
DAN KOS SARA HIDUP



SURUHANJAYA SYARIKAT MALAYSIA
COMPANIES COMMISSION OF MALAYSIA

20
23

SSM TRAINING

COMMON OFFENCES UNDER THE COMPANIES ACT 2016

COURSE INTRODUCTION

The Companies Act 2016 was gazetted on 15 September 2016 and became operative on 31 January 2017. The modern legal framework in the Companies Act 2016 has replaced the Companies Act 1965. The new Act consists of 5 parts, 620 sections and 13 schedules as compared to the Companies Act 1965 which was made up of 12 parts, 374 sections and 10 schedules. There are 336 offences found in various provisions under the Companies Act 2016 that may involve company directors and other officers. The new Act imposes heavier fines and longer terms of imprisonment on directors for breaches under the new Act.

Considering the rigorous statutory requirements imposed on directors and officers under the new Companies Act 2016, it is imperative for them to keep abreast of the requirements of the Companies Act 2016.

COMMON OFFENCES UNDER THE COMPANIES ACT 2016

COURSE OBJECTIVES

This course will highlight the frequently committed common offences by company directors and officers under the Companies Act 2016 from the perspective of compliance and investigation. Speakers will explain these common offences and its consequences. This course will not discuss all these offences under the Act, instead only offences which are rampant, will be highlighted.

COURSE CONTENTS

- Regulatory functions of Suruhanjaya Syarikat Malaysia (SSM).
- Modes of enforcement.
- Enforcement dynamics.
- Balanced enforcement approach:
 - a) Education (including SSM's mandatory Continuing Professional Education (CPE).
 - b) Administrative actions.
 - c) Criminal sanctions.
- Duties and responsibilities of company directors and company secretary.
- Infringement of the Companies Act 2016 by company directors.
- Highlights of non-compliance and serious corporate governance offences:
 - a) Convening of annual general meeting.
 - b) Submission of company's annual return.
 - c) Company accounting records and tabling of accounts at Annual General Meeting (AGM).
 - d) Company auditors.
 - e) Conflict of interests.
 - f) False or misleading statements.
 - g) Transactions involving Directors and shareholders.
- Director's personal liability under other laws.
- Power of investigation.
- Effect of conviction.

LEARNING OUTCOME

By attending this course, participants will be able to:

- Understand their duties and responsibilities as company directors / officers.
- Be aware of the common key offences under Companies Act 2016.
- Implement good governance practice in companies.
- Know compliance requirements under Companies Act 2016.
- Benefit from the case studies discussed from corporate compliance and investigation perspectives.

WHO SHOULD ATTEND?

Company director, accountant, auditor, company secretary, lawyer, compliance officer, business owner, shareholder, corporate consultants and anyone who wants to learn about the new Companies Act 2016

ABOUT THE TRAINER

SPEAKERS FROM SURUHANJAYA SYARIKAT MALAYSIA.

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Online

ADMINISTRATIVE DETAILS

Date	06 June 2023	
Venue	Virtual platform	
Time	9.00 am - 1.00 pm	
Training Methodology	Lecture and Case Discussion	
Fee	RM300.00	Standard
	RM250.00	Licensed Secretary. Member of MAICSA, MIA, Malaysian Bar, MACS, MICPA, Sabah Law Society & Advocates Assoc. of Sarawak.
SSM CPE Points	4 points	

HOW TO REGISTER?

STEP
1

Strictly via online registration at <https://e-comtrac.ssm.com.my>

STEP
2

NEW USER (First Time Login)

- Click on **SIGN UP**
- Key in **REGISTRATION INFORMATION**
- Click on **REGISTER**
- Key in **USERNAME** and **PASSWORD**

EXISTING USER of SSM EzBiz

- Key in **USERNAME** and **PASSWORD**
- Click on **SIGN IN**

STEP
3

- Select training
- Check on Available Seat
- Click on Add Participant
- Key in participant's information
- Click on Submit
- Check participant's details
- Click on Submit Payment

Note: Please submit your application within 15 minutes. Otherwise the system will automatically cancel your transaction and you will lose your seat(s). Please re-apply if you wish to proceed. Full payment shall be made at the point of registration.

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TERMS & CONDITIONS FOR REGISTRATION OF TRAINING PROGRAMMES UNDER COMTRAC

Payment Mode

- All training programmes registrations MUST be applied through e-COMTRAC. Upon submitting the registration application, participant is deemed to have read and accepted the terms and conditions herein.
- Payment by cash and cheque is not acceptable effective from January 2021.

Webinar Access Link

- A notification e-mail with the webinar access link will be sent at least 24 hours before the commencement of the webinar.
- The access link is unique for registered participants and should not be forwarded or shared with others.

Certificate of Attendance

- Participant will be issued a Certificate of Attendance upon full attendance of the programme and payment is received.
- A participant is allowed to attend ONE programme per day to be eligible for certificate of attendance. Request for refund will not be entertained if you have registered for more than one programme per day.
- SSM will charge an administrative fee of RM30.00 per copy for any replacement of certificate due to errors in name or identification card number wrongly filled by participant / representative during registration or loss of certificate, etc.

Cancellation / Absent

- No refund will be given for participant who failed to attend the programme.
- Replacing registered participant is not allowed.

Transfer

Transfer of registration fee to another training programme is not allowed.

Personal Data Protection Notice

Your personal data and other information provided in this application and including any additional information you may subsequently provide, may be used and processed by COMTRAC/SSM as a reference in future to communicate with you on our training programmes/events. In line with the Personal Data Protection Act 2010, we wish to obtain your agreement and consent for using your personal data. If you do not consent to the processing and disclosure of your personal data, you should send an e-mail to us at comtrac@ssm.com.my.

Human Resources Development Corporation

Suruhanjaya Syarikat Malaysia is registered as a training provider with HRD Corp under GOV1000117857. This training is claimable under SBL Scheme (employer needs to apply for grant at least one day before the commencement of training).

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Disclaimer

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All information contained in the brochure is correct and accurate at the time of publication.

COMPANIES COMMISSION OF MALAYSIA TRAINING ACADEMY & KNOWLEDGE MANAGEMENT DIVISION

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