



KEMENTERIAN PERDAGANGAN DALAM NEGERI  
DAN KOS SARA HIDUP



SURUHANJAYA SYARIKAT MALAYSIA  
COMPANIES COMMISSION OF MALAYSIA

20  
23

SSM TRAINING

# INTRODUCTION OF THE MOVABLE PROPERTY SECURITY INTEREST BILL FOR MALAYSIA & PROPOSED AMENDMENTS TO THE TRUST COMPANIES ACT 1949

Friday Morning with  
**COMTRAC**

# INTRODUCTION OF THE MOVABLE PROPERTY SECURITY INTEREST BILL FOR MALAYSIA & PROPOSED AMENDMENTS TO THE TRUST COMPANIES ACT 1949

INTRODUCTION OF THE MOVABLE PROPERTY SECURITY INTEREST BILL FOR MALAYSIA	PROPOSED AMENDMENTS TO THE TRUST COMPANIES ACT 1949
<b>COURSE INTRODUCTION</b>	
<p>The proposal to introduce the Movable Property Security Interest (MPSI) Bill in Malaysia was initiated from the gaps under the Getting Credit indicator as identified in the World Bank's Doing Business Report 2015.</p> <p>The Bill will introduce a unified legal framework with provisions: -</p> <ol style="list-style-type: none"> <li>(1) to govern the registration of movable property used as collateral to secure a payment or performance of an obligation; and</li> <li>(2) to create of a unified collateral registry.</li> </ol> <p>In addition, the Bill will also address the lack of adequate legal framework on the registration of movable properties for unincorporated entities including issues related to the restriction on the types of assets to be used as collateral, lack of clear creditor priority and enforcement of rights for both the secured party and debtor.</p> <p>The Bill is expected to be tabled in Parliament in 2023.</p>	<p>The Trust Companies Act 1949 provides for registration and regulation of trust companies in Malaysia. The Companies Commission of Malaysia is in the midst of reviewing the Act with the objective to repeal the current Act and replace with a new Trust Companies Bill.</p> <p>There are several cluster of main policies under the proposed Trust Companies Bill namely:</p> <ol style="list-style-type: none"> <li>(a) parameter of trust business;</li> <li>(b) mandatory registration regime;</li> <li>(c) beneficial ownership reporting framework for legal arrangements;</li> <li>(d) administration of trust companies;</li> <li>(e) restructuring and cease of business; and</li> <li>(f) electronic services.</li> </ol>
<b>COURSE OBJECTIVES</b>	
<p>This session aims to create an awareness on the Bill to the relevant stakeholders following SSM's proposal to introduce the legal framework for Malaysia.</p>	<p>This session aims to create awareness to the relevant stakeholders on SSM's initiatives to review the Trust Companies Act 1949 and introduce new policies under the new Trust Companies Bill.</p>
<b>COURSE CONTENTS</b>	
<ul style="list-style-type: none"> <li>• Scope of application of the legal framework.</li> <li>• Creation of security interest.</li> <li>• Registration system.</li> <li>• The Register.</li> <li>• Priority.</li> <li>• Enforcement of security rights.</li> </ul>	<ul style="list-style-type: none"> <li>• Objectives and scope of the review.</li> <li>• Gaps identified under the Trust Companies Act 1949.</li> <li>• Policies proposed under the Trust Companies Bill.</li> </ul>
<b>LEARNING OUTCOME</b>	
<p>Participants will be able to:</p> <ul style="list-style-type: none"> <li>• Understand the context and issues of secured transaction.</li> <li>• Appreciate the main impetus for the introduction of the Bill in Malaysia.</li> <li>• Identify the current and proposed legal framework.</li> <li>• Understand the proposed registration system and the Register.</li> </ul>	<p>Participants will be able to understand:</p> <ul style="list-style-type: none"> <li>• The roles and responsibilities of trust companies especially the board, compliance officers and company secretary.</li> <li>• The beneficial ownership reporting framework for legal arrangement (trust).</li> <li>• The obligations imposed on trust companies and its directors on the management of trust companies.</li> <li>• Cessation of trust companies and trust businesses.</li> <li>• Electronic lodgment or filing of documents.</li> </ul>

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## WHO SHOULD ATTEND

Company secretaries, directors of trust companies, lawyers, accountants, corporate consultants, Legal practitioners, shareholders, investors and all who are involved in corporate advisory work.

## ABOUT THE TRAINERS



**KHAIRON NIZA** is a Manager under the Regulatory Development & Services Division. She is in charge on matters related to international affairs, law reform and policy. She is also the Liaison Officer for PEMUDAH and RIA. Currently, she is in charge with the introduction of a secured transaction legal framework for Malaysia and the amendments to the Companies Act 2016. Prior to joining SSM, she practiced as an Advocate and Solicitor for more than ten (10) years in the areas of Banking, Commercial, Probate and General Litigation. Khairon graduated with an LL.B (Hons) in 1997 from University of Wales, Cardiff, United Kingdom and obtained her LL.M in 2010 majoring in Commercial Law from Queensland University of Technology, Brisbane, Australia.



**KHAIRANI M YUSOF** is the Manager of Regulatory Review Unit at the Suruhanjaya Syarikat Malaysia. She joined SSM in 2011 as the Manager, Legal Section and was transferred to the current position in 2017. She plays a major role in the development of the beneficial ownership reporting framework in SSM which include drafting of the relevant Guidelines and the proposed amendments to the Companies Act 2016. She also plays a central role in the exercise to modernize the Trust Companies Act 1949 which has never been reviewed since 1949. She was admitted as an advocate and solicitor of Malaya in 2004 and holds LLM in Corporate Law and an LLB (Hons) from Mara University of Technology (UiTM).



Online

## ADMINISTRATIVE DETAILS

<b>Date</b>	17 March 2023 19 May 2023
<b>Venue</b>	Virtual platform
<b>Time</b>	9.00 am - 11.00 am
<b>Training Methodology</b>	Lecture
<b>Fee</b>	RM150.00      Standard RM100.00      Licensed Secretary. Member of MAICSA, MIA, Malaysian Bar, MACS, MICPA, Sabah Law Society & Advocates Assoc. of Sarawak.
<b>SSM CPE Points</b>	2 points

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## 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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### 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.
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## COMPANIES COMMISSION OF MALAYSIA TRAINING ACADEMY & KNOWLEDGE MANAGEMENT DIVISION

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