



DIRECTOR DUTY TO EXERCISE DUE CARE SKILL AND DILIGENCE

COURSE INTRODUCTION

The Companies Act 2016 ("the Act") imposes on a director of a company the statutory duties of due care skill and diligence has a common law root. This session is to understand how statutory provisions like Section 213(2), 214, 215, 216 and 217 applies in real life by referring to decided cases. The scenarios in the case will serve to visualise the application of the rules in a factual case scenario to decide in any given case if a statutory or common law duty has been breached.

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COURSE OBJECTIVES



By attending this course, the participants are looking into real life adjudicated case examples on the subject matter of director duty of care to exercise skill and diligence. Real life case examples will assist to reflect on the scenario of when a breach could arise or occur. The demonstration of a decided case example is to strengthen insight into the application of a principle of law to case scenarios that would result in impactful practical examples.

COURSE CONTENTS



- Statutory requirement imposed.
- Requirements for the business judgement rule, reliance on the information provided by others, responsibility for the action of delegate and the responsibility of a nominee directors.
- Director's duties applied in the case context.
- Analysis by case studies.

LEARNING OUTCOMES

By attending this course, participants will be able to:



- Explain the statutory requirement imposed on the Director to exercise reasonable skill and diligence.
- Explain the requirements for the business judgement rule, reliance on the information provided by others, responsibility for the action of delegate and the responsibility of a nominee directors.
- Analyse the decided cases of the given case scenario(s) to consider how Director's duties applied in the case context.

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WHO SHOULD ATTEND

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

ABOUT THE TRAINERS

Dr. Usharani Balasingam was an Associate Professor (retired in early Dec 2023) with the Faculty of Law, University of Malaya. Prior to that, her work experience includes being an active legal practitioner of law as an Advocate and Solicitor of the High Court of Malaya. She was also in legal corporate advisory in Kuala Lumpur City Centre Berhad before entering academia. Dr Usha has taught Company Law and Corporate Governance in the Faculty of Law, University of Malaya. She has researched and presented papers in local and international conferences. She has published articles in local and international journals and book chapters in the areas of education, law and ethics. She has also undertaken consultancy and projects in these areas. Dr Usha is a co-author of Navigating Companies Act 2016 for SMEs (2018, Sweet & Maxwell).

Her publication on corporate law related matters includes:

1. Section 17A of the Malaysian Anti-Corruption Act 2009: Corporate Liability and Beyond Malayan Law Journal vol 5 July - August 2020 Lexis Nexis;
2. Directors Duties: The Foundation of Good Corporate Governance (Part 1) 2019 Current Law Law Vol 7 p 1; and
3. Directors Duties: The Foundation of Good Corporate Governance (Part 2) 2019 7 Current Law Journal xxxiii.

ADMINISTRATIVE DETAILS

Date	06 November 2025
Platform	Virtual platform
Time	9.00 am - 1.00 pm
Training Methodology	Lecture and case discussion.
	RM300.00 Standard
Fee	RM250.00 Licensed Secretary. Member of MAICSA, MIA, Malaysian Bar, MACS, MICPA, Sabah Law Society & Advocates Assoc. of Sarawak.
SSM CPE Points	4 points

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HOW TO REGISTER?

STEP 01

Strictly via online registration at www.ssm4u.com.my/ecomtrac

STEP 02

NEW USER (First Time Login)

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

EXISTING USER

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

STEP 03

- 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

PROGRAMME FEE

- Fee is payable to SURUHANJAYA SYARIKAT MALAYSIA.
- Admittance to training programme shall be granted only upon registration and full payment is received.

PAYMENT MODE

- Registrations and payment for training programmes MUST be made through online at e-COMTRAC (www.ssm4u.com.my/ecomtrac). Upon submitting the registration application, participants are deemed to have read and accepted the terms and conditions herein.
- Payment by cash and cheque is not acceptable effective from January 2021.

CLASSROOM TRAINING

- For classroom-based training, a confirmation e-mail will be sent to participants at least 1 working day prior to the programme.
- Participants are required to present Malaysia's identification card (MyKAD/NRIC) and foreign participants are required to present passport at the registration counter for verification and admission to training programme.
- Admittance may be denied upon failure to present identification card / passport.

WEBINAR ACCESS LINK

- A notification e-mail with the webinar access link will be sent to participants at least 1 working day prior to the webinar.
- The access link is unique for registered participants and should not be forwarded or shared with others.

CERTIFICATE OF ATTENDANCE

- Upon full attendance of the programme and payment is received, participants will be issued an e-Certificate of Attendance. For this purpose, it is imperative to fill in the email address correctly.
- Participants can download the e-Certificate of Attendance from e-COMTRAC platform in three (3) working days after the programme. Please take note that the certificate is available for download up to 30 days from the conclusion of the programme. An administrative fee of RM30.00 per copy is chargeable for downloading the certificate after the 30th day and 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 to participants 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

SSM is registered as a training provider with HRD Corp under GOV1000117857. All trainings are claimable under SBL Scheme subject to HRD Corp approval. Participant's employer needs to apply for grant at least one day before the commencement of training.

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COMPANIES COMMISSION OF MALAYSIA TRAINING ACADEMY & KNOWLEDGE MANAGEMENT DIVISION



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