



**COMPANIES ACT 2016:  
AMENDMENT OF PRACTICE DIRECTIVE NO. 4/2018**

**DOCUMENTS UNDER DIVISION 8, PART III OF THE  
COMPANIES ACT 2016, THE LODGEMENT REQUIREMENTS  
AND RELATED MATTERS**

1. The Practice Directive No. 4 /2018 is amended by inserting after paragraph 5 the following paragraph:

“5A. The documents shall be lodged in accordance with the timeframe specified in paragraph 6”;

2. Paragraph 6 of the Practice Directive No. 4/2018 is amended by substituting with the following paragraph:

“6. For the purposes of lodgement of Division 8, Part III of the Companies Act 2016, the relevant documents to be lodged are listed in **Schedule B** of Practice Directive 1/2017 are as follows:

No	Section/ Rules	Forms	Timeframe for lodgement with the Registrar
1	Section 396/ Rule 3	Notification of commencement of the moratorium for voluntary arrangement	On the same day the proposal is filed to the Court

No	Section/ Rules	Forms	Timeframe for lodgement with the Registrar
2	Para 10(a) and (c), Eighth Schedule	Notification for advertisement of commencement of moratorium for voluntary arrangement	Within 7 days from the commencement of the moratorium period
3	Para 12(a) and (b), Eighth Schedule/ Rule 7	Notification for advertisement of the end of moratorium	Within 7 days after a moratorium comes to an end and after the notification is filed to the Court.
4	Section 400(7) / Rule 4	Notification of results of creditors' meeting and meeting of members	On the same day the notification is filed to the Court (Within 7 days from the date of the meeting).
5	Paragraph 5, Seventh Schedule/ Rule 5	Notification of withdrawal of consent to act as nominee	On the same day the notification is filed to the Court
n6	Section 401(2)/ Rule 6	Notification of replacement of nominee	On the same day the notification is filed to the Court
7	Subdivision 1, Division 8 Part III	Notification on orders of Court pursuant to application under Division 8 of Part III	Within 3 days from the date of the making of the order
8	Section 408(2)/ Rule 8	Notification of application for judicial management order	On the same day the application is filed to the Court
9	Section 408(1)/ Rule 11	Notification for advertisement of notice of the application for judicial management order	On the same day the notification is advertised
10	Section 413	Notification of appointment of new judicial manager	Within 3 days from the date of the making of the order

No	Section/ Rules	Forms	Timeframe for lodgement with the Registrar
11	Section 417 (to be read together with section 424(4), Subdivision 2, Division 8.	Notification for the discharge of judicial manager	Within 7 days from the date of the making of the order
12	Section 418(1) (a)	Notification of notice of judicial management order	Within 7 days from the date of the order
13	Section 419(5)	Company statements of affairs at the date of the judicial management order	Within 7 days from the receipt of such statement from the company
14	Section 420(1)(a)	Notification of statement of proposals	Within 60 days or such longer period as the Court may allow after the date of the making the order
15	Sections 421(4) and 423(5)	Notification of results of the creditors' meeting	Within 7 days from the date of the meeting.
16	Section 406 (3)	Notification of application for the extension of judicial management order	Within 7 days from the date of the making of the application.
17	Section 418 (1)(a)/ Rule 37	Notification of extension of judicial management order	Within 7 days from the date of the making of the order
18	Sections 421(7), 424(3) and 425(5)	Notification for the discharge of judicial management order	Within 7 days from the date of making of the order
19	Subdivision 2, Division 8 Part III	Notification of orders of Court for application under Division 8 of Part III	Within 14 days from the date of the making of the order

No	Section/ Rules	Forms	Timeframe for lodgement with the Registrar
		Information update for the application of judicial management order	Within 7 days from the updates received from the Court

”;

3. First column and second row of table under paragraph 7 of the Practice Directive No. 4/2018 is amended by substituting the words “for late lodgement of document under s 609(2) by – “the words “for late lodgement of document after the period prescribed under this Act or pursuant to extension under s 609(2) by –”; and

4. Third column and third row of table under paragraph 8 of the Practice Directive No. 4/2018 is amended, by inserting the words “liquidator/ judicial manager” after the words “director(s)”.

**REGISTRAR OF COMPANIES**  
**COMPANIES COMMISSION OF MALAYSIA**  
**7 NOVEMBER 2018**