



SURUHANJAYA SYARIKAT MALAYSIA  
COMPANIES COMMISSION OF MALAYSIA  
(Agensi di bawah KPDNHEP)

**FREQUENTLY ASKED QUESTIONS**  
**MORATORIUM OF SUBMISSION OF STATUTORY DOCUMENTS**  
**TO SSM**

“In view of the Movement Control Order (MCO), SSM will grant a moratorium of 30 days from the end of the MCO to lodge all affected statutory documents with SSM. There will be no imposition of late lodgement fee during the moratorium period.”

NO.	QUESTION	ANSWER
1.	What is the reason for this initiative?	To replace the days lost, due to Movement Control Order (MCO), for companies to lodge statutory documents to Companies Commission of Malaysia (SSM) without having to incur any late lodgement fee.
2.	Who is eligible for this initiative?	All companies and limited liability partnerships having obligations to lodge statutory documents during the MCO period.
3.	How will this be implemented?	SSM will automatically grant a moratorium of 30 days from the end of the MCO period for companies to lodge all affected statutory documents.  Affected companies and limited liability partnerships do not need to apply for the moratorium.  No late lodgement fee will be imposed during the 30 days moratorium.
4.	What are some of the examples of the statutory documents?	All mandatory submission of statutory documents, including but not limited to:  (a) Submission of Annual Returns;

		<p>(b) Submission of Financial Statements;</p> <p>(c) Updating of shareholder information;</p> <p>(d) Updating information on changes of Directors and Officers;</p> <p>(e) Updating of registered or business address.</p>
5.	When will the moratorium period commence?	The moratorium period will commence on 1 September 2020 and will end on 30 September 2020.
6.	What is the purpose of the "moratorium period"?	<p>The moratorium period is an incentive given to companies and limited liability partnerships to lodge statutory documents with SSM which otherwise would not be able to be lodged due to the MCO.</p> <p>A company need not apply for further extension of time (EOT) if the company is able to lodge the statutory documents on or before 30 September 2020 even if the extended period of time under the Covid-19 incentive had expired.</p>
7.	Can the moratorium period be enjoyed by all companies for the purpose of lodgement of financial statements to SSM? If the company has applied for an extension of time under PD 6/2020 but the extended period of time ends on or before 31 August 2020, is the company eligible to enjoy the moratorium period?	<p>The moratorium period can be enjoyed by all companies. If the last day of the approved extended period of time (EOT) under PD 6/2020 ends on or before 31 August 2020, the company can enjoy the 30-day moratorium period.</p> <p>Therefore, the financial statements of the company should be lodged with the Registrar by 30 September 2020.</p> <p>For the purposes of circulating financial statements and holding an AGM under such circumstances, the company is deemed to have complied with the required time frame under Sections 258 and 340 of the Companies Act 2016 if the company lodges the statutory documents to the Registrar on or before 30 September 2020.</p>
8.	If a company is still unable to lodge the financial statements	The company must apply for subsequent EOT and attach the copy of email

	<p>before 30 September 2020, should the company apply for a further EOT?</p>	<p>application and Appendix A in the PD 6/2020 under Covid-19 Initiative which were previously submitted pursuant to PD 6/2020. Each application will be processed on a case-to-case basis. Fees paid for EOT application made prior to the commencement of the MCO are not refundable.</p>
9.	<p>If a company did not submit any application under the Covid-19 initiative and the circulation date has expired before 30 June 2020, can the company enjoy this moratorium?</p>	<p>The company can benefit from the moratorium period of 30 days provided the company lodges the statutory documents by 30 September 2020.</p>
10.	<p>My company's financial year end was on 30 June 2019 and SSM has approved the company's EOT application for the circulation and lodgement of financial statements prior to the commencement of the MCO. Subsequently, my company has applied for an EOT under this initiative.</p> <p>Can my company benefit from this moratorium period of 30 days?</p> <p>If I need more time, can the company apply for another EOT?</p>	<p>If a company's application for an EOT to circulate and lodge financial statements was approved by SSM prior to the commencement of the MCO and the company's financial year end is from 1 June 2019 to 30 September 2019, the company is eligible to enjoy the moratorium period of 30 days.</p> <p>If the company still requires more time, any subsequent application for an EOT will be processed on a case-to-case basis.</p>