

COMPANIES ACT 2016

COMPANIES (CORPORATE RESCUE MECHANISM) RULES 2018

ARRANGEMENT OF RULES

PART I

PRELIMINARY

Rule

1. Citation and commencement
2. Application of Rules of Court 2012

PART II

VOLUNTARY ARRANGEMENT

3. Filing of proposal for voluntary arrangement
4. Report of result of creditors' meeting and meeting of members
5. Withdrawal of nominee's consent
6. Replacement of nominee
7. End of moratorium in voluntary arrangement

PART III

JUDICIAL MANAGEMENT

8. Application for judicial management order
9. Hearing date of application for judicial management order
10. Service of application for judicial management order
11. Advertisement of notice of application for judicial management order
12. Copy of application and supporting affidavit to be furnished to creditor or member

13. Notice of intention to appear
14. List of persons intending to appear
15. Affidavit opposing application and affidavit in reply
16. Substitution of any person as applicant
17. Judicial management order
18. Proof of debt
19. Statement of accounts
20. Claim for wages and salaries by employees of company under judicial management
21. Summary of statement of affairs of company
22. Notice of first creditors' meeting
23. Summoning of creditors' meeting
24. Proof of notice of creditors' meeting
25. Non-receipt of notice by creditor
26. Place of creditors' meeting
27. Chairman of creditors' meeting
28. Quorum
29. Creditors entitled to vote in creditors' meeting
30. Creditors not entitled to vote in certain cases
31. Votes of secured creditors in creditors' meeting
32. Admission and rejection of proof of debt for purpose of voting in creditors' meeting
33. Minutes of creditors' meeting
34. Filing of result of creditors meeting
35. Costs for summoning creditors' meeting by other person

36. Committee of creditors
37. Application to extend judicial management order

PART IV

GENERAL

38. Court fees
39. Matters to be heard in open court and chambers
40. Notice of application

FIRST SCHEDULE

SECOND SCHEDULE

THIRD SCHEDULE

COMPANIES ACT 2016

COMPANIES (CORPORATE RESCUE MECHANISM) RULES 2018

IN exercise of the powers conferred by section 616 of the Companies Act 2016 [Act 777], the Rules Committee makes the following rules:

PART I

PRELIMINARY

Citation and commencement

1. (1) These rules may be cited as the **Companies (Corporate Rescue Mechanism) Rules 2018**.

(2) These Rules come into operation on 1 March 2018.

Application of Rules of Court 2012

2. Where there is no specific procedure provided in these Rules in respect of a voluntary arrangement or judicial management, the procedure provided in the Rules of Courts 2012 [P.U. (A) 205/2012] shall apply.

PART II

VOLUNTARY ARRANGEMENT

Filing of proposal for voluntary arrangement

3. A director of a company, judicial manager or liquidator who makes a proposal for a voluntary arrangement under section 396 of the Act shall—

(a) file the proposal for a voluntary arrangement in Form 1 of the First Schedule together with the documents specified in subsection 398(1) of the Act to the Court; and

- (b)* notify the Registrar of the proposal for a voluntary arrangement on the date of filing of Form 1 in such manner as may be determined by the Registrar.

Report of result of creditors' meeting and meeting of members

4. A nominee appointed under subsection 397(1) of the Act shall—

- (a)* file a report of the result of a creditors' meeting or meeting of members under subsection 400(7) of the Act to the Court in Form 2 of the First Schedule within seven days from the date of the meeting; and
- (b)* notify the Registrar of the result of a creditors' meeting or meeting of members on the date of filing of Form 2 under paragraph *(a)* in such manner as may be determined by the Registrar.

Withdrawal of nominee's consent

5. (1) Where a nominee appointed under subsection 397(1) of the Act withdraws his consent to act as nominee under paragraph 5 of the Seventh Schedule to the Act, the nominee shall as soon as practicable file the withdrawal of consent in Form 3 of the First Schedule to the Court.

(2) The nominee referred to in subrule (1) shall—

- (a)* notify the Registrar of the withdrawal of consent on the date of filing of Form 3 under subrule (1) in such manner as may be determined by the Registrar;
- (b)* notify the company of the withdrawal of consent by furnishing, on the date of filing of Form 3 under subrule (1), a copy of Form 3 so filed; and
- (c)* notify the creditors of the company of the withdrawal of consent by delivering, within seven days from the date of filing of Form 3 under subrule (1), a copy of Form 3 so filed.

Replacement of nominee

6. (1) The directors of a company or Official Receiver or the nominee appointed under subsection 397(1) of the Act may make an application for replacement of the nominee by another person to the Court under subsection 401(2) of the Act in accordance with rule 40.

(2) A person appointed as a replacement nominee pursuant to an application made under subrule (1) shall file to the Court a statement indicating his consent to act as nominee in Form 4 of the First Schedule.

(3) The replacement nominee referred to in subrule (2) shall, on the date of filing of Form 4 under subrule (2), notify the Registrar of his appointment in such manner as may be determined by the Registrar.

End of moratorium in voluntary arrangement

7. The nominee shall within seven days after the date the moratorium referred to in section 398 of the Act comes to an end under paragraph 5, 6, 7 or 8 of the Eighth Schedule to the Act—

- (a) notify the Court of the fact of the end of the moratorium by filing Form 5 of the First Schedule to the Court;
- (b) furnish a copy of Form 5 filed under paragraph (a) to the Registrar in such manner as may be determined by the Registrar; and
- (c) furnish a copy of Form 5 filed under paragraph (a) to the company and creditors.

PART III

JUDICIAL MANAGEMENT

Application for judicial management order

8. (1) A company or its creditor shall, by originating summons, file an application for a judicial management order under section 404 of the Act to the Court in Form 6 of the First Schedule together with a supporting affidavit in Form 7 of the First Schedule.

(2) The supporting affidavit referred to in subrule (1) shall be affirmed—

(a) by the person making the application for a judicial management order;
or

(b) if there is more than one supporting affidavit or the application for a judicial management order is made by a company, by any director or any person authorized by the company.

(3) The company or its creditor referred to in subrule (1) shall, on the date of filing of Form 6 under subrule (1), notify the Registrar of the application for a judicial management order in such manner as may be determined by the Registrar.

Hearing date of application for judicial management order

9. (1) Upon receiving an application for a judicial management order under subrule 8(1), the Court shall fix a hearing date for the application on a date not later than sixty days from the date the application is filed.

(2) The Court may alter the hearing date fixed under subrule (1) at any time before the notice of the application for a judicial management order is advertised under paragraph 408(1)(a) of the Act.

Service of application for judicial management order

10. (1) Any creditor who files an application for a judicial management order under subrule 8(1) shall serve the application and its supporting affidavit on the company within five days from the date the application is filed.

(2) The application for a judicial management order may be served—

(a) by leaving a copy of the application and its supporting affidavit with the secretary, director or other officer of the company at the registered office of the company;

(b) where no such secretary, director or other officer can be found at the registered office of the company, by leaving a copy of the application and its supporting affidavit at the registered office of the company; or

(c) by leaving a copy of the application and its supporting affidavit with any member of the company as the Court may direct.

(3) Any creditor who served the application for a judicial management order under subrule (1) shall make an affidavit of service in Form 8 of the First Schedule.

Advertisement of notice of application for judicial management order

11. (1) A notice of an application for a judicial management order shall be advertised by the applicant in accordance with paragraph 408(1)(a) of the Act in Form 9 of the First Schedule not less than fourteen days before the hearing date of the application for a judicial management order.

(2) If the applicant for a judicial management order does not advertise the notice of an application for a judicial management order containing all the contents of Form 9 or in the manner required under this rule, the Court may—

- (a) dismiss the application for a judicial management order; or
- (b) fix a new hearing date.

(3) The applicant shall, on the date the notice of an application for a judicial management order is advertised, lodge a copy of the notice with the Registrar in accordance with subsection 408(2) of the Act.

Copy of application and supporting affidavit to be furnished to creditor or member

12. Upon request in writing and payment of one ringgit for each page or part of a page of the application for a judicial management order or its supporting affidavit by any creditor or member of a company, the applicant for the judicial management order shall furnish a copy of such application and affidavit to the creditor or member of the company within forty-eight hours of the request.

Notice of intention to appear

13. (1) The following person who intends to appear at the hearing of an application for a judicial management order to oppose the application shall serve the notice of intention to appear on the applicant or his solicitor:

- (a) any person who has appointed or is or may be entitled to appoint a receiver or receiver and manager under subparagraph 408(1)(b)(ii) of the Act; or
- (b) any secured creditor referred to in paragraph 409(b) of the Act.

(2) The notice of intention to appear referred to in subrule (1) shall—

- (a) be made in Form 10 of the First Schedule; and

(b) be served, either personally or by post, not later than twelve noon of the day preceding the hearing date of the application for a judicial management order.

(3) Any person referred to in subrule (1) who fails to comply with this rule shall not, without leave of the Court, be allowed to appear at the hearing of the application for a judicial management order.

List of persons intending to appear

14. (1) Upon receiving the notice of intention to appear under rule 13, the applicant for a judicial management order or his solicitor shall prepare a list in Form 11 of the First Schedule which contains the names and addresses of the persons who intend to appear at the hearing of the application for a judicial management order and of their respective solicitors.

(2) The applicant for a judicial management order or his solicitor shall submit the list referred to in subrule (1) to the Court on the hearing date of the application.

Affidavit opposing application and affidavit in reply

15. (1) Any person who opposes the application for a judicial management order under rule 8 shall file to the Court an affidavit opposing the application and serve a copy of that affidavit on the applicant for a judicial management order or his solicitor not later than seven days from the hearing date of the application.

(2) Any affidavit in reply to the affidavit opposing the application for a judicial management order under subrule (1) shall be filed to the Court by the applicant within three days from the date of service of the affidavit opposing the application on the applicant or his solicitor.

Substitution of any person as applicant

16. (1) Where an applicant for a judicial management order—

(a) is not entitled to make an application for a judicial management order;

- (b)* fails to comply with rule 8, 9, 10, 11, 12, 13, 14 or 15;
- (c)* withdraws his application for a judicial management order; or
- (d)* fails to appear in support of his application for a judicial management order on the date originally fixed for the hearing of the application or on other date which the hearing has been adjourned to,

the Court may, upon such terms as it thinks just, substitute the applicant with any other person who, in the opinion of the Court, is entitled to make the application for a judicial management order and who is desirous to proceed with the application.

(2) An order to substitute an applicant for a judicial management order shall be in Form 12 of the First Schedule.

Judicial management order

17. (1) A judicial management order made under section 405 of the Act shall be in Form 13 of the First Schedule.

(2) Where a judicial management order is made by the Court under section 405 of the Act, the applicant shall inform the judicial manager of the judicial management order in Form 14 of the First Schedule within two days from the date of the judicial management order.

(3) The judicial manager shall within five days from the date of being informed of the judicial management order under subrule (2)—

- (a)* publish a notice of the judicial management order in Form 15 of the First Schedule pursuant to paragraph 418(1)(*b*) of the Act; and
- (b)* send a copy of the judicial management order and a notice of the order published under paragraph (*a*) to the Registrar in such manner as may be determined by the Registrar.

(4) Unless otherwise directed by the Court, the judicial manager shall send a copy of the judicial management order to the company pursuant to section 418 of the Act either personally or by registered post addressed to the secretary of the company at the registered office of the company.

Proof of debt

18. (1) Where a creditor receives a copy of the judicial management order pursuant to paragraph 418(1)(c) of the Act, the creditor shall prove his debt by submitting his proof of debt in Form 16 of the First Schedule either personally or by registered post to the judicial manager within fourteen days from the date of receipt of the judicial management order unless otherwise directed by the Court.

(2) The judicial manager may at any time call for the production of the relevant documents to substantiate the proof of debt.

(3) A creditor shall bear the costs of proving his debt in a judicial management unless otherwise directed by the Court.

Statement of accounts

19. A licensed moneylender who submits a proof of debt under rule 18 in respect of a loan made by him to a borrower shall submit to the judicial manager a statement of accounts in the form specified in the First Schedule to the Moneylenders Act 1951 [Act 400] within fourteen days from the date of submission of the proof of debt.

Claim for wages and salaries by employees of company under judicial management

20. (1) Where there are more than one claims for wages or salaries by the employees of a company under judicial management, it shall be sufficient if one proof of debt is made for all such claims in accordance with Form 17, on behalf of such employees, either by a person authorized by the company or a trade union recognized by the company.

(2) A list setting forth the names and addresses of the employees who claim for wages or salaries under subrule (1) and the amounts severally due to such employees shall be annexed to Form 17.

(3) Any proof of debt made in compliance with this rule shall have the same effect as if a separate proof of debt had been made by each of the said employees.

Summary of statement of affairs of company

21. Where a judicial manager receives a company's statement of affairs under subsection 418(2) of the Act, the judicial manager shall, as soon as practicable, send to each creditor mentioned in the company's statement of affairs—

- (a) a summary of the company's statement of affairs including the causes of its inability to pay its debts; and
- (b) any observation on the company's statement of affairs which the judicial manager thinks fit.

Notice of first creditors' meeting

22. (1) Where a meeting of creditors is summoned under paragraph 420(1)(b) of the Act for the first time, the judicial manager shall give notice of such meeting—

- (a) by sending such notice to all creditors of the company to their last known address either personally or by post not less than fourteen days from the date of the meeting;
- (b) by publishing such notice in one widely circulated newspaper in Malaysia in the national language and one widely circulated newspaper in Malaysia in the English language; and
- (c) by sending such notice to any director or officer of the company which is placed under the judicial management, who in the opinion of the judicial manager ought to attend the meeting, at the registered address

of the company either personally or by post not less than seven days from the date of the meeting.

(2) Any director or officer who receives the notice of the first creditors' meeting under paragraph (1)(c) shall attend such meeting.

Summoning of creditors' meeting

23. (1) The judicial manager shall summon a creditors' meeting under subsection 423(2) of the Act by sending a notice of the meeting to—

(a) every creditor of the company; and

(b) every person appearing as a creditor of the company in the company's books,

either personally or by post not less than fourteen days from the date of the meeting.

(2) The notice to each creditor referred to in paragraphs (1)(a) and (b) shall be sent by the judicial manager—

(a) to the address given in the creditor's proof of debt;

(b) if the creditor has not proved his proof of debt, to the address given in the statement of affairs of the company; or

(c) to the last known address of the creditor.

(3) The proceedings at a creditors' meeting shall not be invalidated by reason of any summary of the statement of affairs of the company or notice required by these Rules not having been sent or received before the meeting.

Proof of notice of creditors' meeting

24. (1) The judicial manager shall, upon sending a notice of the creditors' meeting under rule 22 or 23, make an affidavit in Form 18 of the First Schedule.

(2) The affidavit referred to in subrule (1) shall be filed to the Court within seven days from the date of service of such affidavit.

(3) The affidavit made pursuant to subrule (1) shall be sufficient evidence of such notice having been duly sent to the person to whom the notice was addressed.

Non-receipt of notice by creditor

25. Unless the Court otherwise orders, where a creditors' meeting is summoned by the judicial manager under rule 22 or 23, the proceedings and resolutions at the meeting shall be valid notwithstanding that any creditor may not have received the notice sent to him.

Place of creditors' meeting

26. Every creditors' meeting shall be held at such place as the judicial manager considers most convenient to the majority in total value of the creditors.

Chairman of creditors' meeting

27. (1) All creditors' meetings summoned by a judicial manager under rule 22 or 23 shall be presided by the judicial manager or any other person nominated by the judicial manager.

(2) Any other creditors' meeting, other than the meetings referred to in subrule (1), shall be presided by any person as the members of the meeting, by resolution, appoint.

Quorum

28. (1) A quorum for a creditors' meeting under rule 22 or 23 shall be—

(a) where the number of creditors who are entitled to vote is more than three, three creditors; or

(b) where the number of creditors who are entitled to vote does not exceed three, all of the creditors.

(2) If a quorum of creditors is not present within half an hour from the time appointed for holding the creditors' meeting, the meeting shall be adjourned to—

(a) the same day in the following week at the same time and place; or

(b) such other date as the chairman may appoint not being less than seven days but not more than twenty-one days from the date of the creditors' meeting.

(3) Where within half an hour from the time appointed for the adjourned meeting under subrule (2) the quorum of creditors is not present, the judicial manager shall not fix another date for the creditors' meeting.

(4) For the purpose of subrule (3), the judicial manager shall report the result of the adjourned meeting to the Court pursuant to subsection 421(4) or 423(5) of the Act, as the case may be, and shall state that the quorum of the meeting was not present.

Creditors entitled to vote in creditors' meeting

29. A person shall not be entitled to vote as a creditor in a creditors' meeting or any adjourned creditors' meeting under rule 22 or 23 unless he has duly submitted to the judicial manager a proof of debt in Form 16 of the First Schedule—

- (a) in accordance with rule 18; or
- (b) not later than the date specified for the submission of the proof of debt in the notice summoning the meeting or adjourned meeting.

Creditors not entitled to vote in certain cases

30. (1) A creditor of a company under judicial management shall not be entitled to vote in respect of—

- (a) any unliquidated or contingent debt;
- (b) any debt the value of which is not ascertained; or
- (c) any debt secured by a current bill of exchange or promissory note held by the creditor unless the creditor is willing to treat the liability to him on the bill of exchange or promissory note of every person who is liable antecedently to the company, and against whom a bankruptcy order, or in the case of a company, a winding up order has not been made, as a security in his hands.

(2) The creditor shall estimate the liability under paragraph (1)(c), and for the purposes of voting, the amount of the estimated liability shall not be included in the total value of his proof of debt.

Votes of secured creditors in creditors' meeting

31. (1) For the purpose of voting, a secured creditor shall state in his proof of debt—

- (a) the particulars of his security;
- (b) the date on which the security was given; and
- (c) the value at which he assesses the security,

and the secured creditor shall be entitled to vote in a creditors' meeting only in respect of the balance of debt, if any, due to him after deducting the value of his security.

(2) If the secured creditor votes in respect of his whole debt without deducting the value of his security, he shall be deemed to have surrendered his security, unless the Court, on application by any person, is satisfied that the omission to value the security has arisen from inadvertence.

Admission and rejection of proof of debt for purpose of voting in creditors' meeting

32. (1) A chairman of a creditors' meeting shall have the power to admit or reject a proof of debt for the purpose of voting.

(2) If the chairman is in doubt whether a proof of debt is to be admitted or rejected, the chairman shall treat the proof of debt as being objected.

(3) Where the proof of debt of a creditor is treated as being objected under subrule (2), the chairman shall allow the creditor to vote, and shall state in the report of the result of creditors' meeting filed under rule 34 that the proof of debt has been treated as being objected.

Minutes of creditors' meeting

33. (1) The chairman shall cause minutes of the proceedings at the creditors' meeting to be prepared and entered in a book kept for that purpose.

(2) The minutes prepared under subrule (1) shall be signed by the chairman presiding that meeting or by the chairman of the next ensuing meeting.

Filing of result of creditors' meeting

34. The result of every creditors' meeting conducted pursuant to section 421 or 423 of the Act shall be filed by the judicial manager to the Court in Form 19 of the First Schedule within seven days from the date of the creditors' meeting together with other relevant documents specified in Form 19.

Costs for summoning creditors' meeting by other person

35. (1) The costs of summoning a creditors' meeting by any person other than the judicial manager shall—

(a) be paid by the person summoning the meeting; or

(b) be paid out of the assets of the company if the Court by order, or the creditors by resolution, so direct.

(2) The person summoning the creditors' meeting referred to in subrule (1) shall, before the creditors' meeting is summoned, deposit with the judicial manager such sum as may be required by the judicial manager as security for the payment of such costs.

(3) The costs of summoning a creditors' meetings referred to in subrule (1), including all disbursements for printing, stationery, postage and the hire of room, shall be calculated at the following rate for each creditor to whom notice is required to be sent:

(a) five ringgit for each creditor for the first fifty creditors;

(b) three ringgit for each creditor for the next fifty creditors; and

(c) two ringgit for each creditor for any number of creditors after the first hundred creditors.

Committee of creditors

36. (1) The committee of creditors established under section 422 of the Act shall consist of not less than five persons and not more than seven persons—

(a) one of whom shall be—

(i) an employee of the company, other than a director or former director; or

(ii) where the employees are members of a trade union, the trade union recognized by the company,

to represent the employees of the company; and

(b) one of whom shall be a shareholder of the company to represent the shareholders.

(2) The committee of creditors shall hold a meeting at least once every fourteen days unless the committee resolves otherwise.

(3) The employee or trade union, and the shareholder referred to in paragraphs (1)(a) and (b) respectively shall attend all meetings of the committee of creditors but shall not be entitled to vote as a member of the committee.

(4) The committee of creditors shall in any of its meeting—

(a) elect a chairman, who is entitled to vote, from amongst its members other than the employee or trade union, and the shareholder referred to in paragraphs (1)(a) and (b); and

(b) decide on the quorum of the meeting.

(5) All decisions in a meeting of the committee of creditors shall be made by a resolution in writing signed by a majority in number of the members entitled to vote.

(6) Any vacancy in the committee of creditors shall be filled at the discretion of the committee.

Application to extend judicial management order

37. (1) The judicial manager may make an application to the Court to extend the period of a judicial management order under subsection 406(1) of the Act in Form 20 of the First Schedule at least thirty days before the expiry of the order.

(2) The extension order of the judicial management order shall be in Form 21 of the First Schedule.

(3) Where an application to extend a judicial management order has been granted by the Court, the judicial manager shall—

(a) within seven days from the date of the making of the extension order, send in such manner as may be determined by the Registrar a copy of the extension order to the Registrar; and

(b) within seven days from the date of the making of the extension order, publish a notice of the extension order in Form 22 of the First Schedule in one widely circulated newspaper in Malaysia in the national language and one widely circulated newspaper in Malaysia in the English language.

(4) Unless otherwise directed by the Court, the judicial manager shall send a copy of the extension order to the company either personally or by registered post addressed to the secretary at the registered office of the company.

PART IV

GENERAL

Court fees

38. (1) The fees for all matters relating to a voluntary arrangement or judicial management filed in Court shall be as specified in the Second Schedule.

(2) The fees shall be collected in such manner as the Chief Judge may from time to time direct.

(3) The fees shall not be applicable to the Government or a department of the Government.

Matters to be heard in open court and chambers

39. (1) Every matter filed in Court under these Rules, other than the matters specified in subrule (2), shall be heard in chambers unless the Court otherwise directs.

(2) The following matters shall be heard before the Judge in open court:

(a) appeals to the Court under subsections 401(4) and 419(3) of the Act;
and

(b) applications under Division 8 of Part III of the Act as specified in the Third Schedule.

Notice of application

40. (1) Every application in Court as specified in paragraph 39(2)(b) shall be made by the applicant by way of notice of application in Form 23 of the First Schedule and served on the relevant parties by the applicant not less than three clear days before the date of hearing specified in the notice of application.

(2) No application made under subrule (1) may be served out of time on the relevant parties unless with the leave of the Court.

(3) An application for leave to serve a notice of application out of time shall be made *ex-parte*.

FIRST SCHEDULE

FORM 1

[Rule 3]

PROPOSAL FOR VOLUNTARY ARRANGEMENT

To the Registrar of the High Court,

Name of Company:

Company No.:

I, _____ (*name of proposer*) of _____
(*address of registered office (company)/business address (other than company)*), state
as follows:

1. _____ (*name of the company*) was incorporated on
the _____ day of _____ 20_____.

2. The registered office of the company is at _____

3. The issued capital of the company is RM _____. The amount of the capital
paid up or capital credited as paid up is RM _____ and the amount of capital
unpaid is RM _____.

4. The nature of business of the company are as follows:

- (a) _____
- (b) _____
- (c) _____

5. The company is eligible for a moratorium.

6. The nominee under the voluntary arrangement _____
(*name and I.C. No.*), having his principal place of business at _____
(*address*) has given consent to act as nominee.

7. The company *has/has not previously applied for a voluntary arrangement.
(State the details of the voluntary arrangement if the company has previously applied for a voluntary arrangement i.e., the date of filing to Court, moratorium period and name of nominee).
8. The following documents are hereby attached:
- (a) the terms of the proposed voluntary arrangement under paragraph 397(1)(a) of the Companies Act 2016;
 - (b) the statement of company's affairs containing particulars of the company's creditors and of its debts, liabilities and assets under paragraph 397(1)(b) of the Companies Act 2016;
 - (c) the statement of nominee indicating his opinion under subsection 397(2) of the Companies Act 2016; and
 - (d) the statement of consent to act by the nominee under paragraph 398(1)(d) of the Companies Act 2016.

Dated this _____ day of _____ 20_____.

(Proposer)
Name of proposer: _____
I.C. No.: _____
*Address of registered office
(company)/business address (other
than company): _____

*Delete whichever inapplicable.

FORM 2

[Rule 4]

REPORT OF RESULT OF *CREDITORS' MEETING/MEETING OF MEMBERS

To the Registrar of the High Court,

Name of Company:

Company No.:

1. It is hereby notified that a *creditor's meeting/meeting of members pursuant to section 399 of the Companies Act 2016 has been held as follows:

Date of meeting: _____

Time of meeting: _____

Venue of meeting: _____

2. *It is hereby notified that the results of the creditors' meeting are as follows:

(a) *that a majority of the creditors of at least 75% of the total value of creditors present and voting either in person or by proxy has approved the proposed voluntary arrangement.

(b) *that a majority of the creditors present and voting either in person or by proxy has disapproved the proposed voluntary arrangement.

(c) *that a majority of the creditors of at least 75% of the total value of creditors present and voting either in person or by proxy has approved the extension of the moratorium for a period of _____ days.

(d) *that a majority of the creditors present and voting either in person or by proxy has disapproved the extension of the moratorium.

3. *It is hereby notified that the results of the meeting of members are as follows:

(a) *that a majority of the members present and voting either in person or by proxy has approved the proposed voluntary arrangement.

(b) *that a majority of the members present and voting either in person or by proxy has disapproved the proposed voluntary arrangement.

- (c) *that a majority of the members present and voting either in person or by proxy has approved the extension of the moratorium for a period of _____ days.
- (d) *that a majority of the members present and voting either in person or by proxy disapproved the extension of the moratorium.

Dated this _____ day of _____ 20_____.

(Nominee)
Name of nominee: _____
I.C. No.: _____
Business address: _____

*Delete whichever inapplicable.

FORM 3

[Rule 5]

WITHDRAWAL OF CONSENT TO ACT AS NOMINEE

To the Registrar of the High Court,

Name of Company:

Company No.:

I, _____ (*name of nominee*) of _____
(*business address*), *make oath/affirm and say that I hereby withdraw my consent to
act as the nominee for the abovenamed company.

Sworn at _____
In the State of _____
This _____ day of _____ 20 _____

(*Nominee*)
Name of nominee: _____
I.C. No.: _____
Business address: _____

Before me

Commissioner for Oaths

*Delete whichever inapplicable.

FORM 4

[Rule 6]

CONSENT TO ACT AS REPLACEMENT NOMINEE

To the Registrar of the High Court,

Name of Company:

Company No.:

I, _____ (*name of replacement nominee*) of _____
(*business address*), *make oath/affirm and say that I hereby consent to be appointed
as replacement nominee for the abovenamed company.

Sworn at _____
In the State of _____
This _____ day of _____ 20 _____

(*Replacement nominee*)
Name of replacement nominee:

I.C. No.: _____
Business address: _____

Before me

Commissioner for Oaths

*Delete whichever inapplicable.

FORM 5

[Rule 7]

NOTICE OF END OF MORATORIUM PERIOD
IN VOLUNTARY ARRANGEMENT

To the Registrar of the High Court,

Name of Company:

Company No.:

I, _____ (*name of nominee*) of _____ (*business address*), hereby notify that the moratorium period for voluntary arrangement of the abovenamed company has ended on _____.

Dated this _____ day of _____ 20_____.

(*Nominee*)
Name of nominee: _____
I.C. No.: _____
Business address: _____

FORM 6

[Rule 8]

APPLICATION FOR JUDICIAL MANAGEMENT ORDER
IN THE HIGH COURT IN MALAYA/SABAH AND SARAWAK
O.S. No _____ of 20 _____

In the Matter of the Companies Act 2016
AND
In the Matter of _____

Name of the Applicant

.... Applicant

EX-PARTE ORIGINATING SUMMONS

Let all parties concerned attend before the Judge on _____ day of _____
20 _____ at _____ *a.m./p.m. on the hearing of an application by the
applicant that _____ (*name of company*) may be placed under the
judicial management of a judicial manager pursuant to an order made by the
Court under section 405 of the Companies Act 2016.

Dated this _____ day of _____ 20 _____.

(Seal)

Registrar of the High Court

This summons is taken out by _____ (*solicitor for applicant*)
whose address is at _____

*Delete whichever inapplicable.

Note:

*This summons shall be served together with an affidavit in support of the
application for a judicial management order. This summons may not be served
more than 6 months after the date of this originating summons unless renewed
by order of the Court.*

FORM 7

[Rule 8]

SUPPORTING AFFIDAVIT OF APPLICATION FOR
JUDICIAL MANAGEMENT ORDER

(Title as in action)

I, _____ *(name of applicant)* of _____
*(*address of registered office (company)/business address (other than company),*
*make oath/affirm and say as follows:

1. _____ *(name of company)* (hereinafter called “the company”) was on the _____ day of _____ 20_____ incorporated under the Companies Act 2016.

2. The registered office of the company is at _____

3. The issued capital of the company is RM _____. The amount of the capital paid up or capital credited as paid up is RM _____ and the amount of capital unpaid is RM _____.

4. The nature of business of the company are as follows:

(a) _____

(b) _____

(c) _____

5. The company *is/will be unable to pay its debts and there is a reasonable probability of rehabilitating the company or of preserving all or part of its business as a going concern or that otherwise the interests of creditors would be better served than by resorting to a winding up.

(Please set out in paragraphs the facts on which the applicant relies to support his application).

6. Therefore, the applicant humbly prays as follows:

(a) that the company may be placed under the judicial management of a judicial manager pursuant to an order made by the Court under section 405 of the Companies Act 2016; and

(b) that such other order may be made as the Court thinks just.

Sworn at _____
In the State of _____
This _____ day of _____ 20 _____

(Applicant)
Name of applicant: _____
I.C. No.: _____
*Address of registered office
(company)/business address (other
than company): _____

Before me

Commissioner for Oaths

*Delete whichever inapplicable.

FORM 8

[Rule 10]

AFFIDAVIT OF SERVICE OF APPLICATION FOR
JUDICIAL MANAGEMENT ORDER*(Title as in action)*

I, _____ *(name of creditor)* of _____
*(*address of registered office (company)/business address (other than company),*
 *make oath/affirm and say as follows:

*1. *(In the case of service on a company by leaving documents with a secretary, director or other officer of the company at the registered office)*

That I have on _____ day of _____ 20_____, served on the abovenamed company the Originating Summons of the Application for Judicial Management Order dated _____ day of _____ 20_____ and its supporting affidavit by leaving with _____ *(name and description)*
 *secretary, director or other officer of the company a copy of the Originating Summons of the Application for Judicial Management Order and its supporting affidavit, duly sealed with the seal of the Court, at _____ *(address of registered office)*, on the _____ day of _____ 20_____ at _____*am/pm.

*2. *(In the case of service where no secretary, director or other officer of a company is found at the registered office)*

That I have on the _____ day of _____ 20_____, after failing to find any
 *secretary, director or other officer of the abovenamed company at _____ *(address of registered office)*, left at the registered office of the company a copy of the Originating Summons of the Application for Judicial Management Order dated _____ day of _____ 20_____ and its supporting affidavit, duly sealed with the seal of the Court, at _____*am/pm.

(Please specify with whom or where such documents were left).

*3. *(In the case of service on a member of a company as directed by the Court)*

That I have on the _____ day of _____ 20_____, served on _____
(name of member of the company and description) with a copy of the Originating Summons of the Application for Judicial Management Order dated _____ day of _____ 20_____ and its supporting affidavit, duly sealed with the seal of the Court, by leaving the Originating Summons of the Application for Judicial Management Order and its supporting affidavit with the said member of the company,

at _____ (address) at _____
*am/pm.

4. The Originating Summons of the Application for Judicial Management Order dated _____ day of _____ 20_____ and its supporting affidavit are marked 'A'.

Sworn at _____
In the State of _____
This _____ day of _____ 20 _____

(Creditor)
Name of creditor: _____
I.C. No.: _____
*Address of registered office
(company)/business address (other
than company): _____

Before me

Commissioner for Oaths

*Delete whichever inapplicable.

FORM 9

[Rule 11]

NOTICE OF THE APPLICATION FOR JUDICIAL MANAGEMENT ORDER

(Title as in action)

1. Notice is hereby given that an application for placing the abovenamed company under the judicial management of a judicial manager by the Court has been filed on the _____ day of _____ 20_____

*(a) by the company pursuant to a resolution of *its members/board of directors;

*(b) by _____ *(name of creditor including contingent or prospective creditor)* of _____ *(*address of registered office (company)/business address (other than company))*.

2. The said application is directed to be heard before the Court at _____ *a.m./p.m. on the _____ day of _____ 20_____, and _____ *(name of judicial manager)* of _____ *(business address)* has been nominated as the judicial manager.

3. Any person who intends to oppose the making of a judicial management order under section 405 of the Companies Act 2016 may appear at the time of hearing by himself or his counsel for that purpose.

4. A copy of the application and its supporting affidavit will be furnished to any creditor or member of the company requiring the copy of the application and its supporting affidavit from the applicant upon payment of the charge as specified in rule 12 of the Companies (Corporate Rescue Mechanism) Rules 2018.

5. The applicant's address is _____

6. The applicant's solicitor is _____ of _____ *(address)*

Dated this _____ day of _____ 20_____.

(**Applicant/Solicitor for applicant*)
Name of *applicant/solicitor for
applicant: _____
I.C. No.: _____

*Delete whichever inapplicable.

Note:

- (a) *Any person who intends to appear at the hearing of the application must serve on the applicant or his solicitor a notice in writing of his intention to appear.*
- (b) *The notice of intention to appear must be served, either personally or by post, not later than twelve noon of the _____ day of _____ 20_____ (the day preceding the hearing date of the application).*

FORM 10

[Rule 13]

NOTICE OF INTENTION TO APPEAR AT THE HEARING OF
APPLICATION FOR A JUDICIAL MANAGEMENT ORDER

Name of Company:

Company No.:

Take notice that _____ (*name of creditor/person specified below*) of _____
(**address of registered office (company) /business address (other than company)*)

*being a majority in value of the creditors for RM _____ of the abovenamed company;

*being a person(s) who (*has/have) appointed/(*is/are) entitled to appoint a receiver or receiver and manager

intends to appear at the hearing of the application for a judicial management order advertised to be heard on the _____ day of _____ 20_____ and to oppose

*the nomination of _____ (*name of judicial manager*) as the judicial manager made by the applicant in the application pursuant to subsection 407(3) of the Companies Act 2016;

*the making of a judicial management order pursuant to section 405 of the Companies Act 2016.

Dated this _____ day of _____ 20_____ .

(**Person intending to appear/Solicitor for person intending to appear*)

Name of *person intending to appear/
solicitor for person intending to appear:

I.C. No.: _____
*Address of registered office
(company)/business address (other
than company): _____

*Delete whichever inapplicable.

Note:

The notice of intention to appear must be served, either personally or by post, not later than twelve noon of the _____ day of _____ 20_____ (the day preceding the hearing date of the application).

FORM 11

[Rule 14]

LIST OF PERSONS INTENDING TO APPEAR AT
THE HEARING OF APPLICATION FOR A JUDICIAL
MANAGEMENT ORDER

Name of Company:

Company No.:

*I, _____ (*name of applicant/solicitor for applicant*) of
_____ (**address of registered office
(company)/business address (other than company)*), *make oath/affirm and say
that the following are the names of the persons who have given notice of their
intention to appear at the hearing of application for a judicial management order
on _____ day of _____ 20_____

(a) Name:
Address:
Name and address of solicitor:
Amount of debt (creditor):
Opposing: *the application/nomination of judicial manager:

(b) Name:
Address:
Name and address of solicitor:
Amount of debt (creditor):
Opposing: *the application/nomination of judicial manager:

(c) Name:
Address:
Name and address of solicitor:
Amount of debt (creditor):
Opposing: *the application/nomination of judicial manager:

*(Please list out all the names and particulars of the persons intending to appear
as stated above)*

*I, _____ (*name of applicant/solicitor for applicant*) of
_____ (**address of registered office
(company)/business address (other than company)*), *make oath/affirm and say
that no notice of intention to appear at the hearing of the application for a
judicial management order on _____ day of _____ 20_____ has been
received.

Sworn at _____
In the State of _____
This _____ day of _____ 20 _____

*(*Applicant/Solicitor for applicant)*
Name of *applicant/solicitor for
applicant: _____
I.C. No.: _____
*Address of registered office
(company)/business address (other
than company): _____

Before me

Commissioner for Oaths

*Delete whichever inapplicable.

FORM 12

[Rule 16]

ORDER TO SUBSTITUTE AN APPLICANT FOR JUDICIAL MANAGEMENT ORDER

(Title as in action)

Upon the application for a judicial management order by _____
(name of applicant) on the _____ day of _____ 20_____ being filed with
 the Court for the hearing fixed on _____ day of _____ 20_____ and
 upon finding that the applicant:

- * (1) is not entitled to make the application for a judicial management order;
- * (2) has failed to comply with rule 8, 9, 10, 11, 12, 13, 14 or 15 of the Companies (Corporate Rescue Mechanism) Rules 2018;
- * (3) has withdrawn his application for a judicial management order; or
- * (4) has failed to appear in support of his application for a judicial management order
 *on the date originally fixed for the hearing of the application/on the date which
 the hearing has been adjourned to,

the Court hereby orders that _____
(name of original applicant) be substituted with _____
(name of substituted applicant).

Dated this _____ day of _____ 20_____.

(Seal)

Registrar of the High Court

*Delete whichever inapplicable.

FORM 13

[Rule 17]

JUDICIAL MANAGEMENT ORDER

(Title as in action)

Upon the application for a judicial management order by _____
(name of applicant) on the _____ day of _____ 20_____ being filed with
the Court, and upon hearing the application and all parties concerned, the Court
hereby orders:

- (1) that the abovenamed company be placed under the judicial management of
a judicial manager under section 405 of the Companies Act 2016; and
- (2) that _____ *(name of judicial manager)*
of _____ *(business address)* be
appointed as the judicial manager of the company.

Dated this _____ day of _____ 20_____.

(Seal)

Registrar of the High Court

FORM 14

[Rule 17]

NOTICE TO JUDICIAL MANAGER OF JUDICIAL MANAGEMENT ORDER

Name of Company:

Company No.:

(Under judicial management)

To the Judicial Manager

(Business Address) _____

Notice is hereby given that on the _____ day of _____ 20_____, an order of the Court for placing the abovenamed company under judicial management and appointing you as the judicial manager has been and the relevant particulars are given as follows:

(1) Date of filing of application for judicial management order: _____

(2) Applicant's solicitor: _____

(3) Registered office of the abovenamed company: _____

Dated this _____ day of _____ 20_____.

(*Applicant/Solicitor for applicant)

Name of *applicant/solicitor for applicant: _____

I.C. No.: _____

*Address of registered office (company)/business address (other than company): _____

*Delete whichever inapplicable.

FORM 15

[Rule 17]

NOTICE OF JUDICIAL MANAGEMENT ORDER

(Title as in action)

Notice is hereby given that on the _____ day of _____ 20_____, an order for placing the abovenamed company under judicial management has been made by the Court and the relevant particulars are given as follows:

- (1) Date of filing of application for judicial management order: _____
- (2) Applicant's solicitor: _____
- (3) Date of judicial management order: _____
- (4) Registered office of the abovenamed company: _____

Dated this _____ day of _____ 20_____.

*(*Applicant/Solicitor for applicant)*
Name of *applicant/solicitor for applicant: _____
I.C. No.: _____
*Address of registered office (company)/business address (other than company): _____

*Delete whichever inapplicable.

FORM 16

[Rule 18]

PROOF OF DEBT
(CREDITORS (*SECURED/UNSECURED))

Name of Company:

Company No.

(Under judicial management)

1. Particulars of creditor claiming debt:

Name of creditor: _____

*I.C. No./Passport No./Company No.: _____

*Address of registered office (company)/business address (other than company) (Please see note (a)):

Telephone No.: _____

Fax No.: _____

E-mail: _____

Creditor's Reference No. (Please see note (b)): _____

2. Particulars of debt:

Date debt incurred	Details of debt (Please see note (c))	Currency	Amount (RM)

Total amount of debt claimed (in figures): _____

Total amount of debt claimed (in words): _____

3. Security held:
(Please indicate "NIL" if no securities are held by creditor)

Brief description and value of securities:

4. Declaration:

**I/We declare that to the best of *my/our knowledge and belief, the company owes the amount claimed as specified in item 2.*

Sworn at _____

In the State of _____

This _____ day of _____ 20 _____

(Creditor)

Name of creditor: _____

I.C. No.: _____

*Address of registered office
(company)/business address (other
than company): _____

Before me

Commissioner for Oaths

**Delete whichever inapplicable.*

Note:

(a) Please inform the judicial manager of any change in address.

(b) Please indicate the reference number that will be quoted in future correspondence with the judicial manager.

(c) Please attach copies of documents substantiating the debt claimed. The onus of proof is upon the creditor to prove the debt.

FORM 17

[Rule 20]

CLAIM FOR WAGES AND SALARIES BY EMPLOYEES

Name of Company:

Company No.:

(Under judicial management)

*I, _____ (*name of employee*) of _____ (*address*), employed as _____ (*designation*) by the abovenamed company *make oath/affirm and say that the abovenamed company was on the _____ day of _____ 20_____ and still is justly and truly indebted to me a sum of RM _____ .

*I/We _____ (*name of person authorized by the abovenamed company/trade union recognized by the abovenamed company*) of _____ (*business address*), *make oath/affirm and say as follows:

That the abovenamed company was on the _____ day of _____ 20_____, and still is justly and truly indebted to the employees as specified in the schedule in the amount severally set against their names for the wages or salaries due to them.

Name of employees and *I.C. No./ Passport No.	Address of employees	Designation	Amount (RM)	Payment period for the amount due

Sworn at _____
In the State of _____
This _____ day of _____ 20 _____

*(*Employee/Person authorized/
Trade union)*

Name of *employee/person authorized/
trade union: _____

I.C. No.: _____

*Address of registered office
(company)/business address (other
than _____ company):

Before me

Commissioner for Oaths

*Delete whichever inapplicable.

FORM 18

[Rule 24]

AFFIDAVIT OF NOTICE OF CREDITORS' MEETING

(Title as in action)

I, _____ *(name of judicial manager)* of _____
 _____ *(business address)*, *make oath/affirm and say as follows:

1. That I have on the _____ day of _____ 20_____, sent to—

*each creditor stated in the company's statement of affairs;

*each creditor who has submitted his proof of debt;

*each person appearing as creditor in the company's books,

a notice of the time and place of the *first creditors' meeting/creditors' meeting
 *personally/by post as annexed and marked "A".

2. That the notices to creditors were addressed to the creditors according to their
 respective names and addresses appearing in the statement of affairs of the company or
 proof of debt, or last known.

Sworn at _____

In the State of _____

This _____ day of _____ 20 _____

(Judicial Manager)

Name of judicial manager: _____

I.C. No.: _____

Business address: _____

Before me

Commissioner for Oaths

*Delete whichever inapplicable.

FORM 19

[Rule 34]

RESULT OF THE CREDITORS' MEETING

(Title as in action)

To the Registrar of the High Court,

Name of Company:

Company No.:

I, _____ *(name of judicial manager)* of _____
(business address), *make oath/affirm and say as follows:

1. It is hereby notified that a creditor's meeting pursuant to *section 421/423 of the Companies Act 2016 has been held as follows:

Date of meeting: _____

Time of meeting: _____

Venue of meeting: _____

2. It is hereby notified that the results of the meeting are as follows:

(Please state if there is any proof of debt treated as being objected under subrule 32(3) of the Companies (Corporate Rescue Mechanism) Rules 2018 or if no quorum was present)

3. The minutes of the meeting and the list of attendance of creditors, directors and officers of the company are hereby attached.

Sworn at _____
In the State of _____
This _____ day of _____ 20 _____

(Judicial Manager)
Name of judicial manager: _____
I.C. No.: _____
Business address: _____

Before me

Commissioner for Oaths

*Delete whichever inapplicable.

FORM 20

[Rule 37]

APPLICATION TO EXTEND PERIOD OF JUDICIAL MANAGEMENT ORDER

Name of Company:

Company No.:

I, _____ (*name of judicial manager*) of _____
_____ (*business address*), the judicial manager of the
abovenamed company which has been placed under the Judicial Management Order
dated the _____ day of _____ 20_____, hereby apply for an extension of
the said order for a period of six months .

Dated this _____ day of _____ 20_____.

(*Judicial Manager*)
Name of judicial manager: _____
I.C. No.: _____
Business address: _____

FORM 21

[Rule 37]

EXTENSION ORDER OF JUDICIAL MANAGEMENT ORDER

(Title as in action)

Upon the application for extension of the judicial management order by _____ *(name of judicial manager)* on the _____ day of _____ 20 _____ being filed with the Court, and upon hearing the application and all parties concerned, the Court hereby orders that the judicial management order for the abovenamed company be extended for a period of six months.

Dated this _____ day of _____ 20 _____.

(Seal)

Registrar of the High Court

FORM 22

[Rule 37]

NOTICE OF EXTENSION ORDER OF JUDICIAL MANAGEMENT ORDER

(Title as in action)

Notice is hereby given that on the _____ day of _____ 20_____, a judicial management order for placing the abovenamed company under judicial management has been made by the Court and on the _____ day of _____ 20_____ an extension order of the judicial management order has also been made by the Court. The relevant particulars of the matter are given as follows:

(1) Date of filing of application for extension of judicial management order:

(2) Applicant's solicitor: _____

(3) Date of extension order of judicial management order: _____

(4) Registered office of the abovenamed company: _____

Dated this _____ day of _____ 20_____.

(Judicial Manager)
Name of judicial manager: _____
I.C. No.: _____
Business address: _____

FORM 23

[Rule 40]

NOTICE OF APPLICATION

(Title as in action)

Let all parties concerned attend before the Judge in open court on the _____ day of _____ 20 _____ at _____ *a.m./p.m. for the hearing of an application for _____ *(state nature of the application)*.

The grounds of the application are:

Dated this _____ day of _____ 20_____.

Clerk

(Seal)

Registrar of the High Court

*Delete whichever inapplicable.

SECOND SCHEDULE

[Rule 38]

COURT FEES

<i>No.</i>	<i>Item</i>	<i>Form</i>	<i>Fee (RM)</i>	<i>Document on which the stamp is to be affixed and remarks</i>
1.	Filing of proposal and documents for voluntary arrangement under rule 3	Form 1	50.00	<i>Praecipe</i>
2.	Filing of report of result of creditors' meeting or members meeting under voluntary arrangement under rule 4	Form 2	16.00	<i>Praecipe</i>
3.	Filing of withdrawal of consent to act as nominee under rule 5	Form 3	16.00	<i>Praecipe</i>
4.	Filing of consent to act as replacement nominee under rule 6	Form 4	16.00	<i>Praecipe</i>
5.	Filing of notice of end of moratorium period under rule 7	Form 5	16.00	<i>Praecipe</i>
6.	Filing of application for judicial management order under rule 8	Form 6	300.00	<i>Praecipe</i>

<i>No.</i>	<i>Item</i>	<i>Form</i>	<i>Fee (RM)</i>	<i>Document on which the stamp is to be affixed and remarks</i>
7.	Filing of supporting affidavit of the application for judicial management order under rule 8	Form 7	16.00	<i>Praecipe</i>
8.	Filing of affidavit of service of the application for judicial management order under rule 10	Form 8	16.00	<i>Praecipe</i>
9.	Filing of affidavit to oppose or affidavit in reply to the affidavit to oppose relating to application for the judicial management order under rule 15	-	16.00	<i>Praecipe</i>
10.	Filing of affidavit under rule 24	Form 18	16.00	<i>Praecipe</i>
11.	Filing of report of result of creditors' meeting under judicial management and other relevant documents under rule 34	Form 19	16.00	<i>Praecipe</i>
12.	Filing of application to extend period of judicial management order under rule 37	Form 20	16.00	<i>Praecipe</i>
13.	Entering or sealing of any order made in open court under these Rules	-	300.00	<i>Praecipe</i>

<i>No.</i>	<i>Item</i>	<i>Form</i>	<i>Fee (RM)</i>	<i>Document on which the stamp is to be affixed and remarks</i>
14.	Entering or sealing of any order made in chambers under these Rules	-	80.00	<i>Praeipie</i>
15.	Filing of notice of application under rule 40	Form 23	16.00	<i>Praeipie</i>
16.	Sealing of notice of application under rule 40	Form 23	40.00	<i>Praeipie</i>

THIRD SCHEDULE

[Rule 39]

Applications under Division 8 of Part III of the Act

<i>No.</i>	<i>Provision of the Act</i>	<i>Application</i>
1.	401(2)	Application to replace a nominee
2.	401(5)	Application by a supervisor for directions on any matter under a voluntary arrangement
3.	401(6)	Application for an order to appoint a person who is qualified to act as an insolvency practitioner or authorized to act as supervisor in relation to a voluntary arrangement
4.	407(4)(c)	Application by a judicial manager to determine his salary or remuneration
5.	410(b)	Application to enforce any charge or security, or to repossess goods upon the making of an application for a judicial management order
6.	410(c)	Application to commence or continue proceedings, execution or other legal process or to levy distress against a company or its property upon the making of an application for a judicial management order
7.	411(4)(c)	Application to commence or continue proceedings, execution or other legal process or to levy distress against a company or its property during the period for which a judicial management order is in force
8.	411(4)(d)	Application to enforce security over a company's property or to repossess goods during the period for which a judicial management order is in force

<i>No.</i>	<i>Provision of the Act</i>	<i>Application</i>
9.	411(4)(e)	Application to transfer any share of a company or to alter the status of any member of a company during the period for a which judicial management order is in force
10.	413	Application by a company or creditor to fill in the vacancy of a judicial manager
11.	414(5)	Application by a judicial manager to seek directions for matters arising in carrying out his functions
12.	414(6)(a)	Application to make any payment towards discharging any debts of a company
13.	414(8)	Application to summon a meeting of company's creditors
14.	415(2)	Application to authorize a judicial manager to dispose of company's property or goods
15.	417(1)(b)	Application for leave of Court to resign as a judicial manager
16.	420(1)	Application for extension of time to send a statement of proposal, or lay a copy of a statement of proposal before creditors' meeting
17.	420(2)	Application for extension of time to send a copy of a statement of proposal to all members of the company, or publish a notice stating an address to which members of the company should write for copies of statement to be sent to the members
18.	423(5)	Application to give notice of result of a creditors' meeting to other persons or bodies
19.	424(1)	Application for the discharge of a judicial management order

<i>No.</i>	<i>Provision of the Act</i>	<i>Application</i>
20.	424(4)	Application for the discharge of a judicial manager
21.	425(1)	Application for an order under subsections 425(2) and (3) for the protection of interests of creditors or members
22.	429(1)	Application to summon any officer of a company or any person to appear before the Court
23.	429(4)	Application for an order to surrender property of a company to a judicial manager

Made 27 February 2018
[KPDNKK (R) 600-1/2/34; PN(PU2)740]

Rules Committee:

TUN MD RAUS BIN SHARIF
Chief Justice, Malaysia

TAN SRI DATO' SERI ZULKEFLI BIN AHMAD MAKINUDIN
President of the Court of Appeal, Malaysia

TAN SRI DATUK WIRA AHMAD BIN HJ. MAAROP
Chief Judge of the High Court in Malaya

TAN SRI DATUK SERI PANGLIMA RICHARD MALANJUM
Chief Judge of the High Court in Sabah and Sarawak

TAN SRI DATO' SRI HAJI MOHAMED APANDI BIN ALI
Attorney General, Malaysia

TAN SRI ZAHARAH BINTI IBRAHIM
Judge of the Federal Court

DATO' SETIA HAJI MOHD ZAWAWI BIN SALLEH
Judge of the Court of Appeal

DATUK HAJAH AZIZAH BINTI HJ. NAWAWI
Judge of the High Court in Malaya

TUAN RAVINTHRAN N. PARAMAGURU
Judge of the High Court in Sabah and Sarawak

TUAN AHMAD KAMAR BIN JAMALUDIN
Senior Sessions Court Judge, Kuala Lumpur

ENCIK GEORGE VARUGHESE
Advocate, Peninsular Malaysia

ENCIK BRENNDON KEITH SOH
Advocate, Sabah

ENCIK RANBIR SINGH SANGHA
Advocate, Sarawak