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No. S 314

**COMPANIES ACT
(CHAPTER 50)**

**COMPANIES (AMENDMENT NO. 2)
REGULATIONS 2001**

In exercise of the powers conferred by section 411 of the Companies Act, the Minister for Finance hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Companies (Amendment No. 2) Regulations 2001 and shall come into operation on 1st July 2001.

Amendment of regulation 42

2. Regulation 42 of the Companies Regulations (Rg 1) is amended by deleting the word “statutory”.

Amendment of regulation 43

3. Regulation 43 of the Companies Regulations is amended by deleting the word “statutory”.

Amendment of regulation 44

- 4.** Regulation 44 (1) of the Companies Regulations is amended —
- (a) by deleting the word “statutory”; and
 - (b) by deleting the word “vouchers” in the 4th line and substituting the word “documents”.

Amendment of regulation 45

5. Regulation 45 of the Companies Regulations is amended by deleting the word “statutory”.

Deletion of regulation 46

- 6.** Regulation 46 of the Companies Regulations is deleted.

Amendment of regulation 52

7. Regulation 52 (1) of the Companies Regulations is amended by deleting the words “Form 78” in the 4th line and substituting the words “Form 77”.

Amendment of First Schedule

8. The First Schedule to the Companies Regulations is amended —

(a) by deleting the word “Statutory” in the second column of the item relating to Section 327 and Regulations 42 and 44; and

(b) by deleting the following item:

“327 and Regulation 50	Statutory Declaration as to Proof of Debt Employees’ Group Form	78	—”
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and substituting the following item:

“327 and Regulation 52	Declaration as to Proof of Debt Employees’ Group Form	77	—”.
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Amendment of Second Schedule

9. The Second Schedule to the Companies Regulations is amended —

(a) by deleting Form 77 and substituting the following Form:

“

COMPANIES ACT (CHAPTER 50)		FORM 77																	
COMPANIES REGULATIONS (SECTION 327 AND REGULATIONS 42, 44 AND 52)																			
PROOF OF DEBT FORM																			
1 Companies Winding Up Number <i>(Not applicable to companies under Judicial Management)</i>	2 Name of Wound Up Company/Company under Judicial Management <i>(Delete where inapplicable)</i>																		
<div style="border: 1px solid black; padding: 5px; text-align: center;"> CW / _____ / _____ (Number) (Year) </div>	<div style="border: 1px solid black; padding: 5px;"> _____ Ltd </div>																		
3 Particulars Of Creditor Claiming Debt																			
<div style="border: 1px solid black; padding: 5px;"> Name of Creditor: _____ IC/Passport No/Company/Business Registration No.: _____ Postal Address <i>(Please see note a)</i>: _____ _____ Contact Nos. (Tel/Pager/HP): _____ Fax No.: _____ E-mail Address: _____ Creditor's Reference No. <i>(Please see note b)</i>: _____ </div>																			
4 Particulars Of Debt																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="padding: 5px;">Date Debt Incurred</th> <th style="padding: 5px;">Details of Debt <i>(Please see notes c, d & e)</i></th> <th style="padding: 5px;">Currency</th> <th style="padding: 5px;">Amount (\$)</th> </tr> </thead> <tbody> <tr> <td style="height: 100px;"></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Date Debt Incurred	Details of Debt <i>(Please see notes c, d & e)</i>	Currency	Amount (\$)					<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="padding: 5px;">Date Debt Incurred</th> <th style="padding: 5px;">Details of Debt <i>(Please see notes c, d & e)</i></th> <th style="padding: 5px;">Currency</th> <th style="padding: 5px;">Amount (\$)</th> </tr> </thead> <tbody> <tr> <td style="height: 100px;"></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>			Date Debt Incurred	Details of Debt <i>(Please see notes c, d & e)</i>	Currency	Amount (\$)				
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Total Amount Of Debt Claimed (In Figures):		<div style="border: 1px solid black; height: 20px; width: 100%;"></div>																	
Total Amount Of Debt Claimed (In Words):		<div style="border: 1px solid black; height: 20px; width: 100%;"></div>																	
5 Security Held <i>(Please indicate "NIL" if no securities are held by creditor)</i>																			
<div style="border: 1px solid black; padding: 5px;"> Brief Description & Value of Securities: _____ _____ _____ _____ </div>																			

”

6 Particulars Of Person Authorised To Complete This Proof Of Debt Form

(If same as in box 3 above, please indicate "see box 3 above")

Name: _____

NRIC No./Passport No.: _____

Relationship to Creditor: _____
(State whether director/employee/solicitors/accountant, etc)

Name of Company/Firm: _____
(Where applicable)

Contact Nos. (Tel/pager/HP): _____

Fax No.: _____ E-mail address: _____

7 Signature of Creditor/Person Authorised To Complete This Proof Of Debt Form

- 7.1 I declare that to the best of my knowledge and belief, the company owes the creditor the amount claimed in box 4.
- 7.2 I declare that I am duly authorised, by the creditor/under the seal of the creditor company, to complete this proof of debt form.

Signature: _____ Date: _____ / _____ / _____
(Day) (Month) (Year)

WARNING

Lodging a false proof of debt is a criminal offence punishable with fine or imprisonment or both.

Note:

- a. Please inform the Liquidator/Official Receiver/Judicial Manager of any change in address.
- b. Please indicate the reference number that will be quoted in future correspondences with the liquidator or judicial manager.
- c. Examples of Debts are:
- | | | | |
|----------------------|---------------------|------------------------|---------------------------|
| - Goods Supplied | - Services Rendered | - GST | - Others (please specify) |
| - Wages and Salaries | - Personal Loan | - Overdraft facilities | |
| - Income Tax | - Property Tax | - CPF | |
- d. Please attach copies of documents substantiating the debt. The onus is upon the creditor to prove the debt.
- e. For claims made by an authorised person on behalf of a group of workmen and others employed by the company, please provide a schedule reflecting the name, identification/passport no., address, debt description, period for which wages are due and the amount due, for each individual workman/employee.

For Official Use Only

Adjudicated on _____ day of _____ year _____

Admitted as follows:

Preferential	\$ _____
Ordinary	\$ _____
Total Admitted	\$ _____
Amount Rejected	\$ _____
Total Amount of Debt Claimed	\$ _____

Signature of Liquidator/Judicial Manager

”; and

(b) by deleting Form 78.

[G.N. Nos. S 445/93; S 2/96; S 245/97; S 561/98; S 27/2001]

Made this 6th day of June 2001.

LIM SIONG GUAN
*Permanent Secretary,
Ministry of Finance,
Singapore.*

[F14.13.016 Vol. 2; AG/LEG/SL/50/1996/2 Vol. 2]