

# **Companies (Fees and Late Lodgment Penalties) Regulations 2015**

## **Table of Contents**

### **Enacting Formula**

#### **1 Citation and commencement**

#### **2 Definitions**

#### **3 Fees**

#### **4 Late lodgment penalties**

#### **5 Manner of payment**

#### **6 Waiver**

### **FIRST SCHEDULE Fees**

### **SECOND SCHEDULE Late lodgment penalties**

**No. S 835**

## **COMPANIES ACT (CHAPTER 50)**

### **COMPANIES (FEES AND LATE LODGMENT PENALTIES) REGULATIONS 2015**

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

## **Citation and commencement**

1. These Regulations may be cited as the Companies (Fees and Late Lodgment Penalties) Regulations 2015 and come into operation on 3 January 2016.

## **Definitions**

2. In these Regulations —

“electronic transaction system” means the electronic transaction system established by the Authority under section 28B(1) of the Accounting and Corporate Regulatory Authority Act (Cap. 2A);

“transaction”, in relation to the Registrar, means —

- (a) the filing or lodging of any document with the Registrar, or the submission, production, delivery, furnishing or sending of any document to the Registrar, under the Act;
- (b) the making of any application, submission or request to the Registrar under the Act;
- (c) the provision of any undertaking or declaration to the Registrar under the Act; and
- (d) the extraction, retrieval or accessing of any document, record or information maintained by the Registrar under the Act.

## **Fees**

3.—(1) The fees specified in the third column of the First Schedule are payable in respect of the matters set out in the second column of that Schedule.

(2) The Registrar may refuse to process a transaction (including accepting the filing or lodgment of any document), whether carried out using the electronic transaction system or otherwise, if the person seeking to carry out the transaction fails to pay the fee prescribed for the transaction.

## **Late lodgment penalties**

4. Where any person fails to comply with the time delimited by the Act for the filing or lodgment of a document, the penalty specified in the Second Schedule for late filing or lodgment must be paid in addition to the prescribed fee for the filing or lodgment of the document.

## **Manner of payment**

5. Payment of any fee and penalty under these Regulations must be made in such

manner as directed by the Registrar.

### Waiver

6.—(1) The Registrar may for any reason waive, refund or remit, whether wholly or in part, any fee specified in the First Schedule and any penalty specified in the Second Schedule.

(2) Despite paragraph (1), no fee paid is refundable in respect of the withdrawal of any application or appeal.

## FIRST SCHEDULE

Regulations 3(1) and 6(1)

### FEES

<i>First column</i>		<i>Second column</i>		<i>Third column</i>
<i>Subject matter of fee</i>		<i>Transaction and section under which transaction carried out</i>		<i>Fee</i>
1.	Applications in respect of company or foreign company name	(a)	Application for registration of name under section 27(10) or (12) or 378(11) of the Act	\$15
		(b)	Application for change of name under section 28(2) of the Act	
2.	Incorporation and registration fees	(a)	Incorporation of public company having a share capital under section 19 of the Act	\$300
		(b)	Incorporation of public company not having a share capital under section 19 of the Act	
		(c)	Incorporation of private company under section 19 of the Act	
		(d)	Registration of foreign company under section 368(1) of the Act	
2A.	Application by foreign corporate entity to be registered	Application fee under section 358(2)(b)(iv) of the Act		\$1,000
3.	Annual return	Lodgment of annual return under		\$60

		section 197 of the Act	
3A.	Extension of time to lodge annual return	Application under section 197(1B)(a) of the Act for extension of time within which a company must lodge its annual return	\$200
4.	Conversion of company type	<p>(a) Application under section 30(2) of the Act for conversion from an unlimited company to a company limited by shares (referred to in section 30(1)(a) of the Act)</p> <p>(b) Application under section 30(2) of the Act for conversion from an unlimited company to a company limited by guarantee (referred to in section 30(1)(a) of the Act)</p> <p>(c) Application under section 30(2) of the Act for conversion from a limited company to an unlimited company (referred to in section 30(1)(b) of the Act)</p> <p>(d) Application under section 31(1) of the Act for conversion from a public company to a private company limited by shares</p> <p>(e) Application under section 31(2) of the Act for conversion from a private company to a public company limited by shares</p>	\$40
5.	Notices of error	Notification of error under section 12C(1) of the Act or section 257(1) of the Insolvency, Restructuring and Dissolution Act 2018 (Act 40 of 2018)	\$60
6.	Extension of time to lay/lodge financial statements/ branch accounts	<p>(a) Application for extension of time under section 373(10) of the Act for lodgment of financial statements of foreign companies (referred to in section 373(3)(b) of the Act)</p> <p>(b) Application for extension of time under section 373(10) of the Act for lodgment of branch accounts (referred to in section 373(7) of the Act)</p>	\$200

		(c)	<i>[Deleted by S 514/2018 wef 31/08/2018]</i>	
7.	Extension of time to hold AGM		Application to extend time to hold annual general meeting under section 175(2) of the Act	\$200
7A.	Extension of time to submit document		Application for extension of time to submit document evidencing that foreign corporate entity has been de-registered in its place of incorporation under section 359(7) of the Act	\$200
8.	Direction to company to change name	(a)	Application to Registrar to direct a change of company name under section 27(2A) of the Act	\$200
		(b)	Application to Registrar to direct a change of company name under section 28(3A) of the Act	
9.	Other applications	(a)	Application to Minister under section 23(2) of the Act for approval to hold or to sell, mortgage or transfer any land	\$200
		(b)	Application under section 29(1) or (2) of the Act for omission of the word "Limited" or "Berhad"	
		(c)	Application for exemption under section 201(12) of the Act from Accounting Standards	
		(d)	Application under section 373(12) of the Act for waiver of requirement to lodge documents relating to the operations of foreign company in Singapore	
		(e)	Application under section 373(13) of the Act for relief from requirements as to audit or form and content of financial reporting documents for foreign companies	
		(f)	Application under section 202(1) of the Act for relief from requirements as to	