

Limited Partnerships Regulations

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Legislative History

**LIMITED PARTNERSHIPS ACT
(CHAPTER 163B, SECTIONS 17(11), 41 AND 42(7))**

LIMITED PARTNERSHIPS REGULATIONS

Rg 1

G.N. No. S 195/2009

REVISED EDITION 2010

(31st March 2010)

[4th May 2009]

Citation

1. These Regulations may be cited as the Limited Partnerships Regulations.

Definitions

2. In these Regulations —

“electronic transaction form” means a form on the electronic transaction system provided by the Registrar for the purpose of carrying out a transaction with the Registrar;

[S 846/2015 wef 03/01/2016]

“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).

[S 283/2015 wef 15/05/2015]

Register of limited partnerships

3. The Registrar shall keep and maintain a register of limited partnerships in such manner and in such place as he thinks fit.

4. *[Deleted by S 283/2015 wef 15/05/2015]*

Place of business

5. Where a person has no fixed or permanent place for carrying on business, the place at which the person can usually be contacted shall be deemed to be the place of business for the purposes of section 2(2) of the Act.

Requirement to use electronic transaction system

6.—(1) Except as provided in paragraph (2) or as the Registrar otherwise requires or permits, any transaction with the Registrar under the Act must be carried out using the electronic transaction system on the electronic transaction form provided for that purpose.

(2) If a transaction with the Registrar referred to in paragraph (1) cannot be carried out using the electronic transaction system, the person seeking to carry out the transaction must carry out the transaction with the Registrar in such other form and manner as the Registrar may determine.

(3) The Registrar may refuse to process a transaction with the Registrar if the person seeking to carry out the transaction —

- (a) does not comply with paragraph (1) or (2);
- (b) does not comply with regulation 7, 8 or 8A;
- (c) being required to complete an electronic transaction form, or other form, provided by the Registrar for that purpose, fails to properly complete the form in accordance with the instructions contained in the form;
- (d) being required to attach any document to, or provide any information required in, an electronic transaction form, or other form, provided by the Registrar for that purpose, fails to attach the document or provide the information, as the case may be; or
- (e) fails to pay the fee prescribed for the transaction.

(4) To avoid doubt, a reference to a refusal to process a transaction with the Registrar in paragraph (3) includes, where the transaction relates to the filing or lodging of a document with the Registrar, a refusal to accept the document for filing or lodgment.

[S 846/2015 wef 03/01/2016]

Translations of document

7.—(1) Where a document required to be filed or lodged with the Registrar is not in the English language, that document must be filed or lodged together with a certified translation of the document in the English language.

(2) The Registrar may, before accepting a translation for filing or lodgment, require the person filing or lodging the translation to furnish to the Registrar such evidence as the Registrar thinks sufficient of the ability of the person by whom the translation is made to make the translation.

(3) In paragraph (1), “certified translation” means a translation that is certified to be a correct translation in the English language by a person approved by the Registrar.

[S 846/2015 wef 03/01/2016]

Identification documents

8. The Registrar may require the production of the identity card or the passport, or such other identification documents as may be acceptable to the Registrar, for the verification of the identity of any person who carries out any transaction with the Registrar or whose particulars are to be registered under the Act.

[S 846/2015 wef 03/01/2016]

Endorsements

8A. Where an electronic transaction form is required to be endorsed by more than one person —

- (a) such endorsements must be made —
 - (i) if the endorsement is made in respect of registration, within 60 days after the date on which the Registrar informs the applicant that the electronic transaction form is required to be endorsed; or
 - (ii) if the endorsement is made in respect of any other matter, within 14 days after the date on which the electronic transaction form is first submitted; and
- (b) payment of the prescribed fee for the transaction with the Registrar to which the electronic transaction form relates must be made by the last person endorsing the electronic transaction.

[S 846/2015 wef 03/01/2016]

Identical names

9.—(1) This regulation sets out the rules for determining whether a name is identical to —

- (a) the name of any other limited partnership, a limited liability partnership or a corporation, or to a registered business name, referred to in section 17A(1)(b) of the Act;
- (b) a name reserved under any of the provisions referred to in section 17A(1)(c) of the Act;
- (c) any name of a limited partnership, business name, name of a company, name of a foreign company or name of a limited liability partnership, referred to in section 17A(2) of the Act; and
- (d) any name of a foreign company, or name of a limited partnership, referred to in section 17A(3) of the Act.

(2) Subject to paragraph (4), the following are to be disregarded:

- (a) “The”, where it is the first word of a name;
- (b) the following words where they appear at the end of a name:
 - (i) “Berhad” or “Bhd”;
 - (ii) “Limited” or “Ltd”;
 - (iii) “Limited Liability Partnership” or “LLP”;
 - (iv) “Limited Partnership” or “LP”;
 - (v) “Private” or “Pte”;
 - (vi) “Public Accounting Corporation” or “PAC”;
 - (vii) “Sendirian” or “Sdn”;
- (c) the following words or expressions where they appear at the end of a name:
 - (i) “Asia”;
 - (ii) “Asia Pacific”;
 - (iii) “Associates”;
 - (iv) “company” or “and company”;