

# **Companies (Amendment) Regulations 1996**

## **Table of Contents**

### **Enacting Formula**

**1**

**2**

### **No. S 2**

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

### **COMPANIES (AMENDMENT) REGULATIONS 1996**

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

- 1.** These Regulations may be cited as the Companies (Amendment) Regulations 1996 and shall come into operation on 1st February 1996.
- 2.** The Second Schedule to the Companies Regulations is amended by deleting Forms 42, 45 and 45A and substituting the following Forms, respectively:

**THE COMPANIES ACT  
(CHAPTER 50)  
SECTION 136(1)**

**MEDMORANDUM WHERE PROPERTY OR UNDERTAKING  
IS RELEASED FROM REGISTERED CHARGE OR HAS CEASED  
TO FORM PART OF COMPANY'S PROPERTY OR UNDERTAKING**

**FORM**

**42**

Name of Company :

Company No :

The Registrar of Companies and Businesses  
Singapore

The abovenamed company hereby gives notice that in relation to the  
+ ..... dated ..... 19 ....., registered  
on ..... and numbered ..... in the Register of Charges, created by the  
abovenamed company in favour of .....,

- # (a) the entire property or undertaking relating to the said charge was released on  
..... and the charge is considered to be satisfied in full.
- # (b) part of the property or undertaking relating to the said charge as described  
below # was released from the charge/ceased to form part of the property or  
undertaking of the abovenamed company on ..... 19 .....

Dated this ..... day of ..... 19 .....

The common seal of the abovenamed company)  
was affixed hereto in the presence of ( - )

1 Signature : .....  
Name of #Director/Secretary : .....

2 Signature : .....  
Name of #Director/Secretary : .....

Name of Company :

Company No :

**Form**

**42**

The abovenamed chargee hereby states and hereby confirms that

- # (a) the entire property or undertaking relating to the said charge\* was released on ..... and the charge is considered to be satisfied in full.
- # (b) part of the property or undertaking relating to the said charge as described above #\* was released from the charge/ceased to form part of the property or undertaking of the abovenamed company on the abovementioned date.

Dated this ..... day of ..... 19 .....

Signature of authorised representative of abovenamed chargee: .....

+ Insert description of instrument creating or evidencing the charge, eg "trust deed", "mortgage", "debenture".

\* Statement by the chargee of the payment, satisfaction, release or ceasing referred to in Section 136 (1).

# Delete where inapplicable.

Lodged in the office of the Registrar of Companies and Businesses by	For Official Use
Name :	Date of Registration :
Address :	Receipt No :
A/c No :                      Tel No:	Checked By :

ND/2A/FORM 42

**CONSENT TO ACT AS DIRECTOR  
AND STATEMENT OF NON  
DISQUALIFICATION TO ACT  
AS DIRECTOR**

Name of Company:

Company No:

I, ..... (Name) of  
..... (Address),  
\*NRIC/Passport No: ..... hereby consent to act as director of the  
abovenamed company with effect from ..... and as required under  
section 146 (1) of the Companies Act, I state as follows:

- (1) That I am not less than 21 years of age and that I am of full capacity.
- (2) That I am not an undischarged bankrupt in Singapore or in any other foreign jurisdiction.
- (3) Within a period of 5 years preceding the date of this statement I have not had any disqualification order made by the High Court of Singapore against me under section 149 or 154 (2) of the Act.
- \*\* (4) That within a period of 5 years preceding 12 November 1993 I have not been convicted whether within or without Singapore, of any offence —
  - (a) in connection with the promotion, formation or management of a corporation;
  - (b) involving fraud or dishonesty punishable on conviction with imprisonment for 3 months or more; or
  - (c) under section 157 (failure to act honestly and diligently as a director or making improper use of company information for gain) or under section 339 (failure to keep proper company accounts books) of the Act.
- \*\* (5) That within a period of 5 years preceding the date of this statement I have not been convicted, in Singapore or elsewhere, of any offence involving fraud or dishonesty punishable on conviction with imprisonment for 3 months or more.
- (6) That —
  - (a) I have not been convicted of 3 or more offences under the Companies Act in relation to the requirements on the filing of returns, accounts or other documents with the Registrar of Companies and have not had 3 or more orders of the High Court of Singapore made against me under section 13 or 399 of the Act in relation to such requirements; and
  - (b) the last of any such conviction did not take place or the last of any such order was not made during the period of 5 years preceding the date of this statement.
- (7) By virtue of the foregoing I am not disqualified from acting as a director of the abovenamed company.

\* Delete where inapplicable

\*\* Where the disqualified person is sentenced to imprisonment, his disqualification takes effect on conviction and continues for a period of 5 years on his release from prison.