10 cm

15 cm

**COMPANIES ACT 2016**

**Section 514**

 **LIQUIDATOR'S ACCOUNT OF RECEIPTS AND PAYMENTS AND STATEMENTS OF THE POSITION IN THE WINDING UP**

**(\*MEMBERS’/\*CREDITORS’/\*COURT WINDING UP)**

|  |
| --- |
| …………………………..…………………………….**(Company Name)** |
|  |  |
|  |  |
| Nature of winding-up | : *Eg. Court Winding Up* |
| Date of commencement of winding-up# | : |
| Date to which the account and statement are made up | : |
| Name and office address of liquidator | : |

ACCOUNT OF RECEIPTS AND PAYMENTS [1]

|  |  |
| --- | --- |
| Receipts | Payments |
| Date | Of Whom Received | Nature of Receipts | Amount | Date | To Whom Paid | Nature of Payments | Amount |
|  |  | [2]Opening Balance/ Brought forward [2]+Carried forward / Total | *RM sen* |  |  | [2]Opening Balance/ Brought forward [2]+Carried forward / Total | *RM sen* |

|  |  |
| --- | --- |
| Total receipts ... ... ... ... ... ... ... ... ... ... ...  |   |
| Total payments .. ... ... ... ... ... ... ... ... ...  |  |

RM sen

 \_\_\_\_\_\_\_\_\_\_\_
 \_\_\_\_\_\_\_\_\_\_\_

The balance is made up as follows:

|  |  |  |
| --- | --- | --- |
|  |  |  RM *sen* |
| 1. Cash in hands of liquidator... ... ... ... ... ... ... ... ... ... ...  |  |  |
| 2. Cash in bank [*See* Note at the foot of this form] | RM *sen* |  |
|  Credit as per bank pass-book... ... ... ... ... ... ... ... ... ...  |   |  |
|  Less unpresented cheques.. ... ... ... ... ... ... ... ... ... ...  | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |  |
|  |  |  |
| 3. Amounts invested by liquidator and converted into cash[1] Balance as above. ...  |  | \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |

PARTICULARS OF RATES OF DIVIDENDS AND DATES DECLARED

Dividend of………………………….. in the RM, paid on the…………. day of……………, 20…..

|  |  |  |  |
| --- | --- | --- | --- |
| Name of Creditors in Alphabetical Order | Amount of Proof | Amount of Dividend Paid  | Unclaimed |
| Total  | Total as per previous return | RM *sen* | RM *sen* |

PARTICULARS OF DATES AND RATE PER SHARE OF RETURN OF SURPLUS ASSETS
PAYABLE TO CONTRIBUTORIES

Return of surplus assets to contributories at rate of………………………… per share
paid on the………….. day of…………., 20…………

|  |  |  |  |
| --- | --- | --- | --- |
| Names of Contributors in Alphabetical Order | Number of Shares  | Amount Returned on Shares Paid  | Unclaimed |
|  | Total as per previous return… | RM *sen* | RM sen |
|  |  Total . . . |  |  |

STATEMENT OF THE POSITION IN THE WINDING UP

|  |  |
| --- | --- |
| I. The amount of the estimated assets and liabilities at the date of the commencement of the winding up. .  | Assets (after deducting amounts charged to secured creditors and debenture-holders) RM Liabilities - Secured creditors RM *sen* Debenture-holders RM sen Unsecured creditors RM sen |
| 2. The total amount of the capital paid up at the date of the commencement of the winding up | Paid up in cash . . . . . . *RM sen* Issued as paid up otherwise than for cash |
| 3. The general description and estimated value of outstanding assets (if any)  |  |
| 4. Total amount of unsecured debts in respect of which proofs have been admitted |  |
| 5. Estimated amount of debts or claims remaining for proof |  |
| 6. Details of any arrangement whereby assets of the company have been disposed of by the liquidator for a consideration other than cash |  |
| 7. The causes which delay the termination of the winding up |  |
| 8. The period within which the winding up may probably be completed |  |

STATUTORY DECLARATION VERIFYING LIQUIDATOR'S ACCOUNT AND STATEMENT

I………………………………, of…………………………. I/C No……………………, in the State of [3]……………………., the liquidator of ………………………………….. (company name), do solemnly and sincerely declare-

1. That [4]the *account of receipts and payments set out above contains a full and true account of my receipts and payments in the winding up of that company,* from the ...................day of …………,20……………….,to the……….day 20……, [4]*and that* Ihave not, nor has any other person by my order or for my use during that period, received or paid any moneys on account of the company *[4]other than and except the items mentioned and specified in that account.*

2. That the particulars contained in the statement of the position in the winding up set out above are true to the best of my knowledge and belief.

And I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of the Statutory Declarations Act, 1960[5].

Declared at ……………………..in the State
of………………… this ………day
of………………………………, 20….. …………………… (*Liquidator)*

Before me -
…………..………………..……

(Signature of Sessions Court Judge/

Magistrate/Commissioner for Oaths)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

*\** Strike out whichever is not applicable.

# A voluntary winding-up commenceson the date of the lodgement of the statutory declaration where an Interim Liquidator is appointed; Where no Interim liquidator is appointed, the date of winding-up commences on the date the winding-up resolution; Court Winding Up refer to the date of Order.

[1] Full details of investments made by the liquidator and of the realization of the investments are to be given in a separate statement attached to and forming part of this account. Any profit or loss on realization must appear in the "Account of Receipts and Payments" as a notional receipt or payment, as the case may be, with a reference to the particular investment.

[2] Insert ‘Opening Balance’ for First form. Insert ‘Brought Forward’ for subsequent form. Insert ‘Total’ for Final form.
+ A balance is not to be shown on this account. Show only the total receipts and payments which are to be carried forward to the next account.

[3] State of the address.
[4] If there are no receipts or payments, strike out the words in italics.

[5] If the declaration is made outside Malaysia, amend accordingly with the Laws applicable in the country the declaration is made.

NOTE

Money invested by the liquidator is not withdrawn from the operation of sections 507 and 508 of the Companies Act, 2016, and any such investments representing money held for six months or upwards shall be realized and paid to the Treasurer, except in the case of investments in Government securities, the transfer of which to the control of the Treasurer complies with the terms of those sections.

**Attention:**

It is an offence under section 591 of the Companies Act 2016 to make or authorize the making of a statement that a person knows is false or misleading and that person may be liable, upon conviction, to imprisonment for a term not exceeding ten years or to a fine not exceeding RM3million or to both.

|  |
| --- |
| **LODGER INFORMATION** |
| Name | : |
| NRIC No | : |
| Address | : |
| Phone No | : |
| Email | : |