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No. S 55

FEES ACT
(CHAPTER 106)

FEES
(WINDING UP AND DISSOLUTION OF COMPANIES
AND OTHER BODIES) (AMENDMENT)
ORDER 2021

In exercise of the powers conferred by section 2 of the Fees Act, the Minister for Finance makes the following Order:

Citation

1. This Order is the Fees (Winding Up and Dissolution of Companies and Other Bodies) (Amendment) Order 2021.

Amendment of paragraph 1A

2. Paragraph 1A of the Fees (Winding Up and Dissolution of Companies and Other Bodies) Order 2005 (G.N. No. S 58/2005) (called in this Order the principal Order) is amended by deleting the definition of “company” and substituting the following definitions:

““company” and “corporation” have the meanings given by section 4(1) of the Companies Act (Cap. 50);

“company (in simplified winding up)” means a corporation —

- (a) that is accepted by the Official Receiver into the simplified winding up programme under section 250F of the Insolvency, Restructuring and Dissolution Act 2018 (Act 40 of 2018); and
- (b) that has not been discharged from the simplified winding up programme under section 250N of that Act;

“foreign debtor” means a corporation the administration, realisation or distribution of which property located in Singapore is entrusted to the Official Receiver pursuant to relief granted by the Court under Article 21(1)(e) or (2) of the Third Schedule to, read with section 252(1) of, the Insolvency, Restructuring and Dissolution Act 2018;

“simplified winding up programme” means the programme established under section 250C of the Insolvency, Restructuring and Dissolution Act 2018;”.

Amendment of paragraph 2

3. Paragraph 2 of the principal Order is amended —

(a) by inserting, immediately after sub-paragraph (*iaa*) of sub-paragraph (*a*), the following sub-paragraphs:

“(i**ab**) any foreign company in respect of which the Official Receiver is appointed as the liquidator for Singapore under section 250(2) of the Insolvency, Restructuring and Dissolution Act 2018;

(i**ac**) any corporation under Part 8 or 9 of the Insolvency, Restructuring and Dissolution Act 2018, as applied by section 250L(1) of that Act;”;

(b) by inserting, immediately after sub-paragraph (*a*), the following sub-paragraph:

“(i**aa**) the administration, realisation or distribution of a foreign debtor’s property located in Singapore;”.

Amendment of Schedule

4. The Schedule to the principal Order is amended —

(a) by deleting item (2) and substituting the following items:

“(2) Administration fee for —

- (a) the administration of affairs of company, corporation, foreign company, unregistered company, limited liability partnership, co-operative society, mutual benefit organisation, society, trade union, VCC or sub-fund of an umbrella VCC during winding up or dissolution, except winding up or dissolution mentioned in item (2A) \$9,000
- (b) the administration of affairs of foreign debtor

(2A) Administration fee for the administration of affairs of company (in simplified winding up) during winding up or dissolution \$2,700”;

(b) by deleting paragraphs (b) and (c) of item (11) and substituting the following paragraphs:

“(b) keeping possession of records and assets of company, corporation, foreign company, foreign debtor, unregistered company, limited liability partnership, co-operative society, mutual benefit organisation, society, trade union, VCC or sub-fund of an umbrella VCC during winding up or dissolution, or administration, realisation or distribution of property

(c) legal costs incurred of company, corporation, foreign company, foreign debtor, unregistered company, limited liability partnership, co-operative society, mutual benefit organisation, society, trade union, VCC or sub-fund of an umbrella VCC during winding up or dissolution, or administration, realisation or distribution of property”;

(c) by inserting, immediately after the words “Items (2),” in paragraph 1 of the *Notes*, “(2A),”; and

(d) by inserting, immediately after the words “a company,” in paragraph 2 of the *Notes*, the words “corporation, foreign company, foreign debtor,”.

*[G.N. Nos. S 64/2006; S 50/2007; S 748/2011; S 594/2013;
S 1/2017; S 462/2018; S 549/2020; S 640/2020;
S 703/2020]*

Made on 27 January 2021.

TAN CHING YEE
*Permanent Secretary,
Ministry of Finance,
Singapore.*

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(To be presented to Parliament under section 3 of the Fees Act).