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No. S 58

FEES ACT (CHAPTER 106)

FEES (WINDING UP AND DISSOLUTION OF COMPANIES AND OTHER BODIES) ORDER 2005

ARRANGEMENT OF PARAGRAPHS

Paragraph

1. Citation and commencement
 2. Fees leviable by Official Receiver
 3. Revocation
- The Schedule
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In exercise of the powers conferred by section 2 of the Fees Act, the Minister for Finance hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Fees (Winding up and Dissolution of Companies and Other Bodies) Order 2005 and shall come into operation on 1st February 2005.

Fees leviable by Official Receiver

2. The fees specified in the Schedule shall be leviable by the Official Receiver in relation to —

- (a) the administration of the winding up or dissolution of —
 - (i) any company or unregistered company;
 - (ii) any registered co-operative society under section 83 of the Co-operative Societies Act (Cap. 62);
 - (iii) any registered organisation whose registration is cancelled under section 31 of the Mutual Benefit Organisations Act (Cap. 191);

- (iv) any registered society under section 25 of the Societies Act (Cap. 311); and
- (v) any registered trade union under section 20 of the Trade Unions Act (Cap. 333); and
- (b) any act done by the Official Receiver as representative of a defunct company under section 345 or 347 of the Companies Act (Cap. 50).

Revocation

3. The Fees (Winding up of Companies) Order (O 35) is revoked.

THE SCHEDULE

FEEES

| <i>First column</i> | <i>Second column</i> |
|---|----------------------|
| (1) Preliminary administration fee for handling Court documents and attending Court hearing before the winding up order is made | \$700 |
| (2) Administration fee for the administration of affairs of company, unregistered company, co-operative society, mutual benefit organisation, society or trade union during winding up or dissolution | \$4,500 |
| (3) On lodging any notice or document with the Official Receiver | \$20 |
| (4) For every application to the Official Receiver for the manual search for information | \$25 |
| (5) Any other application to the Official Receiver | \$30 |
| (6) For inspection of any document | \$6 per document |
| (7) For supplying a copy of or extract from any document | \$1 per page |

THE SCHEDULE — *continued*

- (8) For net assets realised or received by the Official Receiver —
- | | |
|---|------|
| (a) on the first \$100,000 net assets or part thereof | 10% |
| (b) on the next \$100,000 net assets or part thereof | 5% |
| (c) on all further sums | 2.5% |
- (9) For distribution of moneys to creditors and contributories by the Official Receiver —
- | | |
|---|-------|
| (a) on the first \$100,000 net assets or part thereof | 5% |
| (b) on the next \$100,000 net assets or part thereof | 2.5% |
| (c) on all further sums | 1.25% |
- (10) Where the Official Receiver collects, calls or realises property for debenture holders or other secured creditors
- The same fees as under items (8) and (9) to be paid out of the proceeds of such calls or property
- (11) Disbursement by Official Receiver for —
- The amount disbursed
- | | |
|---|--|
| (a) travel expenses | |
| (b) keeping possession of records and assets of company, unregistered company, co-operative society, mutual benefit organisation, society or trade union during winding up or dissolution | |
| (c) legal costs incurred of company, unregistered company, co-operative society, mutual benefit organisation, society or trade union during winding up or dissolution | |
| (d) any other reasonable expenses | |
- (12) Every application —
- | | |
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| (a) for the payment of moneys out of the Companies Liquidation Account under | \$10 |
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 THE SCHEDULE — *continued*

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|---|------|
| section 322(6) of the Companies Act (Cap. 50) to the Official Receiver | |
| (b) for the re-issue of a lapsed cheque or money order in respect of moneys standing to the credit of the Companies Liquidation Account — | |
| (i) where the amount applied for does not exceed \$500 | \$10 |
| (ii) where the amount applied for exceeds \$500 | \$20 |
| (13) On every payment of moneys out of the Companies Liquidation Account or the Consolidated Fund under section 322(6) of the Companies Act (Cap. 50) | \$10 |
| (14) <i>Deleted by S 64/2006, wef 01/02/2006.</i> | |
| (15) For every application through — | |
| (a) the Official Receiver for search of information through the Liquidation Management System | \$8 |
| (b) remote access for search of information maintained in electronic form | \$6 |
| (16) For every proof of debt submitted by non-electronic transmission | \$8 |
| (17) For every proof of debt submitted by electronic transmission | \$5 |
| (18) For taking or re-taking an affidavit or an affirmation or attestation upon honour in lieu of an affidavit or a declaration or an acknowledgment for each person making the affidavit, affirmation or attestation | \$7 |
| (19) For every act done by the Official Receiver as representative of a defunct company under section 345 or 347 of the Companies Act | \$25 |

THE SCHEDULE — *continued*

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| (20) Where the Official Receiver performs or does anything not provided for in this Schedule | Such amount as the Court may, on the application of the Official Receiver, consider reasonable. |
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Notes:

1. Items (2), (8), (9) and (15) are inclusive of goods and services tax chargeable under the Goods and Services Tax Act (Cap. 117A) on the supply of goods or services in respect of which such fee is payable.
2. For the purposes of items (8) and (9), “net assets” shall not include any money paid to secured creditors in respect of their securities and any money received and spent in carrying on the business of a company, unregistered company, co-operative society, mutual benefit organisation, society or trade union, as the case may be.

[S 748/2011; S 50/2007]

Made this 25th day of January 2005.

LIM SIONG GUAN
*Permanent Secretary,
Ministry of Finance,
Singapore.*

[MF R030.4.0241 V7; AG/LEG/SL/106/2002/1 Vol. 1]

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