



DESCRIPTION	TOTAL (RM)
<b>Annual Nominee Director Services</b>	<b>RM5,000 (W/GST RM5,300)</b>
<b>Refundable Security Deposit for Nominee Director Services</b>	<b>RM5,000 (Refundable)</b>
<b>GRAND TOTAL</b>	<b>RM 12,420 W/GST</b>

\*\* The adoption of Constitution is optional under the Companies Act 2016 (CA 2016) and if you are interested to adopt our standard Constitution for your company, our fee is RM424 (W/GST) which includes stamping fee (RM200). Extra charge for customisation of Constitution applies. Amongst the special clauses included in our standard Constitution are as follow:-

- Signing of board resolution by majority of directors (signing by all directors as required under CA 2016)
- Adoption of common seal (which is useful when client purchase properties)
- Main venue of meeting of members may not be in Malaysia (must be held in Malaysia under CA 2016))

- Please refer to Appendices on the details of services package and subject to standard terms of services.
- Payment term : Full payment before works commence
- Please note that the professional fees may subject to annual price review and we will discuss with you upfront if there is any change.
- If you have any questions concerning this quotation, please contact us at +603 2603 7328, [info@3ecpa.com.my](mailto:info@3ecpa.com.my)

## Appendix 1 Standard Incorporation Services

### Notes to Standard Incorporation Services Package :-

1. Please also refer [Guide to Select Your Malaysia Company Names in Malaysia](#).
2. Additional fee is applicable in the following circumstances:-
  - (a) Special request for incorporation documentation to be prepared / executed urgently;
  - (b) Change of company's directorship or shareholding structure upon confirmation via email or incorporation form.
3. Physical presence of director/authorised signatory is required for bank account opening and some banks may even impose requirement on presence of physical office before processing your application for bank opening.
4. For every industry, there are specific sector regulations issued by the relevant governmental departments. These include prior regulatory approval, licenses or permits that would impose higher paid up capital requirements and other requirements. You are advisable to check the licensing requirements before incorporating your Company. Further information, please refer 3E's websites - [Business Licenses in Malaysia](#). Further, the company may consider issuing the maximum RM1,000 paid-up capital to facilitate any shares restructuring exercise after incorporation, without having to issue additional shares.
5. Professional fee for additional resolution for bank account opening is RM159 W/GST per resolution.
6. Each additional certified true copy will be charged at RM5.30 W/GST per copy.
7. If the proposed name is similar to an existing company, approval letter signed by the existing company's directors is required.
8. Bank Referral for account opening for Maybank, CIMB, OCBC, and Hong Leong Bank.
9. For registration, send your request to: [info@itsolution.com.sg](mailto:info@itsolution.com.sg) after incorporation of Company.
10. Please refer [Incorporation FAQ](#) for further details on incorporating a Company in Malaysia.

### Basic Requirements to Set Up a Company in Malaysia under Companies Act

Private Limited Company (identified through the words 'Sendirian Berhad' or 'Sdn. Bhd.') is the most common business vehicle in Malaysia.

The basic requirements to set-up a Locally Incorporated Company under Companies Act 2016 are the same for both Malaysian and Foreigner:-

- (i) A minimum of one subscriber to the shares of the company;
- (ii) A minimum of one resident directors; and
- (iii) A company secretary who can be either :
  - An individual who is a member of a professional body prescribed by the Minister of Domestic Trade Cooperative and Consumerism; or
  - An individual licensed by the Companies Commission of Malaysia (SSM)
- (iv) A minimum paid up capital of RM1.00 only.

## Appendix 1 Standard Incorporation Services (Cont'd)

### Information Required for Incorporation

To incorporate a company, the following information must be submitted to us

- Proposed company names with its meaning
- Principal business activities of the proposed company
- Photocopy of all directors & shareholders NRIC or Passport
- Latest proof residential addresses of all directors such as utility bills (if different from NRIC)
- Paid-up capital information
- Business occupation, email and contact number of all directors & shareholders
- Percentage of shareholding of each shareholders

### Steps to Incorporate

1. Complete the [Online Incorporation Form](#)
2. We will perform company name search to check availability of the proposed name(s) and get back to you within 24 hours (please refer to [3E Article on Guide to select your Company Name](#))
3. Email us on the name to be reserved together with the required information and payment slip for our professional fees
4. Upon receipt of payment, the company name will be reserved at your request
5. Once name approved by SSM, we will prepare full set of registration documents
6. Signing of documents at 3E Accounting office by all directors & shareholders
7. Upon signing, we will proceed to incorporate the company with SSM
8. Issuance of Notification of Incorporation by SSM
9. Once the company is incorporated, we will email you all the relevant documents for records

# *If there is shareholder(s)/director(s) unable to visit 3E Accounting's office to sign the incorporation documents, 3E Accounting will not be able to act as witness to the signatures for the Constitution.. Shareholders/Directors need to have **another person to act as witness** with **Commissioner for Oaths / Notary Public at his own state** (personally visit the Commissioner for Oaths office/Notary Public for attestation). Thereafter courier all original signed copies of incorporation documents to 3E for incorporation submission.*

## Appendix 2 Annual Company Secretary Service

Packages Available	Fee (RM)
Annual Company Secretary Service *	RM1,000 (W/GST RM1,060)
Annual Return Submission & Financial Statement Submission to SSM For Private Limited Company	**

\* The professional fees for annual company secretarial services will be billed in advance during engagement for the incorporation services when the quotation for incorporation services is signed. Subsequently, we bill every year for the annual secretarial fees in advance.

\*\* See <https://www.3ecpa.com.my/services/corporate-secretarial/company-secretary-services/> for the fee charges apply.

Our Annual Company Secretary Package provides:

- Acting as named Corporate secretary by our qualified staff
- Safekeeping of common seal, if any
- Maintaining the Minutes and Register Books
- Provision of registered office address \*
- General advisory on secretarial/statutory/compliance/accounting/tax matters
- Monitoring and ensuring compliance with relevant legal requirements, particularly under the Companies Act and Income Tax Act. Regular compliance alert via email.

\* The use of 3E's office premise as your company's Registered Address is for fulfilment of statutory requirements under the Companies Act whereby all the statutory records shall be kept and accessible to the public. Hence, it is common practice that the registered address shall be the Company Secretary's office address. Please note that the provision of registered address is already included as part of our company secretarial package. Kindly remind that our registered address services is not allowed for license application purpose. It is a mandatory requirement to have a physical premise for license application and the relevant authority will request for the supporting documents from the applicant company to verify that the applicant company is operating at the said physical premise.

Provision of Registered Office Address Includes:

- Statement of letter is available upon request
- Free Incoming General Fax Services (Local outgoing fax-RM1.06 W/GST for each page, Overseas outgoing fax-RM2.12 W/GST for each page)
- Free Scanning letter services upon request
- Free daily letter/parcel notifications via email
- Self-collection of mail and parcels between Monday – Friday: (9am to 6pm) (no handling fee)
- Receipt of normal mails, air mails, parcels (below 3 kg) or registered mails \*
- Mail forwarding / Courier arrangement to a local / overseas address on daily / weekly / monthly basis is available (Service fee of RM 1.06 W/GST is applied for each forwarding)

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\* Approval must be obtained for any bulky items / parcels (especially it is more than 3 kg) sent to the registered office address. Daily handling fee and storage fee is applied.

Please note that Non Routine Secretarial Service such as increase of share capital, shares transfer, any changes in the company's particulars – shareholding, directorship, authorised bank signatories, auditor, secretary and etc will be charged on case by case basis.

**Standard Charges of Non Routine Corporate Secretarial Services and Disbursements**

For non routine corporate secretarial services charges, please refer to

<https://www.3ecpa.com.my/services/corporate-secretarial/company-secretary-services/>

**NOTES**

- a) All Charges are subject to the complication of the case. Should the case is more complicated prior agreement on the fee will be negotiated.
- b) All the standard charges will be varied from time to time based on our professional guideline or any regulatory body.
- c) Other additional services not specified above are charged on a time spent basis.
- d) In case where Non-Routine documentations need to be prepared/executed urgently, there will be additional charges involved.
- e) All charges quoted exclude any disbursements incurred in carrying out the services. Examples of disbursements are as follows:-
  - i) Courier / Express Post / Ordinary mail
  - ii) Local/Outstation/Overseas Call / Faxes
  - iii) All Stationeries / Photocopies
  - iv) Attestation fee by Commissioner for Oaths
  - v) Traveling expenses
  - vi) Fee payable to SSM / Inland Revenue Board / Other regulatory body

**Please note that the price listed above is subject to change without prior notice.**

### Appendix 3 Annual Nominee Director Services

3E Accounting PLT will provide the local Nominee Director Service for your company, provided the followings conditions are met:

- The service is offered for statutory compliance only. The nominee director will not be involved in any financial or operational matters or management of the company.
- You must appoint one or more individuals (normally, company shareholders) to be the directors that are responsible for running the company operations. Our nominee director will not be involved in your business operation.
- You must satisfy our initial and ongoing KYC requirements.
- Execute our Nominee Director Indemnity Agreement.
- You must subscribe to our annual secretarial service.
- You must subscribe to our annual accounting service (i.e. compilation of financial statement).
- You must subscribe to our annual tax filing service.
- You must subscribe to our GST review & filling service.
- You must subscribe to our registered address service.
- You must subscribe to our payroll service if hiring any staff in Malaysia.
- You must redirect the Company's bank statement to our nominee director's office for monthly review.
- You are allowed to maintain one Malaysia Bank Account only in the Company. For the second bank account opening, it is subject to our nominee director approval provided valid reason is given
- Opening of foreign bank account in overseas is subjected to 3E Accounting approval if you are engaging our nominee director services
- Please note that the above conditions are non-exhaustive as other factors may be taken into consideration.

We will also require a refundable security deposit of RM5,000 for nominee director services. The security deposit should not be confused with our service fee or any other fee. It's your money that is temporarily in our custody for the duration of our Nominee Director Service. We will refund the security deposit back to you immediately upon termination of our Nominee Director Service. The service can be terminated any time at your request. You, however, must appoint new Malaysia resident director to meet the statutory requirement.

For company with annual turnover expected to exceed RM500,000 and/or intend to register for GST Voluntary or Compulsory, additional security deposit of RM10,000 is required. The Company need to register with GST if the revenue is expected more than RM 500,000.

The following information required for foreigner who engage our Nominee Director Services:-

- Director(s), Shareholder(s) and Beneficial Owner(s) personal bank reference letter (see [Sample bank reference letter](#)) / recent personal bank statement which is less than 2 months
- For self employed, kindly provide the information about Director(s), Shareholder(s) and Beneficial Owner(s) current businesses / companies (i.e. Company web site, company brochure, certificate of incorporation, business profile, company bank statement, and latest financial statement)

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- If Director(s), Shareholder(s) and Beneficial Owner(s) are working, kindly provide the information about their current occupation (i.e. confirmation letter or testimonial from your current employer or your employment contract; and latest notice of personal income tax assessment)
- Kindly provide us the expected location of Malaysia Company's customers and suppliers
- Kindly provide us the estimated annual turnover of the Malaysia Company. Kindly provide us the estimated breakdown for the revenue generated from Malaysia and Overseas.
- Will the business operation based in Malaysia. If not, do you need a Malaysia bank account. If yes, please provide the reason.
- What is the purpose of setting up the Company in Malaysia (e.g. running of business / investment holding / any other purposes)
- Will you hire any local staff in Malaysia after the Company is setup?
- Kindly confirm all the directors, shareholders, beneficial owners, and agents (if any) are not Politically exposed person ^

*^ "Politically exposed person" means an individual who is or has been entrusted with any prominent public function in Malaysia or a foreign country, or an individual who is or has been entrusted with any prominent public function by an international organisation, and includes an immediate family member or close associate of such an individual.*

**We would require the documents and information as listed above as part of our due diligence verification before accepting our engagement as Nominee Directors for your company in Malaysia. This due diligence is very important as it also serves as initial screening to lower the risk of the bank account application being rejected later. Please note our due diligence assessment is very similar to the bank and we have been working closely with our affiliated banker to understand the difficulties in opening bank account for companies wholly-owned by foreigners. With the due diligence assessment, we can proudly say that our clients are of good profile. Hence, you will be protected from risk of our nominee directors (who also act for other clients in 3E Accounting) being dragged into complication/trouble arises within our clientele. In short, it will be easier to open the bank account after your company is registered and be rest assured that we have been assisting a lot of foreigners opening the bank account for private company in Malaysia.**

We also wish to highlight that physical presence of director/authorised signatory is required for bank account opening and some banks may even impose requirement on presence of physical office before processing your application. Further, well-established and good reputability of the holding company in home country will also be contributing factor which supports the bank account application.

For further details, please refer our websites [FAQ for Nominee Director Services](#)