

# CCS Insights: Notice Pursuant to S 56 of the Companies Act 2016 – Beneficial Owner

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Lim Bei Holding Sdn. Bhd.

[Company No. 200601026388 (698788-A)]

(Incorporated in Malaysia)

Business Address:

Mid Valley Office Unit,  
No. M1-3-18,  
Lingkar Syed Putra, Mid Valley City,  
59200 Kuala Lumpur

Registered Office Address:

No. 168, Ground Floor,  
2, Taman Gembira,  
58000 Kuala Lumpur

**NOTICE TO MEMBERS HOLDING ANY VOTING SHARES / VOTING RIGHTS TO INFORM  
THE COMPANY THAT THE MEMBER IS A BENEFICIAL OWNER OR HOLDS AS TRUSTEE  
PURSUANT TO SECTION 56(1) OF THE COMPANIES ACT, 2016**

Date: 18-12-2020

LIM BEI

No. 118, Jalan Very Ong,  
Taman Huat Ah,  
57000 Kuala Lumpur.

Dear Sirs,

RE: Lim Bei Holding Sdn. Bhd. ("Company")

COMPANY NO. : 200601026388 (698788-A)

REGISTERED SHAREHOLDER : LIM BEI

NRIC NO. : 680118-01-5453

SHAREHOLDING : 100 ORDINARY SHARES (100%)

1. Pursuant to Section 56(1) of the Companies Act, 2016 ("CA 2016") a member who holds 20% and above of the total equity of the Company whether directly or indirectly; personally, or jointly; or in arrangement or agreement with other shareholders of the Company, the shareholder is required to inform and confirm to the Company the ultimate ownership (Beneficial Ownership ("BO")) of the shares registered under his/her name.

Kindly complete the following in the attached "[Reply Slip for Notice issued under Section 56\(1\) of the Companies Act, 2016](#)" ("Reply Slip") to enable the Company to comply with the requirements of Section 56 of the CA 2016 and return it to the Registered Office of the Company within 1 MONTH from the date of this notice:

- a) Whether or not you are the beneficial owner (“BO”) of the Company based on the type and one or more of the criteria set out below:

Type of BO:  Direct  Indirect

CRITERIA	DESCRIPTION	PLEASE TICK (v)
A	Has interest, directly or indirectly, in not less than 20% of the shares of the company;	
B	Holds, directly or indirectly, not less than 20% of the voting shares of the company;	
C	Has the right to exercise ultimate effective control whether formal or informal over the company; or the directors or the management of the Company;	
D	Has the right or power to directly or indirectly appoint or remove a director(s) who hold a majority of the voting rights at meeting of directors; or	
E	Is a member of the company and, under an agreement with another member of the company, controls alone a majority of the voting rights in the company.	

- b) If you are the BO of the company, kindly provide the required information in Paragraph 2 of the attached Reply Slip.
- c) Whether you are holding the voting shares / voting rights on behalf of another person as a trustee.

Yes  No

- d) If you are a trustee, kindly provide details of the BO as per Paragraphs 1 and 2 of the attached “Reply Slip for Notice issued under Section 56(1) of the Companies Act, 2016”.

2. If you are the ultimate owner to the shares which is registered under your name a per the Register of Members of the Company as at the date of this letter, hold less than 20% of the total equity of the Company, do not meet any of the BO criteria mentioned in Paragraph 1(a) and am not holding the voting shares / voting rights on behalf of another person as a trustee as mentioned in Paragraph 1(c), kindly cross our Paragraphs 1, 2 and 3 of the Reply Slip and proceed to confirm your reply in Paragraph 4 of the Reply Slip.

PLEASE BE INFORMED THAT A PERSON WHO FAILS TO COMPLY WITH THIS NOTIVE OR PROVIDES FALSE OR MISLEADING INFORMATION COMMITS AN OFFENCE UNDER SECTION 56(7) OF THE COMPANIES ACT, 2016 AND IF CONVICTED, SHALL BE LIABLE TO IMPRISONMENT FOR A TERM NOT EXCEEDING TEN (10) YEARS OR TO A FINE NOT EXCEEDING RM3,000,000 OR BOTH PURSUANT TO SECTION 591 OF THE COMPANIES ACT, 2016.

Yours faithfully,  
For and on behalf of  
**Lim Bei Holding Sdn. Bhd.**

Director  
**LIM BEI**

**Explanatory notes to Paragraph 1(a):**

“Beneficial Owner” (“BO”) means the ultimate owner of the shares and does not include a nominee of any description. This definition covers the natural person(s) who ultimately own or control the corporation as distinguished from the legal owners and/or refers to ultimate effective control of a natural person(s) over the company regardless of its position in the company. Such beneficial ownership may be determined if it falls under one or more of the following criteria:

- i. Criteria A means interests in shares, directly or indirectly, through a corporate entity, joint interest, joint arrangement, shares held by nominees or shares held by society or co-operative society.
- ii. Criteria B means the natural person(s) who directly or indirectly holds shares, through 100% ownership or not less than 20% of the shares and voting rights of the company.
- iii. Criteria C means an individual (who is NOT a member or director of the Company), has the right to exercise ultimate effective control over the company (through the company’s constitution, a shareholder agreement and any other agreements) with absolute decision making and/or veto rights over decisions relating to the running of the business of the company.
- iv. Criteria D means an individual (who is NOT a member or director of the company), has the right to power to appoint or remove, for example, the chief executive officer, who holds a majority of the voting rights at a meeting of directors or the founder of a company (who is no longer a member or director of the company), makes recommendations and these recommendations are always followed by the directors.
- v. Criteria E means an individual who is a member of the company, enters into an agreement with other individuals to control the decision of the company through the majority of voting rights.

Note:

1. Please tick (v) where applicable. For criteria of BO, you may tick more than one.
2. If you are the BO, please respond to paragraphs (1) and (2) only of the reply slip.
3. If you are a trustee, please respond to paragraphs (c) and (d).
4. If the BO is more than one (1), please provide details of all the BOs.

**REPLY SLIP FOR A NOTICE ISSUED UNDER  
SECTION 56(1) OF THE COMPANIES ACT, 2016**

(Please be informed that a person who fails to comply with this Notice or provides false or misleading information commits an offence under Section 56(7) of the Companies Act, 2016 and if convicted, shall be liable to imprisonment for a term not exceeding ten (10) years or to a fine not exceeding RM3,000,000 or both pursuant to Section 591 of the Companies Act, 2016.)

Date:

**Lim Bei Holding Sdn. Bhd.**

[Company No. **200601026388 (698788-A)**]

Dear Sirs,

RE: **Lim Bei Holding Sdn. Bhd.** ("Company")

COMPANY NO.: **200601026388 (698788-A)**

**DECLARATION OF BENEFICIAL OWNER/TRUSTEE**

1. I / We\*, the undersigned, wish to notify and confirm on my / our\* holding of voting shares in the Company as a beneficial owner ("BO") or as a trustee\* as follows:

Type of BO:  Direct  Indirect

CRITERIA	DESCRIPTION	PLEASE TICK (√)
A	Has interest, directly or indirectly, in not less than 20% of the shares of the company;	√
B	Holds, directly or indirectly, not less than 20% of the voting shares of the company;	√
C	Has the right to exercise ultimate effective control whether formal or informal over the company; or the directors or the management of the Company;	
D	Has the right or power to directly or indirectly appoint or remove a director(s) who hold a majority of the voting rights at meeting of directors; or	
E	Is a member of the company and, under an agreement with another member of the company, controls alone a majority of the voting rights in the company.	

2. I am / We are\* holding the voting shares in the Company on behalf of another person as a trustee\*. The details of the BO are as below:

i. Full Name	LIM BEI
ii. Residential Address	No. 118, JALAN VERY GENG, TAMAN HUAT AH, 57000 KUALA LUMPUR.
iii. Nationality	MALAYSIAN
iv. Date of Birth	18 JANUARY 1968
v. NRIC / Passport No.	680118-01-5453
vi. Date of becoming BO	1.4.2020
vii. Email Address (optional)	limbei@yahoo.com

3. ~~I / We\* attach herewith an illustration of ownership and control for your attention.~~

4. ~~I am / We are\* a member of the Company and hereby confirm that I am the ultimate owner of the shares registered under my / our name and that I / we DO NOT meet any of the criteria stated in Paragraph 1 above.~~

**Declaration:**

I / We\* hereby confirm that the facts and information stated in Items (1) and (2) together with the illustration requested in Item (3) of this letter / Item (4)\* are true and correct to the best of my / our\* knowledge.

Yours faithfully,

\_\_\_\_\_  
LIM BEI

NRIC No. 680118-01-5453

Beneficial Owner (Ultimate)

For and on behalf of:

\_\_\_\_\_  
(Name of Beneficial Owner)

\* Delete whichever not applicable.

**For further consultation, please  
contact:**

**Chin Chee Seng**

Partner

+6012 365 4331

cschin@ccs-co.com

**Jared Low**

Assurance Manager

+6018 763 4813

jared@ccs-co.com

**Wong Woei Teng**

Audit Manager

+6017 237 8233

woeiteng@ccs-co.com

**Vivian Lim**

HR Manager

+6012 618 6220

vivian@ccs-co.com

**CCS & Co**

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