

## **SECTION O - CONNECTION BETWEEN DEBTOR AND FORUM**

- (a) For each of the insolvency procedures outlined below, there must exist the following connecting factors between the corporate debtor organization and the law of the forum:

### ***Liquidation***

- Generally, the corporate debtor must be incorporated under the Companies Act 1965 or any previous predecessor enactment and resident in Malaysia with a registered office in Malaysia. However, an “unregistered corporation” which is defined as a foreign company, i.e. a company incorporated outside Malaysia, may be wound up if it has assets in Malaysia and debts incurred in Malaysia have not been settled.

### ***Special Administration***

- The debtor organization can be either a company incorporated in Malaysia or outside Malaysia, but it must have assets and liabilities and secured creditors within Malaysia.

### ***Court Approved Schemes of Arrangement***

*The jurisdiction of the court is limited to schemes in respect of corporate debtors incorporated under the Companies Act 1965 or any previous predecessor enactment and resident in Malaysia with a registered office in Malaysia.*