

L.N. 92 of 2025

**COMPANIES ACT
(CAP. 386)**

Companies Act (Forms) (Amendment) Regulations, 2025

IN EXERCISE of the powers conferred by article 425 of the Companies Act, the Minister responsible for the registration of commercial partnerships, has made the following regulations:-

Citation and
commencement.
S.L. 386.01.

1. (1) The title of these regulations is the Companies Act (Forms) (Amendment) Regulations, 2025 and these regulations shall be read and construed as one with the Companies Act (Forms) Regulations, hereinafter referred to as the "principal regulations".

(2) These regulations shall come into force within two months from their publication in the Gazette.

Amends the
Schedule to the
principal
regulations.

2. The Schedule to the principal regulations shall be amended as follows:

(a) immediately after Form F (2) thereof, there shall be added the following new form:

"Form F (3)

Company/Partnership Reg. No.

**COMPANIES ACT
(CAP. 386)**

Notice of appointment of auditor/s pursuant to article 151(9)/article 66(3)

Name of Company/Partnership

.Delivered by

To the *Registrar of Companies*:

(a) hereby gives notice in accordance with article 151(9)/article 66(3) (*) of the Companies Act that (b) with warrant number (c) has been appointed auditor/have been appointed joint auditors (*) of the company/partnership (*) with effect

from the (d)

Signature.....

Partner/Director/Secretary ()*

Dated this day of of the year

This form must be completed in typed form.

(a) Insert name of company/partnership

(b) Name and surname of auditor/s

(c) Auditors' warrant number

(d) Insert date in full (day/month/year)

(*) Delete as necessary";

(b) Form K thereof shall be amended as follows:

(i) the words "Section A - Change in directors or company secretary or legal representation of a company" shall be substituted by the words "Section A - Change in directors or company secretary or representation of a company";

(ii) Section B thereof, shall be substituted by the

following new section:

"Section B - Directors' consent and declaration for appointment
(*)

I, (c) the undersigned, hereby consent, in terms of article 139(1) of the Companies Act, Cap. 386, to be appointed as a director of the said company.

Furthermore, I hereby declare, in accordance with the provisions of article 139(5) of the Companies Act, Cap. 386, that I am not aware of any circumstances which could lead to a disqualification from being appointed or to hold the office of director of a company.

Effective date: (d).....

Signature

Proposed Director

Dated this day of of the year

This form must be completed in typed format

(a) Insert name of company

(b) Insert date in full (day/month/year)

(^) Delete as necessary

(c) Insert official name and surname

(d) Insert date in full (day/month/year)

(*) Delete if no new director is being appointed or replicate as necessary";

(c) in Form K(1) thereof the two paragraphs immediately after the words "To the Registrar of Companies:" shall be substituted by the following new paragraphs:

"I, (a) the undersigned, hereby consent, in terms of article 139(1) of the Companies Act, Cap. 386, to be appointed as a director of the said proposed company.

Furthermore, I hereby declare that in accordance with the provisions of article 139(5) of the Companies Act, Cap. 386, I am not aware of any circumstances which could lead to a disqualification from being appointed or to hold the office of director of a company.

Effective date: (b)";

(d) immediately after Form K(1) thereof, as amended, there shall be added the following new form:

"Form K(2)

Company Reg. No.....

COMPANIES ACT
(CAP. 386)

Notification of appointment, resignation or removal of the person appointed by an order of the Court or by a competent authority pursuant to the last proviso to article 146(1)

Name of Company.....

Delivered by.....

To the *Registrar of Companies*:

I, (a)..... the undersigned, hereby give notice in accordance with the provisions of the last proviso to article 146(1) of the Companies Act, that I have been appointed/resigned/been removed (*) as (b) of the company with effect from (c) by virtue of (d)..... hereby being attached (e).

Signature.....

Administrator/other person in charge of company (*)

Dated this..... day of..... of the year.....

This form must be completed in typed form.

(a) Official name of person being appointed/resigning/being removed

(b) Specify the role of appointment/resignation/removal in accordance with article 146(1)

(c) Insert full date (day/month/year)

(d) Specify the instrument/official document reference (e.g. court decree, competent authority as defined in the Prevention of Money Laundering and Funding of Terrorism Regulations)

(e) Attach a copy of the publication/instrument of the appointment or any other official document in case of a resignation/removal

(*) Delete as necessary."

General
amendment to
the principal
regulations.

3. In the Maltese version only, the words "kumpannija" and "kumpanniji", wherever they occur, shall be substituted by the words "kumpanija" and "kumpaniji" respectively.
