

General Notice No 1814 of 2021

PRACTICE DIRECTION (NO. 3 of 2021) PURSUANT TO SECTION 12(8) OF THE COMPANIES ACT 2001

METHODS OF HOLDING MEETINGS DUE TO SANITARY CONDITIONS

This Practice Direction is issued pursuant to Section 12(8) of the Companies Act 2001 and is meant to assist companies to comply with their regulatory obligations in holding of meetings during the Covid -19 pandemic.

Holding of Meetings:-

1. The attention of companies is drawn to the methods of holding meetings in accordance with section 115 of the Companies Act and with paragraph 3 (a) of the Fifth Schedule to the Companies Act as follows:
 - (a) A meeting of shareholders may be held either –
 - (i) by a number of shareholders who constitute a quorum, being assembled together at the place, date, and time appointed for the meeting; or
 - (ii) by means of audio, or audio and visual, communication by which all shareholders participating and constituting a quorum, can simultaneously hear each other throughout the meeting.
2. In case, companies which have more than 50 shareholders cannot, for any valid reason, hold such meetings, they should inform the Registrar specifying the reasons thereof.
3. The Registrar should be informed of such a decision prior to the date of the meetings.
4. Any matter that should have been taken at the meetings should be adopted and approved at the next meeting of shareholders.

Dated this 10th December 2021

**Registrar of Companies,
Corporate and Business Registration Department
One Cathedral Square Building, Jules Koenig Street
Port Louis**