

## **MAICSA - Awareness on Sections 205 and 310 – 314 of the Companies Act 2016**

The Institute wishes to highlight the summary of the recent Court of Appeal case on [\*Dato' Sri Andrew Kam Tai Yeow v. Grandfoods Sdn Bhd & Others\*](#) for the awareness of members. The case addressed the issue of whether a company director automatically retires due to the failure to hold an AGM.

The Court of Appeal overturned the High Court's decision, emphasizing that retirement and re-election must occur at an Annual General Meeting (AGM), pursuant to Sections 205 and 310–314 of the Companies Act 2016. The Court ruled that the automatic retirement approach was invalid, and the failure to hold an AGM does not justify deemed retirement.

Please click [here](#) for the Case Summary.