(a) the name of the proposed company prior to its incorporation; or

(b) the name to which a company proposes to change its name under section 28.

(5) Upon being satisfied that the name is not one which may be refused on any ground referred to in subsection 26(1) and upon payment of the prescribed fee, the Registrar may reserve the name for a period of thirty days from the date of lodgement of the application or such longer period as the Registrar may allow.

(6) The confirmation of availability of name or the reservation of name under this section does not in itself entitle the intended company, company or foreign company to be registered by that name, either originally or on a change of name.

(7) Subject to this Act, the Registrar shall not be liable for any loss or damage suffered by any person by reason of error or omission of whatever nature or however arising, if such error or omission was made in good faith and in the discharge of duties under this section.

Change of name

28. (1) A company may resolve that its name be changed by special resolution.

(2) The company shall notify the Registrar of the change of its name within thirty days from the date the special resolution was passed.

(3) If the Registrar is satisfied that the new name complies with the provisions of this Act and upon payment of a prescribed fee, the Registrar shall—

(a) enter the new name of the company on the register in place of the former name; and

(b) issue a notice of registration of the new name.

(4) A change of name of a company shall take effect from the date the notice of registration of new name has been issued.

(5) A change of name of a company shall not—

(a) affect the rights or obligations of the company; and

(b) render defective any legal proceedings by or against the company.

(6) Any proceedings that might have been continued or commenced by or against a company by its former name may be continued or commenced by or against it, by its new name.

(7) Where the winding up of a company commences within one year after the company has changed its name, the former name as well as the existing name of the company shall appear on all notices and advertisements in relation to the winding up.

(8) The company and every officer who contravene the requirement under this section commit an offence and shall, on conviction, be liable to a fine not exceeding fifty thousand ringgit.

Power of Registrar to direct a change of name

29. (1) If the Registrar believes on reasonable grounds that a name under which a company is registered should not have been registered, he shall serve a written notice to the company to change its name within sixty days or a longer period as he deems fit.

(2) If a company fails to change its name within the period as stated in the notice issued under subsection (1), the Registrar shall have the power to change the company's name to its company registration number or any such expression as assigned under subsection 25(2) by altering the company's registration details to reflect the change.

(3) The company and every officer who contravene the direction of the Registrar under this section commit an offence.