

LEGISLATION TO BE STUDIED

You should study the Companies Act, 2008, and the Companies Regulations, 2011, from the original source and focus on all the important sections.

Flag all the important sections indicated in tables 1 and 2 in your copy of the Companies Act, as amended, and in the Companies Regulations, 2011. In this way, you will find the sections easily when studying.

- **Companies Act 71 of 2008**

Table 1, includes all the examinable sections of the Companies Act.

Table 1 Sections to be studied

Topic	Co Act Section	Description
	–	General overview of the module
2	1	Relevant definitions
2	2–6	Interpretation
2	8,10	Categories of companies
2	11, 13, 15–16 and 19–22	Incorporation and legal status of companies
3	24 and 27–30	Company records
4	35–43, and 46–48	Capitalisation of profit companies
4	49–56	Securities registration and transfer
4	57–65	Governance of companies
4	95–97, and 99–111	Public offerings of company securities
5	66–78	Directors
6	84–85	Application and general requirements regarding enhanced accountability and transparency
6	86–89	Company secretary
6	90–93	Auditors
6	94	Audit committees
7	44–45, 112, and 115	Transactions
8	79–83, 128–155, 159, 162,163, and 168–184	Business rescue, compromise with creditors, winding up, and deregistration of companies
9	185–204	Regulatory agencies
9	213–216, 218, and 219	Offences, penalties and miscellaneous matters
10	–	Schedules 2, 3 and 5 to the Companies Act, Close Corporations Act (general overview) and other legislation applicable to companies.

- **Companies Regulations of 2011**

Table 2, includes all the examinable sections of the Companies Regulations. It also indicates how the relevant examinable Regulations are related to the specific sections in the Companies Act.

Table 2
Regulations to be studied

Topic	Co Act Section	Regulation number
2	8	26 & 27
2	13(1) & 16	15
3	21	35
3	27 & 28	25(3)–(6)
3	28(1)(b)	26(1)(b) & (c)
3	29(4)	27
3	30(2) & (7)	28
3	30(2) & (7)	29(1)–(10)
4	35	31(3) & (5)
4	50	32
5	66(10)	38
5	72(4)	43(1)
6	84 & 85	26, 27 & 28
6	94(5)	42