

A BILL

*i n t i t u l e d*

An Act to amend the Security Offences (Special Measures) Act 2012.

[ ]

**ENACTED** by the Parliament of Malaysia as follows:

**Short title**

1. This Act may be cited as the Security Offences (Special Measures) (Amendment) Act 2013.

**Amendment of section 6**

2. The Security Offences (Special Measures) Act 2012 [*Act 747*], which is referred to as the “principal Act” in this Act, is amended in section 6 of the national language text—

(a) in subsection (2), by substituting for paragraph (a) the following paragraph:

“(a) menghendaki pemberi perkhidmatan komunikasi untuk memintas dan menyimpan komunikasi tertentu atau komunikasi daripada perihalan tertentu yang diterima atau dihantar, atau yang akan diterima atau dihantar oleh pemberi perkhidmatan komunikasi itu; atau”; and

(b) in subsection (7), by deleting the word “komunikasi” appearing after the words “telegraf”.

### **Amendment of section 30**

3. Section 30 the principal Act is amended in section 30 in the national language text, by substituting for subsection (3) the following subsection:

“(3) Apabila Pendakwa Raya memfailkan notis rayuan terhadap pembebasan itu, Pendakwa Raya boleh memohon kepada mahkamah perbicaraan bagi mendapatkan suatu perintah untuk memenjarakan tertuduh yang direman dalam jagaan polis itu sementara menunggu beresnya rayuan itu.”.

### **Substitution of First Schedule**

4. The principal Act is amended by substituting for the First Schedule the following Schedule:

“FIRST SCHEDULE

(Section 3)

SECURITY OFFENCES

Penal Code [*Act 574*]:

- (i) Offences under Chapter VI
- (ii) Offences under Chapter VIA
- (iii) Offences under Chapter VIB

Anti-Trafficking in Persons and Anti-Smuggling of Migrants Act 2007 [*Act 670*]:

Offences under Part IIIA”.

EXPLANATORY STATEMENT

This Bill seeks to amend the Security Offences (Special Measures) Act 2012 (“Act 747”).

2. *Clause 1* contains the short title of the proposed Act.
3. *Clauses 2 and 3* seek to amend sections 6 and 30 of the national language text of Act 747 to be consistent with the English language text.
4. *Clause 4* seeks to substitute the First Schedule of Act 747 with a new First Schedule to include two new security offences namely Chapter VI<sub>B</sub> of the Penal Code [*Act 574*] and Part III<sub>A</sub> of the Anti-Trafficking in Persons and Anti-Smuggling of Migrants Act 2007 [*Act 670*].

*FINANCIAL IMPLICATIONS*

This Bill will involve the Government in extra financial expenditure the amount of which cannot at present be ascertained.

[PN(U2)2903D/K]