

Tarikh Persetujuan Diraja 24th December 1984

# UNDANG-UNDANG MALAYSIA

Tarikh diterbitkan dalam Warta 13th December 1984

**Akta A606**

**AKTA MAHKAMAH KEHAKIMAN (PINDAAN)  
(No. 2) 1984**



Tarikh Persetujuan Diraja ... 24hb Disember 1984

Tarikh diterbitkan dalam  
Warta ... 31hb Disember 1984

Akta A606

AKTA MAHRAMAH KEHAKIMAN (PINDAAN)  
(No. 2) 1984

## UNDANG-UNDANG MALAYSIA

## Akta A606

AKTA MAHKAMAH KEHAKIMAN (PINDAAN)  
(No. 2) 1984

Suatu Akta untuk meminda Akta Mahkamah  
Kehakiman 1964.

MAKA INILAH DIPERBUAT UNDANG-UNDANG oleh Duli Yang Maha Mulia Seri Paduka Baginda Yang di-Pertuan Agong dengan nasihat dan persetujuan Dewan Negara dan Dewan Rakyat yang bersidang dalam Parlimen, dan dengan kuasa daripadanya, seperti berikut:

1. Akta ini bolehlah dinamakan Akta Mahkamah Kehakiman (Pindaan) (No. 2) 1984 dan hendaklah mula berkuatkuasa pada 1hb Januari 1985.

Tajuk  
ringkas  
dan mula  
berkuat-  
kuasa.

2. Seksyen 3 Akta Mahkamah Kehakiman 1964, yang disebut "Akta ibu" dalam Akta ini, adalah dipinda—

Pindaan  
seksyen 3.  
Akta 91.

(a) dengan memasukkan selepas sahaja takrif "Court" takrif baru yang berikut:

"decision" includes judgment, sentence or order; dan

(b) dengan memotong takrif "Judicial Committee".

3. Seksyen 5 Akta ibu adalah dipotong.

Pemotongan  
seksyen 5.

4. Seksyen 16 Akta ibu adalah dipinda dengan memotong perenggan (c).

Pindaan  
seksyen 16.

5. Perenggan (b) seksyen 24 Akta ibu adalah dipinda dengan menggantikannya dengan yang berikut:

Pindaan  
seksyen 24.

"(b) the same jurisdiction and authority in relation to matters of admiralty as is for the time being exercisable by the High Court of Justice in England;"

Seksyen  
baru 25A.

6. Akta ini adalah dipinda dengan memasukkan selepas sahaja seksyen 25 seksyen baru 25A yang berikut:

"Orders for  
interim  
payment.

25A. (1) As regards proceedings pending in the High Court, provision may be made by rules of court for enabling the Court in such circumstances as may be prescribed, to make an order requiring a party to the proceedings to make an interim payment of such amount as may be specified in the order, with provision for the payment to be made to such other party to the proceedings as may be so specified or, if the order so provides, by paying it into Court.

(2) Any rules of court which make provision in accordance with subsection (1) may include provision for enabling a party to any proceedings who, in pursuance of such an order has made an interim payment, to recover the whole or part of the amount of the payment in such circumstances and from such other party to the proceedings as may be determined in accordance with the rules.

(3) Any rules made by virtue of this section may include such incidental, supplementary and consequential provisions as may be considered necessary or expedient.

(4) Nothing in this section shall be construed as affecting the exercise of any power relating to costs, including any power to make rules of court relating to costs.

(5) In this section "interim payment", in relation to a party to any proceedings, means a payment on account of any damages, debt or other sum excluding any costs which that party may be held liable to pay to or for the benefit of another party to the proceedings if a final judgment or order of the Court in the proceedings is given or made in favour of that other party."

**7. Seksyen 50 Akta ibu adalah dipinda—**Pindaan  
seksyen 50.

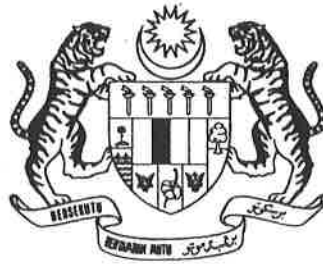
- (a) dengan memasukkan selepas sahaja perkataan “appeal” dalam subseksyen (1) perkataan-perkataan “by any person convicted or otherwise found guilty or by the Public Prosecutor”;
- (b) dengan menggantikan subseksyen (2) dengan subseksyen baru (2) yang berikut:

“(2) Where an accused person has pleaded guilty and been convicted on the plea there shall be no appeal except as to the extent or legality of the sentence.”;
- (c) dengan menggantikan subseksyen (2A) dengan subseksyen baru (2A) yang berikut:

“(2A) Notice of any appeal by the Public Prosecutor shall be given by, or with the consent in writing of, that officer only.”; dan
- (d) dengan memotong subseksyen (3A).

**8. Subseksyen (1) seksyen 68 Akta ibu adalah dipinda dengan menggantikan perkataan “ten” dalam perenggan (a) dengan perkataan-perkataan “one hundred”.**Pindaan  
seksyen 68.**9. Akta ibu dan semua undang-undang bertulis lain yang berkuatkuasa adalah dipinda dengan menggantikan ungkapan “Federal Court” di mana jua ianya terdapat dengan ungkapan “Supreme Court”.**

Pindaan am.



Date of Royal Assent 24th December 1984  
**LAWS OF MALAYSIA**

Date of publication in Gazette 31st December 1984  
**Act A606**

**COURTS OF JUDICATURE (AMENDMENT)  
(No. 2) ACT 1984**



Date of Royal Assent ... 24th December 1984

LAW OF MALAYSIA

Date of publication in  
Gazette ... 31st December 1984

ACT 1984

COURTS OF JUDICATURE (AMENDMENT)  
(No. 2) ACT 1984

# LAWS OF MALAYSIA

## Act A606

### COURTS OF JUDICATURE (AMENDMENT) (No. 2) ACT 1984

An Act to amend the Courts of Judicature Act 1964.

BE IT ENACTED by the Duli Yang Maha Mulia Seri Paduka Baginda Yang di-Pertuan Agong with the advice and consent of the Dewan Negara and Dewan Rakyat in Parliament assembled, and by the authority of the same, as follows:

1. This Act may be cited as the Courts of Judicature (Amendment) (No. 2) Act 1984 and shall come into force on the 1st January 1985. Short title and commencement.
2. Section 3 of the Courts of Judicature Act 1964, which in this Act is referred to as the "principal Act", is amended— Amendment of section 3. Act 91.
  - (a) by inserting immediately after the definition of "Court" the following new definition:  
"decision" includes judgment, sentence or order; and
  - (b) by deleting the definition of "Judicial Committee".
3. Section 5 of the principal Act is deleted. Deletion of section 5.
4. Section 16 of the principal Act is amended by deleting paragraph (c). Amendment of section 16.
5. Paragraph (b) of section 24 of the principal Act is amended by substituting the following therefor:  
"(b) the same jurisdiction and authority in relation to matters of admiralty as is for the time being exercisable by the High Court of Justice in England;" Amendment of section 24.