



UNDANG-UNDANG
MALAYSIA

Akta A746

**AKTA MAHKAMAH KEHAKIMAN
(PINDAAN) 1990**



Tarikh Persetujuan Diraja 9hb Januari 1990

Tarikh diterbitkan dalam
Warta ... 11hb Januari 1990

AKTA 746

AKTA MAHKAMAH KEHAKIMAN
(BINDUAN) 1990

UNDANG-UNDANG MALAYSIA

or unable to act, by the Judge of the High Court in Malaya or any other cause, the Lord President is unable to exercise the powers or perform the duties of his office (including his functions under the Constitution) the powers shall be had and may be exercised and the duties shall be performed—

AKTA MAHKAMAH KEHAKIMAN (PINDAAN) 1990

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) 1990.

Tajuk ringkas.

2. Seksyen 9 Akta Mahkamah Kehakiman 1964, yang disebut "Akta ibu" dalam Akta ini, adalah dipinda dengan menggantikan seksyen 9 dengan seksyen baru 9 yang berikut:

Pindaan seksyen 9. Akta 91.

9. (1) Whenever during any period, owing to illness or absence from Malaysia or any other cause, the Lord President is unable to exercise the powers or perform the duties of his office (including his functions under the Constitution) the powers shall be had and may be exercised and the duties shall be performed—

"Exercise of powers during incapacity or absence.

(a) by the Chief Justice of the High Court in Malaya; or

(b) where the Chief Justice of the High Court in Malaya is absent from Malaysia or unable to act, by the Chief Justice of the High Court in Borneo; or

(c) where the Chief Justices of both the High Courts are absent from Malaysia or unable to act, by the Judge of the Supreme Court nominated for that purpose by the Yang di-Pertuan Agong.

(2) Whenever during any period, owing to illness or absence from Malaysia or any other cause, a Chief Justice is unable to exercise the powers or perform the duties of his office, the powers shall be had and may be exercised and the duties shall be performed by the Judge of the said High Court designated for that purpose by the Lord President or the Chief Justice of that High Court."

Pindaan
seksyen 17.

3. Seksyen 17 Akta itu adalah dipinda—

(a) dengan menggantikan perenggan (c) subseksyen (2) dengan yang berikut:

"(c) two Judges appointed by the Lord President for such period as he may specify in writing,"; dan

(b) dengan menggantikan perenggan (e) subseksyen (2) dengan yang berikut:

"(e) two advocates practising in the States of Malaya appointed by the Chief Justice of the High Court in Malaya for such period as he may specify in writing,".



LAWS OF MALAYSIA

Act A746

**COURTS OF JUDICATURE
(AMENDMENT) ACT 1990**



Date of Royal Assent ... 9th January 1990

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COURTS OF JUDICATURE
(AMENDMENT) ACT 1990

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LAWS OF MALAYSIA

Act A746

COURTS OF JUDICATURE (AMENDMENT)

ACT 1990

An Act to amend the Courts of Judicature Act 1964.

BE IT ENACTED by the Duli Yang Maha Mùlia 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) Act 1990.

Short
title.

2. Section 9 of the Courts of Judicature Act 1964, which in this Act is referred to as "the principal Act", is amended by substituting for section 9 the following new section 9:

Amendment
of section 9.
Act 91.

"Exercise
of powers
during
incapacity
or absence.

9. (1) Whenever during any period, owing to illness or absence from Malaysia or any other cause, the Lord President is unable to exercise the powers or perform the duties of his office (including his functions under the Constitution) the powers shall be had and may be exercised and the duties shall be performed—

(a) by the Chief Justice of the High Court in Malaya; or

(b) where the Chief Justice of the High Court in Malaya is absent from Malaysia or unable to act, by the Chief Justice of the High Court in Borneo; or

(c) where the Chief Justices of both the High Courts are absent from Malaysia or unable to act, by the Judge of the Supreme Court nominated for that purpose by the Yang di-Pertuan Agong.

(2) Whenever during any period, owing to illness or absence from Malaysia or any other cause, a Chief Justice is unable to exercise the powers or perform the duties of his office, the powers shall be had and may be exercised and the duties shall be performed by the Judge of the said High Court designated for that purpose by the Lord President or the Chief Justice of that High Court.”.

Amendment
of section 17.

3. Section 17 of the principal Act is amended—

(a) by substituting for paragraph (c) of subsection (2) the following:

“(c) two Judges appointed by the Lord President for such period as he may specify in writing;” and

(b) by substituting for paragraph (e) of subsection (2) the following:

“(e) two advocates practising in the States of Malaya appointed by the Chief Justice of the High Court in Malaya for such period as he may specify in writing;”.