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31 December 2020
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WARTA KERAJAAN PERSEKUTUAN

FEDERAL GOVERNMENT GAZETTE

PERATURAN-PERATURAN PENCEGAHAN DAN PENGAWALAN PENYAKIT BERJANGKIT (FI BAGI UJIAN PENGESANAN PENYAKIT KORONAVIRUS 2019) (COVID-19)) (PINDAAN) (NO. 2) 2020

PREVENTION AND CONTROL OF INFECTIOUS DISEASES (FEE FOR CORONAVIRUS DISEASE 2019 (COVID-19) DETECTION TEST) (AMENDMENT) (NO. 2) REGULATIONS 2020

DISIARKAN OLEH/
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JABATAN PEGUAM NEGARA/
ATTORNEY GENERAL'S CHAMBERS

AKTA PENCEGAHAN DAN PENGAWALAN PENYAKIT BERJANGKIT 1988

PERATURAN-PERATURAN PENCEGAHAN DAN PENGAWALAN PENYAKIT
BERJANGKIT (FI BAGI UJIAN PENGESANAN PENYAKIT KORONAVIRUS 2019
(COVID-19)) (PINDAAN) (NO. 2) 2020

PADA menjalankan kuasa yang diberikan oleh perenggan 31(2)(p) dan (t) Akta Pencegahan dan Pengawalan Penyakit Berjangkit 1988 [Akta 342], Menteri membuat peraturan-peraturan yang berikut:

Nama dan permulaan kuat kuasa

1. (1) Peraturan-peraturan ini bolehlah dinamakan **Peraturan-Peraturan Pencegahan dan Pengawalan Penyakit Berjangkit (Fi bagi Ujian Pengesanan Penyakit Koronavirus 2019 (COVID-19)) (Pindaan) (No. 2) 2020**.

(2) Peraturan-Peraturan ini mula berkuat kuasa pada 1 Januari 2021.

Pindaan peraturan 2

2. Peraturan-Peraturan Pencegahan dan Pengawalan Penyakit Berjangkit (Fi bagi Ujian Pengesanan Penyakit Koronavirus 2019 (COVID-19)) 2020 [P.U. (A) 190/2020], yang disebut “Peraturan-Peraturan ibu” dalam Peraturan-Peraturan ini, dipinda dalam peraturan 2 dengan menggantikan subperaturan (1) dengan subperaturan yang berikut:

“(1) Dalam Peraturan-Peraturan ini—

“COVID-19” ertinya Penyakit Koronavirus 2019 (COVID-19);

“pekerja asing” ertinya pemegang Pas Lawatan (Kerja Sementara) yang dikeluarkan di bawah peraturan 11 Peraturan-Peraturan Imigresen 1963 [F.L.N. 228/1963].”.

Pindaan peraturan 3

3. Peraturan 3 Peraturan-Peraturan ibu dipinda—

- (a) dalam subperaturan (2), dengan menggantikan perkataan “ditentukan oleh Ketua Pengarah” dengan perkataan “diuruskan oleh Kerajaan”; dan
- (b) dengan memasukkan selepas subperaturan (2) subperaturan yang berikut:

“(3) Jika majikan yang mengambil kerja pekerja asing diarahkan oleh pegawai diberi kuasa untuk menyebabkan pekerja asingnya menjalani ujian pengesanan COVID-19 dan majikan memilih supaya pekerja asingnya menjalani ujian itu di mana-mana hospital Kerajaan atau mana-mana tempat yang diuruskan oleh Kerajaan sebagai tempat menjalankan ujian pengesanan COVID-19, majikan bagi pekerja asing itu hendaklah membayar fi yang dinyatakan dalam ruang (3) Jadual berhubung dengan jenis ujian pengesanan COVID-19 yang dinyatakan dalam ruang (1) sebagaimana yang ditentukan di bawah peraturan 4.”.

Peraturan baharu 6 dan 7

4. Peraturan-Peraturan ibu dipinda dengan memasukkan selepas peraturan 5 peraturan yang berikut:

“Kesalahan

6. Mana-mana orang yang melanggar peraturan 3 melakukan suatu kesalahan dan boleh, apabila disabitkan, didenda tidak melebihi satu ribu ringgit atau dipenjarakan selama tempoh tidak melebihi enam bulan atau kedua-duanya.

Mendapatkan balik fi sebagai hutang sivil

7. (1) Apa-apa fi yang terhutang dan kena dibayar oleh mana-mana orang di bawah peraturan 3 boleh didapatkan balik sebagai suatu hutang sivil yang kena bayar kepada Kerajaan.

(2) Walau apa pun sabitan mana-mana orang di bawah peraturan 6, apa-apa fi yang terhutang dan kena dibayar oleh orang itu di bawah peraturan 3 boleh didapatkan balik sebagai suatu hutang sivil yang kena bayar kepada Kerajaan.”.

Dibuat 31 Disember 2020

[KKM.600-29/4/146 Jld.2; PN(PU2)470/IV]

DATO' SRI DR. ADHAM BIN BABA
Menteri Kesihatan

PREVENTION AND CONTROL OF INFECTIOUS DISEASES ACT 1988

PREVENTION AND CONTROL OF INFECTIOUS DISEASES
(FEE FOR CORONAVIRUS DISEASE 2019 (COVID-19) DETECTION TEST)
(AMENDMENT) (NO. 2) REGULATIONS 2020

IN exercise of the powers conferred by paragraphs 31(2)(p) and (t) of the Prevention and Control of Infectious Diseases Act 1988 [Act 342], the Minister makes the following regulations:

Citation and commencement

1. (1) These regulations may be cited as the **Prevention and Control of Infectious Diseases (Fee for Coronavirus Disease 2019 (COVID-19) Detection Test) (Amendment) (No. 2) Regulations 2020**.

(2) These Regulations come into operation on 1 January 2021.

Amendment of regulation 2

2. The Prevention and Control of Infectious Diseases (Fee for Coronavirus Disease 2019 (COVID-19) Detection Test) Regulations 2020 [P.U. (A) 190/2020], which are referred to as the “principal Regulations” in these Regulations, are amended in regulation 2 by substituting for subregulation (1) the following subregulation:

“(1) In these Regulations—

“COVID-19” means Coronavirus Disease 2019 (COVID-19);

“foreign employee” means a holder of a Visit Pass (Temporary Employment) issued under regulation 11 of the Immigration Regulations 1963 [F.L.N. 228/1963].”.

Amendment of regulation 3

3. Regulation 3 of the principal Regulations is amended—

- (a) in subregulation (2), by substituting for the words “as determined by the Director General” the words “managed by the Government”; and
- (b) by inserting after subregulation (2) the following subregulation:

“(3) If an employer who employs a foreign employee is instructed by an authorized officer to cause his foreign employee to undergo COVID-19 detection test and the employer chooses that his foreign employee undergoes the test at any Government hospital or any place managed by the Government to be a place to undergo COVID-19 detection test, the employer of such foreign employee shall pay the fee specified in column (3) of the Schedule in relation to the type of COVID-19 detection test specified in column (1) as determined under regulation 4.”.

New regulations 6 and 7

4. The principal Regulations are amended by inserting after regulation 5 the following regulations:

“Offence

6. Any person who contravenes regulation 3 commits an offence and shall, on conviction, be liable to a fine not exceeding one thousand ringgit or to imprisonment for a term not exceeding six months or to both.

Recovery of fee as civil debt

7. (1) Any fee due from and payable by any person under regulation 3 may be recovered as a civil debt due to the Government.

(2) Notwithstanding the conviction of any person under regulation 6, any fee due from and payable by that person

under regulation 3 may be recovered as a civil debt due to the Government.”.

Made 31 December 2020

[KKM.600-29/4/146 Jld.2; PN(PU2)470/IV]

DATO' SRI DR. ADHAM BIN BABA
Minister of Health