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WARTA KERAJAAN PERSEKUTUAN

*FEDERAL GOVERNMENT
GAZETTE*

PERATURAN-PERATURAN PENCEGAHAN JENAYAH
(TATACARA LEMBAGA PENASIHAT) (PINDAAN) 2015

*PREVENTION OF CRIME (ADVISORY BOARD PROCEDURE)
(AMENDMENT) REGULATIONS 2015*



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AKTA PENCEGAHAN JENAYAH 1959

PERATURAN-PERATURAN PENCEGAHAN JENAYAH
(TATACARA LEMBAGA PENASIHAT) (PINDAAN) 2015

PADA menjalankan kuasa yang diberikan oleh seksyen 23 Akta Pencegahan Jenayah 1959 [*Akta* 297], Menteri membuat peraturan-peraturan yang berikut:

Nama

1. Peraturan-peraturan ini bolehlah dinamakan **Peraturan-Peraturan Pencegahan Jenayah (Tatacara Lembaga Penasihat) (Pindaan) 2015**.

Pindaan peraturan 3

2. Peraturan-Peraturan Pencegahan Jenayah (Tatacara Lembaga Penasihat) 2014 [*P.U. (A) 86/2014*], yang disebut “Peraturan-Peraturan ibu” dalam Peraturan-Peraturan ini, dipinda dalam peraturan 3—

(a) dalam subperaturan (6), dengan menggantikan perkataan “sebelum tamat” dengan perkataan “sebaik selepas tamat”; dan

(b) dalam subperaturan (7), dengan memasukkan selepas perkataan “hendaklah” perkataan “, secara bertulis”.

Pindaan peraturan 5

3. Peraturan 5 Peraturan-Peraturan ibu dipinda—

(a) dalam subperaturan (4), dengan memotong perkataan “atau Timbalan Pendakwa Raya”; dan

(b) dengan menggantikan subperaturan (5) dengan subperaturan yang berikut:

“(5) Lembaga Penasihat boleh—

- (a) jika orang tahanan atau peguam belanya hadir pada masa dan tempat yang ditetapkan untuk pendengaran representasi, meneruskan untuk menimbang dan memutuskan representasi itu selepas mendengar kata-kata yang disampaikan oleh orang tahanan itu atau peguam belanya; atau
- (b) jika orang tahanan atau peguam belanya tidak hadir pada masa dan tempat yang ditetapkan untuk pendengaran representasi, meneruskan untuk menimbang dan memutuskan representasi itu tanpa kehadiran orang tahanan itu atau peguam belanya.”.

Pindaan peraturan 6

4. Subperaturan 6(1) Peraturan-Peraturan ibu dipinda—

- (a) dengan menggantikan perkataan “di bawah subperaturan 5(1)” dengan perkataan “dalam Borang 2”; dan
- (b) dengan memotong perkataan “untuk mengemukakan orang tahanan”.

Peraturan baru 8A

5. Peraturan-Peraturan ibu dipinda dengan memasukkan selepas peraturan 8 peraturan yang berikut:

“Lembaga Penasihat boleh memanggil saksi

8A. Bagi maksud Peraturan-Peraturan ini, Lembaga Penasihat boleh memanggil dan memeriksa mana-mana saksi, mengendalikan sumpah atau ikrar dan memaksa pengemukaan apa-apa dokumen.”.

Pindaan peraturan 10

6. Peraturan 10 Peraturan-Peraturan ibu dipinda—

(a) dengan memotong perkataan “atau” di hujung perenggan (a); dan

(b) dengan memasukkan selepas perenggan (a) perenggan yang berikut:

“(aa) akan menjejaskan keselamatan awam; atau”.

Dibuat 26 Ogos 2015
[KDN.PUU/9/70; PN(PU2)696/III]

DATO' SERI DR. AHMAD ZAHID HAMIDI
Menteri Dalam Negeri

PREVENTION OF CRIME ACT 1959

PREVENTION OF CRIME (ADVISORY BOARD PROCEDURE)
(AMENDMENT) REGULATIONS 2015

IN exercise of the powers conferred by section 23 of the Prevention of Crime Act 1959 [Act 297], the Minister makes the following regulations:

Citation

1. These regulations may be cited as the **Prevention of Crime (Advisory Board Procedure) (Amendment) Regulations 2015**.

Amendment of regulation 3

2. The Prevention of Crime (Advisory Board Procedure) Regulations 2014 [P.U. (A) 86/2014], which are referred to as the “principal Regulations” in these Regulations, are amended in regulation 3—

(a) in subregulation (6), by substituting for the words “before the expiry” the words “immediately after the expiry”; and

(b) in subregulation (7), by inserting after the word “shall” the words “, in writing,”.

Amendment of regulation 5

3. Regulation 5 of the principal Regulations is amended—

(a) in subregulation (4), by deleting the words “or a Deputy Public Prosecutor”; and

(b) by substituting for subregulation (5) the following subregulation:

“(5) The Advisory Board may—

- (a) if the detained person or his advocate is present at the time and place appointed for the hearing of the representations, proceed to consider and determine the representations after hearing the address by the detained person or his advocate; or
- (b) if the detained person or his advocate is not present at the time and place appointed for the hearing of the representations, proceed to consider and determine the representations without the presence of the detained person or his advocate.”.

Amendment of regulation 6

4. Subregulation 6 (1) of the principal Regulations is amended—

- (a) by substituting for the words “under subregulation 5(1)” the words “in Form 2”; and
- (b) by deleting the words “to produce the detained person”.

New regulation 8A

5. The principal Regulations are amended by inserting after regulation 8 the following regulation:

“Advisory Board may summon witnesses

8A. For the purposes of these Regulations, the Advisory Board may summon and examine any witnesses, administer the oaths or affirmations and compel the production of any documents.”.

Amendment of regulation 10

6. Regulation 10 of the principal Regulations is amended–

(a) by deleting the word “or” at the end of paragraph (a); and

(b) by inserting after paragraph (a) the following paragraph:

“(aa) would compromise the public security; or”.

Made 26 August 2015

[KDN.PUU/9/70; PN(PU2)696/III]

DATO' SERI DR. AHMAD ZAHID HAMIDI
Minister of Home Affairs