



UNDANG-UNDANG MALAYSIA

Akta A1652

AKTA KAWALAN BEKALAN (PINDAAN) 2022

Tarikh Perkenan Diraja 30 April 2022

Tarikh penyiaran dalam *Warta* ... 13 Mei 2022

Hakcipta Pencetak (H)

PERCETAKAN NASIONAL MALAYSIA BERHAD

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AKTA KAWALAN BEKALAN (PINDAAN) 2022

Suatu Akta untuk meminda Akta Kawalan Bekalan 1961.

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DIPERBUAT oleh Parlimen Malaysia seperti yang berikut:

Tajuk ringkas dan permulaan kuat kuasa

1. (1) Akta ini bolehlah dinamakan Akta Kawalan Bekalan (Pindaan) 2022.

(2) Akta ini mula berkuat kuasa pada tarikh yang ditetapkan oleh Menteri melalui pemberitahuan dalam *Warta*.

Pindaan seksyen 10

2. Akta Kawalan Bekalan 1961 [*Akta 122*], yang disebut “Akta ibu” dalam Akta ini, dipinda dalam seksyen 10—

(a) dengan menggantikan perenggan (1)(a) dengan perenggan yang berikut:

“(a) arrest without warrant any person whom he reasonably believes has committed or is attempting to commit an offence under this Act; and”;

- (b) dengan menomborkan semula subseksyen (1A) yang sedia ada sebagai subseksyen (1B); dan
- (c) dengan memasukkan sebelum subseksyen (1B) yang dinomborkan semula subseksyen yang berikut:

“(1A) The Controller, supplies officer, police officer not below the rank of Inspector or customs officer making an arrest under paragraph (1)(a) shall without unnecessary delay take such person to the nearest police station, and thereafter the person shall be dealt with as is provided for by the Criminal Procedure Code [Act 593].”.

Seksyen baharu 12A dan 12B

3. Akta ibu dipinda dengan memasukkan selepas seksyen 12 seksyen yang berikut:

“Sale of perishable etc., articles

12A. (1) Where any controlled article or other article seized in the exercise of the powers conferred by this Act—

(a) is of a perishable or inflammable nature; or

(b) the custody of such controlled article or other article involves unreasonable expense and inconvenience,

such controlled article or other article may be sold and the proceeds of sale held to abide by the result of any prosecution or claim under this section.

(2) The Government of Malaysia shall not be liable to any person for any deterioration, howsoever caused, in the quality of any controlled article or other article seized under this Act.

No cost or damages arising from seizure to be recoverable

12B. No person shall, in any proceedings before any court in respect of any controlled article, vehicle, vessel or thing other than a controlled article seized in the exercise or the purported exercise of any power conferred under this Act, be entitled to the costs of such proceedings or to any damages or other relief unless such seizure was made without reasonable cause.”.

Seksyen baharu 25A

4. Akta ibu dipinda dengan memasukkan selepas seksyen 25 seksyen yang berikut:

“Proportional examination or testing of articles seized

25A. (1) Where packages or receptacles containing articles which are suspected of being controlled articles have been seized, it shall be sufficient to open and examine one per centum or not less than five samples of each description of the package or receptacle in which such articles are contained.

(2) If it is necessary to test any article which is suspected of being controlled article seized under this Act, it shall be sufficient to test only a sample not exceeding five per centum in volume or weight of the articles examined under subsection (1).

(3) The court shall presume that the articles contained in the unopened packages or receptacles are of the same nature, quantity and quality as those found in the similar packages or receptacles which have been opened.”.