

D.R. 7/2019
AMENDMENT IN COMMITTEE
CONSTITUTION (AMENDMENT) ACT 2019

ENGLISH LANGUAGE TEXT

Clause 2

Clause 2 of the Bill is amended in relation to Clause (2) of Article 1 of the Federal Constitution –

- (a) in paragraph (a), by inserting before the word “Johore” the words “the States of Malaya, namely,”; and
- (b) in paragraph (b), by inserting before the word “Sabah” the words “the Borneo States, namely,”.

EXPLANATORY STATEMENT

The amendment to Clause 2 of the Bill seeks to fully restore the provisions of Clause (2) of Article 1 of the Federal Constitution during the formation of Malaysia in 1963 except the reference to Singapore.

2. Paragraph 2 of the Explanatory Statement to the Bill is amended by deleting the words “This amendment does not, in any way, alter the functions of the Federal and State Governments under the concept of federalism.”.

A BILL

i n t i t u l e d

An Act to amend the Federal Constitution.

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ENACTED by the Parliament of Malaysia as follows:

Short title and commencement

1. (1) This Act may be cited as the Constitution (Amendment) Act 2019.

(2) This Act comes into operation on a date to be appointed by the Yang di-Pertuan Agong by notification in the *Gazette*.

Amendment of Article 1

2. The Federal Constitution is amended in Article 1 by substituting for Clause (2) the following Clause:

“(2) The States of the Federation shall be—

(a) Johore, Kedah, Kelantan, Malacca, Negeri Sembilan, Pahang, Penang, Perak, Perlis, Selangor and Terengganu; and

(b) Sabah and Sarawak.”.

EXPLANATORY STATEMENT

This Bill seeks to amend the Federal Constitution.

2. *Clause 2* of this Bill seeks to substitute Clause (2) of Article 1 of the Federal Constitution to specify all the constituent States of the Federation by restoring, with modifications, the position of Clause (2) of Article 1 of the Federal Constitution during the formation of Malaysia in 1963. This amendment is made in line with the spirit of the Malaysia Agreement concluded in 1963. It satisfies the aspiration and hope of the State Governments of Sabah and Sarawak, and all people of Sabah and Sarawak. This amendment does not, in any way, alter the functions of the Federal and State Governments under the concept of federalism.

FINANCIAL IMPLICATIONS

This Bill will involve the Government in extra financial expenditure the amount of which cannot at present be ascertained.

[PN(U2)3160]