

## A BILL

*i n t i t u l e d*

An Act to amend the Food Act 1983.

[ ]

**ENACTED** by the Parliament of Malaysia as follows:

### **Short title and commencement**

**1.** (1) This Act may be cited as the Food (Amendment) Act 2023.

(2) This Act comes into operation on a date to be appointed by the Minister by notification in the *Gazette*.

### **Amendment of section 2**

**2.** The Food Act 1983 [*Act 281*], which is referred to as the “principal Act” in this Act, is amended in section 2 by deleting the definitions of “tobacco” and “tobacco product”.

### **Deletion of section 36**

**3.** The principal Act is amended by deleting section 36.

## Savings

4. (1) Any subsidiary legislation relating to tobacco product in force immediately before the date of commencement of this Act shall, until amended or revoked, continue to be in force and be construed as if the principal Act had not been amended by this Act.

(2) Any registration or action made, or notice, direction or approval given or issued relating to tobacco product under section 36 of the principal Act shall, on the commencement of this Act, be dealt with under the Control of Smoking Products For Public Health Act 2023.

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## EXPLANATORY STATEMENT

This Bill seeks to amend the Food Act 1983 (“Act 281”).

2. *Clause 1* contains the short title and the provision of the commencement of the proposed Act.

3. *Clause 2* seeks to amend section 2 of Act 281 by deleting the definitions of “tobacco” and “tobacco product”.

4. *Clause 3* seeks to delete section 36 of Act 281 to remove the provision relating to tobacco and tobacco product. This deletion is in consequence of the enactment of the proposed Control of Smoking Products For Public Health Act 2023. Provisions relating to tobacco and tobacco product will be provided in the proposed Control of Smoking Products For Public Health Act 2023.

5. *Clause 4* seeks to provide for saving provisions.

## FINANCIAL IMPLICATIONS

This Bill will not involve the Government in any extra financial expenditure.

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