

# **LAWS OF MALAYSIA**

REPRINT

## **Act 7**

# **REGISTRATION OF CRIMINALS AND UNDESIRABLE PERSONS ACT 1969**

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## REGISTRATION OF CRIMINALS AND UNDESIRABLE PERSONS ACT 1969

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2006



## **LAWS OF MALAYSIA**

### **Act 7**

## **REGISTRATION OF CRIMINALS AND UNDESIRABLE PERSONS ACT 1969**

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### **ARRANGEMENT OF SECTIONS**

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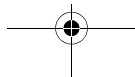
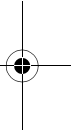
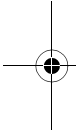
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**LAWS OF MALAYSIA****Act 7****REGISTRATION OF CRIMINALS AND  
UNDESIRABLE PERSONS ACT 1969**

An Act to consolidate and amend the law providing for the registration of certain criminals, banishees, expelees, deportees and restrictees and for other purposes connected with it.

*[Throughout Malaysia—2 May 1969]*

**BE IT ENACTED** by the Seri Paduka Baginda Yang di-Pertuan Agong with the advice and consent of the Dewan Negara and Dewan Rakyat in Parliament of Malaysia assembled, and by the authority of the same, as follows:

**Short title and application**

1. (1) This Act may be cited as the Registration of Criminals and Undesirable Persons Act 1969.

(2) This Act shall apply throughout Malaysia.

**Interpretation**

2. In this Act, unless the context otherwise requires—

“authenticating officer” means—

- (a) the prosecuting officer responsible for authenticating the result of a case at the conclusion of the case where a person is charged with a registrable offence;
- (b) the police officer responsible for the final removal of the banishee out of the Federation and for authenticating the removal;
- (c) the police officer responsible for serving the expulsion order on the expeelee and for authenticating the expulsion;

- (d) the immigration or police officer responsible for the final removal of the deportee from the Federation or any State thereof and for authenticating the removal; or
- (e) in relation to a person who is sentenced to a term of imprisonment for a registrable offence any prison officer (within the meaning of any written law in the Federation relating to prisons) who is responsible for authenticating the imprisonment;

“authenticate” means to perform the functions of an authenticating officer as prescribed by this Act;

“banishee” means any person ordered to be banished from the Federation under any written law in the Federation relating to banishment;

“deportee” means any person ordered to be removed from the Federation or any State thereof under any written law in the Federation relating to immigration;

“expelee” means any person ordered to be expelled from the Federation under any written law in the Federation relating to banishment;

“finger impression” includes thumb impression, palmar impression and plantar impression;

“fingerprint form” means any form prescribed by the Inspector General of Police pursuant to section 15 for the purpose of recording or authenticating finger impressions and other registrable particulars;

“recording officer” means—

- (a) a police officer;
- (b) a proper officer of customs or excise (within the meaning of any written law in the Federation relating to customs and excise) whose function is to prevent or prosecute any registrable offence under such law;
- (c) a prison officer (within the meaning of any written law in the Federation relating to prisons) other than a prison officer who is an authenticating officer; or
- (d) an immigration officer whose function is to prevent or prosecute any registrable offence under any written law in the Federation relating to immigration;

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“register” means the register kept and maintained under section 7;

“Registrar” means—

- (a) the Registrar of Criminals; and
- (b) any other person or officer appointed under section 3;

“registrable offence” means any offence which is registrable under this Act as specified in the First and Second Schedules;

“registrable particulars” means—

- (a) the particulars of any conviction or sentence in respect of a registrable offence;
- (b) the particulars of any order relating to banishees, expelees, deportees or restrictees;
- (c) the name, description, photograph and finger impressions or classification of finger impressions of any person convicted of a registrable offence, or of any banishee, expeelee, deportee or restrictee;
- (d) the particulars which the Minister deems to be registrable particulars under paragraph 4(1)(a);
- (e) the particulars which the Minister may from time to time by order published in the *Gazette* declare to be registrable particulars under paragraph 4(1)(b); or
- (f) the particulars of any person which have been taken and recorded under any of the written laws repealed under this Act;

“restrictee” means any person ordered to be placed under restricted residence under any written law in the Federation relating to restricted residence.

**Appointment of officers**

**3.** The Yang di-Pertuan Agong may by notification published in the *Gazette* appoint for the purposes of this Act—

- (a) a Registrar of Criminals for the Federation;
- (b) Deputy Registrars and Assistant Registrars of Criminals for the Federation or any part of it; and

- (c) any other officer for the Federation or any part of it to exercise any or all of the functions of the Registrar.

**Minister may deem or declare other particulars to be registrable particulars**

4. (1) The Minister may from time to time by order published in the *Gazette*—

- (a) deem for the purposes of this Act particulars (forwarded to the Registrar) of persons convicted of any offence (whether a registrable offence under this Act or otherwise) in or banished, expelled or deported from any country or part of a country outside the Federation to be registrable particulars; or
- (b) declare for the purposes of this Act any particulars (other than the registrable particulars described in paragraphs (a) to (d) in the definition of “registrable particulars”) to be registrable particulars.

(2) The order made under paragraph (1)(a) may be general in respect of any particulars or offences or special in respect of any country or part of a country or a particular individual, class of individuals or any offence.

**Functions of recording officer**

5. The recording officer in charge of a case shall take or cause to be taken and recorded on the fingerprint form the finger impressions, photographs and other registrable particulars of any person (other than the particulars of any conviction, sentence or other order of the court in respect of a registrable offence at the conclusion of the case)—

- (a) when a person is arrested for any registrable offence;
- (b) (i) when a person is convicted for a registrable offence unless his registrable particulars have already been taken under paragraph (a); and
- (ii) when a person in addition to being convicted of a registrable offence is sentenced to a term of imprisonment;



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- (c) when a person is not arrested but is summoned to appear in court on a charge for a registrable offence and when he is subsequently convicted, or is found guilty without a conviction being recorded under any order of the court binding over the accused to be of good behaviour, placing the accused under probation or under any other similar order of the Court which finds the accused guilty of a registrable offence (but dispenses with an order of conviction) except where a person is merely admonished or cautioned and discharged; or
- (d) when a banishee, expelee, deportee or restrictee is banished, expelled, deported or placed under an order of restricted residence as the case requires,

and shall forward the fingerprint form to the Registrar who shall (subject to this Act) retain the form.

**Functions of authenticating officer**

**6.** An authenticating officer shall authenticate the fingerprint form—

- (a) at the conclusion of the case where a person is—
  - (i) acquitted and discharged of a registrable offence;
  - (ii) found guilty of a registrable offence without a conviction being recorded under any order of the court binding over the accused to be of good behaviour, placing the accused under probation or under any other similar order of the court which finds the accused guilty of a registrable offence but dispenses with an order of conviction; or
  - (iii) convicted of a registrable offence;
- (b) when a banishee is finally removed out of the Federation;
- (c) when an expelee is served with an expulsion order;
- (d) when a deportee is finally removed out of the Federation; or

(e) when a restrictee is placed under restricted residence, and shall forward the form duly authenticated to the Registrar who shall (subject to this Act) retain the form.

### **Register of registrable particulars to be kept**

7. (1) Subject to section 12 the Registrar shall keep and maintain—

- (a) a register containing registrable particulars relating to the States of Peninsular Malaysia, Sabah and Sarawak in the Federal Capital;
- (b) a register containing registrable particulars relating to Sabah in Sabah; and
- (c) a register containing registrable particulars relating to Sarawak in Sarawak.

(2) The Registrar may keep and maintain a register containing registrable particulars relating to any country outside the Federation in respect of which an order has been made pursuant to section 4 if the registrable particulars are forwarded to him by the Government of that country.

### **Refusal to sign fingerprint form an offence**

8. (1) Every person whose registrable particulars are taken pursuant to sections 5 and 6 shall sign the fingerprint form or if the person is unable to sign his name he shall affix his thumb impression in it which shall be countersigned by the recording or authenticating officer as the case requires.

(2) Every person who refuses to have any of his registrable particulars taken or to sign the fingerprint form or to affix his thumb impression in it when lawfully required to do so by a recording officer or authenticating officer is guilty of an offence and shall be liable on conviction to a fine not exceeding five hundred ringgit or to a term of imprisonment not exceeding three months or to both.

(3) A recording officer or authenticating officer may pursuant to sections 5 and 6 use such force as is necessary or reasonable.

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**Return of fingerprint form on acquittal, etc.**

9. (1) Save as otherwise provided in subsections (2) and (3) the Registrar or police officer as the case requires shall—

- (a) where a person is acquitted and discharged of a registrable offence forthwith deliver to the person his fingerprint form, photograph and the negative of it on his application; or
- (b) where a person is found guilty of a registrable offence without a conviction being recorded deliver to the persons his fingerprint form, photograph and the negative of it on his application, on the expiry of the period of probation or binding over to be of good behaviour or any other period under any other similar order of the court which finds the accused guilty of a registrable offence (but dispenses with an order of conviction) unless the accused is found guilty again of committing a registrable offence during such period.

(2) Where no application under subsection (1) is made within three months from the date of acquittal and discharge or of the expiry of the period referred to in subsection (1) the Registrar shall destroy the fingerprint form, the photograph and the negative thereof.

(3) Where under paragraph (1)(b) the person is again found guilty of a registrable offence during the period referred to in that paragraph the Registrar shall for the purposes of this Act retain the fingerprint form and record in the register the registrable particulars of the person (including particulars of both offences) as if he had been convicted of both the offences notwithstanding that the Court dispenses with an order of conviction in respect of the subsequent offence.

(4) Subject to section 13, subsections (1) and (2) shall not apply to any banishee, expelee or deportee.

**Proof of finger impressions and previous convictions**

10. (1) Subject to subsection (2) every—

- (a) fingerprint form if duly authenticated by the authenticating officer;

- (b) certificate, document or extract (whether relating to finger impressions or otherwise) which is—
  - (i) based on entries extracted from the register; and
  - (ii) certified by the Registrar to be so extracted; or
- (c) certificate signed by the Registrar that—
  - (i) the finger impressions of a person have been compared with other finger impressions previously or subsequently taken; and
  - (ii) the finger impressions which have been compared belong to one and the same person,

shall be admissible as evidence in court and be sufficient proof of the matters described therein unless the contrary is proved.

(2) When any certificate referred to in paragraph (1)(c) is admitted in evidence in court, the court or the accused may summon the Registrar as a witness and where the accused does so he shall give notice to the Public Prosecutor not less than ten days before the commencement of the trial.

### **Proof of previous convictions outside the Federation**

**11.** (1) A previous conviction in any country or part of a country (in respect of which an order has been made under section 4) outside the Federation may be proved by the production of certificates by an authorized officer certifying that the finger impressions of an accused person have been compared with those of a previously convicted person and that they belong to the one and same person.

(2) For the purpose of this section “authorized officer” means a person or authority authorized by the government of the country or part of a country to keep and maintain finger impressions and other particulars deemed to be registrable particulars pursuant to section 4.

(3) Any certificate issued by the authorized officer shall unless the contrary is proved be evidence of all the matters

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described therein including the signature and authority of the authorized officer.

**Inspector General may exempt certain cases from provision of Act**

**12.** (1) The Inspector General of Police may direct that any person other than a banishee, deportee, expelee or restrictee who—

- (a) is convicted of a registrable offence specified in the Second Schedule;
- (b) has on the conviction been sentenced to a fine not exceeding one hundred ringgit;
- (c) has not (on the conviction) been sentenced to a term of imprisonment which is not a term of imprisonment in default of payment of a fine; and
- (d) has not previously been registered under this Act or under any written law prior to this Act in force in the States of Peninsular Malaysia, Sabah or Sarawak dealing with the registration of criminals,

be exempted from this Act.

(2) The Registrar shall on the direction being given retain the registrable particulars of the convicted person for one year from the date of the conviction and shall subject to subsection (3) forthwith destroy them.

(3) The Inspector General of Police under subsection (1) may before the expiration of the period revoke the direction whereupon the Registrar shall record the registrable particulars of the convicted person pursuant to section 7 and inform the person of the revocation.

(4) This section shall not apply to subsection 9(3).

(5) Any person aggrieved by the revocation may appeal to the Minister within thirty days of being informed of the revocation.

**Minister may order destruction of particulars of banishee, etc.**

**13.** The Minister may by order published in the *Gazette* order the destruction of the registrable particulars of any banishee, expelee or restrictee (who has not been convicted of a registrable offence) on the expiry or thereafter, or revocation of the order of banishment, expulsion or restricted residence.

**Regulations**

**14.** The Minister may make regulations for carrying the purposes of this Act into effect.

**Schedules and forms**

**15.** (1) The Minister may by order published in the *Gazette* amend the First and Second Schedules.

(2) The Inspector General of Police may by notification published in the *Gazette* prescribe fingerprint forms or any other form which he deems expedient for the purposes of this Act.

**Repeal and transitional**

**16.** (1) The written laws specified in Part I of the Third Schedule shall be repealed and the written laws specified in Part II of the Third Schedule to the extent to which they are therein expressed to be amended are hereby amended accordingly.

(2) Any repeal shall not disturb the continuity status, operation or effect of any rule, regulation, order, approval, direction, form, record, register, finger impression, photograph, certificate, document or particulars of criminals, banishees, expelees, deportees, restrictees or other persons taken, recorded, made, used, entered, kept or maintained by or under any of the repealed laws before the commencement of this Act.

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FIRST SCHEDULE

[Section 2]

A. REGISTRABLE OFFENCES IN SABAH

PART I

*Offences Under The Penal Code*

<i>Chapter and Sections</i>	<i>Offences</i>
Chapter VI, the whole ... ..	Against the State
Sections 131-136 ... ..	Relating to Armed Forces
Chapter XII, the whole ... ..	Relating to Coins and Stamps
Sections 302, 304A, 305-308, 312-317, 318, 363-373, 376-377B ... ..	Affecting Human Body
Sections 379-382, 384-389, 392-396, 399-404, 406-410A, 411-414, 417-424, 429-433, 435-440, 448-462... ..	Against Property
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PART II

*Offences Under Sabah Laws*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Ord. 4 of 1959 ...	Criminal Procedure Code...	72, 73, 249
Ord. 17 of 1956	Firearms and Explosive ... ..	5, 11, 12(4), 16, 16A, 22(5)
Cap. 50 ... ..	Gaming... ..	4(1), 7(1)
Cap. 77 ... ..	Merchandise Marks ... ..	9, 11
Cap. 80 ... ..	Minor Offences ... ..	18 and 21, 22A

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<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Cap. 91 ... ..	Opium and Chandu... ..	All Offences
Cap. 100... ..	Poisons, Deleterious Drugs ...	All Offences
Ord. 6 of 1962...	Preservation of Public Security	All Offences and Regulations made thereunder
Ord. 21 of 1961...	Public Order ... ..	3(2), 4(1), 5, 6, 7, 12, 13(1)
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## PART III

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## PART IV

*Offences Under Acts Of Parliament Extended To Sabah*

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**Act 79 ... ..	Banishment Act 1959... ..	14
Act 372 ... ..	Banking And Financial Institutions Act 1989... ..	4, 20, 25, 26, 27, 28, 45, 46, 49, 97, 105, 115 and 119

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\*NOTE—Particulars under this Part inserted into Part IV.

\*\*NOTE—This particular previously in Part III.



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<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
G.N. (N.S.) 885 of 1957 ... ..	Constitution of the Federation ...	16 Second Schedule
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Act 234 ... ..	Dangerous Drugs Act 1952 ...	The whole
Act 283 ... ..	Drug Dependants (Treatment and Rehabilitation) Act 1983... ..	The whole
*Act 5 ... ..	Election Offences Act 1954... ..	3, 4, 5, 6(1), 11(1)(a), 11(1)(b)
Ord. 22/1970	Emergency (Essential Powers) Ordinance 1970 ... ..	2(1)
Act 37 ... ..	Firearms (Increased Penalties) Act 1971 ... ..	3, 3A, 4, 5, 6, 7, 8 and 9
*Act 155 ...	Immigration Act 1959/63... ..	56(1)(l)
**Act 89 ...	Insurance Act 1963... ..	3, 17(1), 19(1), 20(6), 20(7), 39 (1)
Act 82 ... ..	Internal Security Act 1960 ...	The whole
Act 165 ... ..	Law Reform (Eradication of Illicit Samsu) Act 1976 ... ..	3, 4, 5, 6, 7 and 12
Act 150 ... ..	Passports Act 1966... ..	12(1)(a) to (k)
*Act 465 ...	Postal Services Act 1991... ..	25, 26, 29-32 and 37.
*Act 296 ...	Public Order (Preservation) Act 1958 ... ..	The whole
*Act 15 ...	Sedition Act 1948 ... ..	4

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\*NOTE—These particulars previously in Part III.

\*\*NOTE—This Act has been repealed by the Insurance Act 1996 [Act 553].

**B. REGISTRABLE OFFENCES IN SARAWAK****PART I***Offences Under The Penal Code (Ordinance 1934—Cap. 57)*

<i>Chapter and Sections</i>	<i>Offences</i>
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Chapter XII—Sections 232-241, 243-263	Offences relating to Coins and Government Stamps
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Chapter XVI—Sections 302-308 ... ..	Offences affecting Life
Sections 312 - 318 ... ..	Causing Miscarriage, <i>etc.</i>
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Sections 392-402 ... ..	Robbery and Gang Robbery
Sections 403-409 ... ..	Misappropriation and Criminal Breach of Trust
Sections 411-424 ... ..	Stolen Property, Cheating and Fraudulent Deeds
Sections 429-433, 435-440 ... ..	Mischief
Sections 448, 449-462 ... ..	Criminal Trespass, <i>etc.</i>
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PART II

*Offences Under Sarawak Ordinances And Regulations*

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Cap. 92	Church and Civil Marriage Ordinance 1931	29, 30, 31, 33 and 34
Cap. 66	Co-operative Societies Ordinance 1949...	48
Cap. 58	Criminal Procedure Code Ordinance 1933	249
Cap. 27	Excise Ordinance 1961... ..	45(b)
Cap. 137	Electricity Ordinance 1956... ..	33(3)
Ord. 16/1961	Mental Health ... ..	17 and 19
Ord. 2/1960	Merchant Shipping ... ..	13, 190 and 191
Cap. 60	Merchandise Marks Ordinance 1953 ...	9, 11, 13 and 15
Ord. 13/1962	Preservation of Public Security Regulations (Regs. 1963 made under Ord. 13/1962)	6, 6A, 7A, 9, 36 and 39
Ord. 8/1962	Public Order Ordinance 1962 ... ..	4, 5(2), 6 and 7
Ord. 14/1960	Road Traffic... ..	27, 28 and 29
—	Official Secrets Act—1911... ..	The whole
—	Official Secrets Act—1920... ..	The whole

PART III

*Offences Under Federation Ordinances*

(Omitted)\*

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\*NOTE—Particulars under this Part inserted into Part IV.

## PART IV

*Offences Under The Constitution And Acts Of Parliament*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Act 575 ...	Anti-Corruption Act 1997... ..	The whole
*Act 79 ...	Banishment Act 1959... ..	14
Act 372 ...	Banking And Financial Institutions Act 1989... ..	4, 20, 25, 26, 27, 28, 45, 46, 49, 97, 105, 115 and 119
Act 360 ...	Bankruptcy Act 1967... ..	109, 112, 115(3)
G.N. (N.S.) 885 of 1957	Constitution of the Federation ...	16 of Part III of the Second Schedule
*Act 357...	Corrosive and Explosive Substances and Offensive Weapons Act 1958	3, 4, 5, 6(1), 6A(1), 7(1), 8(1)
Act 234 ...	Dangerous Drugs Act 1952... ..	The whole
Act 283 ...	Drug Dependants (Treatment and Rehabilitation) Act 1983 ... ..	The whole
Act 5 ...	Election Offences Act 1954 ...	3, 4, 5, 6(1), 11(1)(a), 11(1)(b)
Ord. 22/1970	Emergency (Essential Powers) Ordinance No. 22 of 1970... ..	2(1)
Act 37 ...	Firearms (Increased Penalties) Act 1971 ... ..	3, 3A, 4, 5, 6, 7, 8 and 9
**Act 89...	Insurance Act 1963 ... ..	3, 17(1), 19(1), 20(6), 20(7), 39(1)
Act 82 ...	Internal Security Act 1960... ..	The whole
*Act 155...	Immigration Act 1959/63 ... ..	56(1)(l)

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\*NOTE—These particulars previously in Part III.

\*\*NOTE—This Act has been repealed by the Insurance Act 1996 [Act 553].

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<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Act 165 ...	Law Reform (Eradication of Illicit Samsu) Act 1976... ..	3, 4, 5, 6, 7 and 12
Act 150 ...	Passports Act 1966 ... ..	12(1)(a) to (k)
*Act 465...	Postal Services Act 1991... ..	25, 26, 29-32 and 37
*Act 296...	Public Order (Preservation) Act 1958 ... ..	The whole
Act 335 ...	Societies Act 1966... ..	42-49 and 52
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C. REGISTRABLE OFFENCES IN PENINSULAR MALAYSIA

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*Offences Under The Penal Code*

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Sections 131-136... ..	Relating to the Army, Navy and Air Force
Chapter XII, the whole... ..	Relating to Coins and Stamps
Sections 302, 304-308... ..	Affecting Life
Sections 312-318... ..	Relating to Birth
Sections 363-373A ... ..	Kidnapping, Slavery
Sections 376-377A ... ..	Rape, Unnatural Offences, Outrages on decency
Sections 379-424.....	Theft, Cheating, etc.

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\*NOTE—These particulars previously in Part III.

<i>Chapter and Sections</i>	<i>Offences</i>
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Sections 448-462... ..	Trespass, Housebreaking, <i>etc.</i>
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Chapter V and Section 511... ..	Abetment of and Attempt to commit any of the above offences

**PART II**

*Offences Under Ordinances Of The Federation  
And The Malayan Union*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
F.M. 70 of 1952	Merchant Shipping Ordinance 1952	56, 87, 106, 157, 177, 200(3), 220, 300, 406, 437
L.N. 87 of 1959	Prevention of Crime Regulations 1959 ... ..	Regs. 11(a), 11(b)
Act 296	Public Order (Preservation) Act 1958	The whole
Emergency Ord. No. 5 of 1969	Emergency (Public Order and Prevention of Crime) Ordinance 1969	4A(4), 13C(1)

**PART III**

*Offences Under State Enactments Which Have Been Applied Throughout  
The Federation*

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PART IV

*Offences Under State Enactments Which Have Been  
Applied Throughout The States Of Peninsular Malaysia And Under  
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<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Act 593 ...	Criminal Procedure Code... ..	67, 68, 69, 79, 297
S.S. Cap. 21	Criminal Procedure Code... ..	14, 73 to 77 inclusive, 89
F.M.S. Cap. 43	Military Manoeuvres Enactment ...	7(2)
S.S. Cap. 103	Military Manoeuvres Ordinance ...	16

PART V

*Offences Under Other State And Settlement Laws*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
F.M.S. Cap. 149	Gold Buyers Enactment ... ..	3, 3A
F.M.S. Cap. 147	Mining Enactment ... ..	118A
Kedah Enactment 5/1952	Nationality Enactment 1952... ..	16
Johore Enactment 2/1952	Nationality Enactment 1952... ..	16
Kelantan Enactment 2/1952	Nationality Enactment 1952... ..	16
Negeri Sembilan Enactment 2/1952	Nationality Enactment 1952... ..	16
Pahang Enactment 2/1952	Nationality Enactment 1952... ..	16

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Perak Enactment 1/ 1952	Nationality Enactment 1952... ..	16
Perlis Enactment 1/ 1952	Nationality Enactment 1952... ..	16
Selangor Enactment 2/1952	Nationality Enactment 1952... ..	16
Terengganu Enactment 3/1952	Nationality Enactment 1952... ..	16
F.M.S. Cap. 151	Plantation Produce Protection Enactment	3, 4, 5
S.S. Cap. 121	Registration of Deeds Ordinance... ..	27, 28

Offences under any provision of law for the time being in force in any State and Settlement corresponding to any of the provisions of law specified in this Part of this Schedule.

#### PART VI

#### *Offences Under The Constitution And Acts Of Parliament*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
*Act 191... ..	Abduction and Criminal Intimidation of Witnesses Act 1947... ..	3, 4, 5, 6
Act 575 ... ..	Anti-Corruption Act 1997... ..	The whole
Act 206 ... ..	Arms Act 1960... ..	9, 10(1) & (2), 12(2), 14(1), 15(1), 21, 22(3), 23(1), 25(2), 30(1)(a), 30(2), 34(1) & (4) and 40 when applicable

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\*NOTE—This particular previously in Part II.



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<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
*Act 79 ...	Banishment Act 1959 ... ..	14
Act 360 ...	Bankruptcy Act 1967 ... ..	109, 112, 115(3)
Act 372 ...	Banking And Financial Institutions Act 1989 ... ..	4, 20, 25, 26, 27, 28, 45, 46, 49, 97, 105, 115 and 119
Act 468 ...	Child Protection Act 1991... ..	33 and 34
G.N. (N.S.) 885 of 1957	Constitution of the Federation ... ..	16 Second Schedule
*Act 357...	Corrosive and Explosive Substances and Offensive Weapons Act 1958 ... ..	3, 4, 5, 6(1), 6A(1), 7(1), 8(1)
Act 234 ...	Dangerous Drugs Act 1952 ... ..	The whole
Act 283 ...	Drug Dependants (Treatment and Rehabilitation) Act 1983... ..	The whole
*Act 5 ...	Election Offences Act 1954 ... ..	3, 4, 5, 6(1), 11(1)(a), 11(1)(b)
Ord. 22/1970	Emergency (Essential Powers) Ordinance No. 22 of 1970... ..	2(1)
Act 37 ...	Firearms (Increased Penalties) Act 1971	3, 3A, 4, 5, 6, 7, 8 and 9
*Act 155...	Immigration Act 1959/63... ..	56(1)(l)
**Act 89...	Insurance Act 1963... ..	3, 17(1), 19(1), 20(6), 20(7), 39(1)
Act 82 ...	Internal Security Act 1960 ... ..	The whole
Act 365 ...	Kidnapping Act 1961... ..	3(1), 4, 5(1), 5(2)
Act 165 ...	Law Reform (Eradication of Illicit Samsu) Act 1976 ... ..	3, 4, 5, 6, 7 and 12
†Act 8 ...	Lembaga Urusan dan Tabung Haji Act 1969 ... ..	36 and 86

\*NOTE—These particulars previously in Part II.

\*\*NOTE—This Act has been repealed by the Insurance Act 1996 [Act 553].

†NOTE—This Act has been repealed by the Tabung Haji Act 1995 [Act 535] and previously in Part II.

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
*Act 336...	Minor Offences Act 1955... ..	28(i), 28(j), 28(k), 29
*Act 88 ...	Official Secrets Act 1972... ..	3, 5, 6, 8, 9, 10, 11 and 12 when applicable
Act 150 ...	Passports Act 1966 ... ..	12(1)(a) to (k)
*Act 465...	Postal Services Act 1991... ..	25, 26 and 29-32
*Act 297...	Prevention of Crime Act 1959... ..	15(4), 16(2), 18
*Act 15 ...	Sedition Act 1948... ..	4
*Act 106...	Women and Girls' Protection Act 1973	The whole
Act 335 ...	Societies Act 1966 ... ..	42 to 49 and 52
*Act 463...	Railways Act 1991... ..	66, 67, 69
**F.M. 61 of 1950	Public Trustees Ordinance 1950 ...	22(10)

## SECOND SCHEDULE

[Sections 2 and 12]

A. REGISTRABLE OFFENCES IN SABAH IN RESPECT  
OF WHICH REGISTRATION MAY BE DISPENSED  
WITH UNDER SECTION 12

## PART I

*Offences Under The Penal Code*

<i>Chapter and Sections</i>	<i>Offences</i>
Sections 144, 145, 147, 148, 150, 152, 158...	Unlawful Assembly, etc.

\*NOTE—These particulars previously in Part II.

\*\*NOTE—This Ordinance has been revised and after that has been repealed by Public Trust Corporation Act 1995 [Act 532] and no corresponding subsection 22(10) in the Act.

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<i>Chapter and Sections</i>	<i>Offences</i>
Sections 160A, 161, 162, 163, 164, 165, 166, 167, 168, 170, 171, 177, 178, 181, 186, 189...	Relating to Public Servants
Sections 193-201, 203-216A, 217-222, 224, 225, 225A, 227 ... ..	False evidence and against Public Justice
Sections 270, 272-276, 276A, 280, 281, 282...	Against Public Health and Safety
Section 298A ... ..	Relating to Religion
Sections 309, 317A(1), 317A(5), 323, 324-333, 335, 338, 342-348, 353-356... ..	Affecting Human Body
Sections 427, 428 ... ..	Against Property
Sections 493-498 ... ..	Relating to Marriage
Sections 500-502 ... ..	Defamation
Sections 504-507 ... ..	Criminal Intimidation

PART II

*Offences Under Sabah Ordinances*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Ord. 18 of 1959	Excise ... ..	35, 36(1), 38, 39
Cap. 50...	Gaming ... ..	5, 6, 10
Cap. 66...	Jewellers... ..	9
Cap. 73...	Liquors Revenue ... ..	35, 36
Cap. 77...	Merchandise Marks ... ..	8, 12-15, 37
Cap. 94...	Pawnbrokers ... ..	All Offences
Cap. 112	Public Collections ... ..	3(2)
Cap. 129	Road Traffic Third Party Insurance	18
Cap. 159	Women and Girls Protection ...	3(1), 4(1), 6(1), 7

## PART III

*Offences Under Federation Ordinances**(Omitted)\**

## PART IV

*Offences Under Acts Of Parliament Extended To Sabah*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Act 235 ...	Customs Act 1967 ... ..	135, 137
<sup>†</sup> Act 155 ...	Immigration Act 1959/63 ... ..	5, 6, 8, 9, 15, 36, 43, 56(1)(i)
<sup>†</sup> Act 15 ...	Sedition Act 1948... ..	9, 10
**Act 20 ...	Telecommunications Act 1950 ...	25, 26, 27, 29, 30

B. REGISTRABLE OFFENCES IN SARAWAK IN RESPECT  
OF WHICH REGISTRATION MAY BE DISPENSED  
WITH UNDER SECTION 12

## PART I

*Offences Under The Penal Code (Ordinance: 1934—Cap. 57)*

<i>Chapter and Sections</i>	<i>Offences</i>
Chapter VIII—	
Sections 141-158 ... ..	Against Public Tranquillity
Sections 161-165 ... ..	Illegal Gratification
Chapter IX—Sections 167, 170, 177, 181 and 189 ... ..	Offences relating to Public Servants

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\*NOTE—Particulars under this Part inserted into Part IV.

\*\*NOTE—This Act has been repealed by the Communications and Multimedia Act 1998 [Act 588] and previously in Part III.

<sup>†</sup>NOTE—These particulars previously in Part III.

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<i>Chapter and Sections</i>	<i>Offences</i>
Chapter XI—Sections 193-201, 203-229, 270, 281, 295 ... ..	False Evidence and Offences against Public Justice
Section 298A ... ..	Relating to religion
Chapter XVI—	
Sections 324-333, 335-338... ..	Offences affecting Human Body
Sections 343-348 ... ..	Wrongful Confinement
Sections 353-356 ... ..	Criminal Force
Chapter XVII—Sections 427 and 428 ... ..	Mischief
Chapter XVIII—Sections 493-496... ..	Offences relating to Marriage
Chapter XX—Section 498 ... ..	Enticing away a married woman
Chapter XXII—Sections 504-507... ..	Criminal Intimidation, Insult and Annoyance

PART II

*Offences Under Sarawak Regulations And Ordinances*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Cap. 135 ...	Arms and Explosives Ordinance 1931	19, 21(2), 29, 30A and 31
Cap. 22 ...	Constabulary Ordinance 1955 ...	81
Cap. 137 ...	Electricity Ordinance 1956 ... ..	33(4) and 33(5)
Cap. 27 ...	Excise Ordinance 1951... ..	41 and 42
Cap. 126 ...	Forests Ordinance 1954 ... ..	81, 83, 84, 85, 86 and 87
Cap. 138 ...	Gambling Ordinance 1957 ... ..	4, 5 and 8
Cap. 139 ...	Local Newspaper Ordinance 1958...	7
Cap. 60 ...	Merchandise Marks Ordinance 1953	7, 8, 12, 16 and 17
Ord. 2/1960	Merchant Shipping ... ..	28, 38, 81, 101, 142, 197 and 261(2)
Ord. 16/1961	Mental Health ... ..	18 and 20

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Ord. 3/1959	Protection of Young Persons and Children ... ..	7
Ord. 14/1962	Printing Press ... ..	4, 8 and 10
Cap. 121...	Poisons Ordinance 1956 ... ..	16(1)
Cap. 10 ...	Registration of Births and Deaths Ordinance 1951.....	27
Cap. 20 ...	Sedition Ordinance 1938 ... ..	8(1)(a) and 8(2)
Cap. 52 ...	Statutory Declaration Ordinance 1950	4

## PART III

*Offences Under Federation Ordinances**(Omitted)\**

## PART IV

*Offences Under Acts Of Parliament*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
†**Act 20 ...	Telecommunications Act 1950 ... ..	25, 26, 27, 29, 30
†Act 155 ...	Immigration Act 1959/63 ... ..	5, 6, 8, 9, 15, 36, 43, 56(1)(i)
Act 235 ...	Customs Act 1967 ... ..	135 and 137

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\*NOTE—Particulars under this Part inserted into Part IV.

\*\*NOTE—This Act has been repealed by the Communications and Multimedia Act 1998 [Act 588].

†NOTE—These particulars previously in Part III.

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C. REGISTRABLE OFFENCES IN PENINSULAR MALAYSIA IN  
RESPECT OF WHICH REGISTRATION MAY BE DISPENSED  
WITH UNDER SECTION 12

PART I

*Offences Under The Penal Code*

<i>Chapter and Sections</i>	<i>Offences</i>
Sections 144-150, 152-158 ... ..	Unlawful Assembly, Rioting, <i>etc.</i>
Sections 161, 165, 170 ... ..	Relating to Public Servants
Sections 177, 181, 186, 189.....	False Information, <i>etc.</i>
Sections 193-201 ... ..	False Evidence
Sections 203-222 ... ..	Screening Offenders, <i>etc.</i>
Sections 224, 225, 225A, 227, 229 ...	Escapes, <i>etc.</i>
Sections 270, 281, 295 ... ..	Public Safety, Religion
Section 298A ... ..	Relating to religion
Sections 324-333, 335-338 ... ..	Causing Hurt
Sections 343-348 ... ..	Wrongful Confinement
Sections 353-356 ... ..	Criminal Force
Sections 427, 428 ... ..	Mischief
Sections 493-496, 498 ... ..	Relating to Marriage
Sections 504-507 ... ..	Criminal Intimidation
Chapter V and Section 511 ... ..	Abetment of and Attempt to commit any of the above offences

PART II

*Offences Under Ordinances Of The Federation And The Malayan Union*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Act 495	Betting Act 1953 ... ..	4, 5, 6(3)

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
*F.M. 10 of 1950	Merchandise Marks Ordinance 1950 ... ..	7, 8, 9, 11, 12, 13, 15, 18, 19 and 20
F.M. 70 of 1952	Merchant Shipping Ordinance 1952	26, 57, 60, 93(1), 183(f), 384, 387, 388
**F.M. 53 of 1952	Registration of Marriages Ordinance 1952 ... ..	14(1)(a)

**PART III***Offences Under Other State Laws*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
F.M.S. Cap 153	Forest Enactment ... ..	31, 32

Offences under any provision of law for the time being in force in any State corresponding to any of the provision of law specified in this Part of this Schedule.

**PART IV***Offences Under Acts Of Parliament*

<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
Act 235 ... ..	Customs Act 1967 ... ..	135, 137
†Act 289 ... ..	Common Gaming Houses Act 1953 ... ..	4, 5, 8
†Act 234 ... ..	Dangerous Drugs Act 1952 ... ..	The whole
Act 176 ... ..	Excise Act 1976 ... ..	21(1), 21(2), 74(1), 77, 78(1), 78(2) and 80 when applicable

\*NOTE—This Ordinance has been repealed by Trade Descriptions Act 1972 [*Act 87*].

\*\*NOTE—This Ordinance has been repealed by Law Reform (Marriage and Divorce) Act 1976 [*Act 164*].

†NOTE—These particulars previously in Part II.



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<i>No.</i>	<i>Short Title</i>	<i>Sections</i>
†Act 207 ... ..	Explosives Act 1957 ... ..	The whole and any rules and regulations made or deemed to be made thereunder.
†Act 200 ... ..	House to House and Street Collections Act 1947... ..	3(2), 3(3), 6, 7, 8
†Act 155 ... ..	Immigration Act 1959/63... ..	5, 6, 8, 9, 15, 36, 43, 56(1)(i)
†Act 288 ... ..	Lotteries Act 1952 ... ..	9, 10
*Act 8 ... ..	Lembaga Urusan dan Tabung Haji Act 1969 ... ..	36, 86
†L.N. 151 of 1960	National Registration Regulations 1960 ... ..	Regs. 24(1)(a), (d), (e), (i), (j) and (l)
†Act 368 ... ..	Sale of Drugs Act 1952 ... ..	11
†Act 15 ... ..	Sedition Act 1948 ... ..	9, 10
Act 335 ... ..	Societies Act 1966 ... ..	42 to 49, 52
**Act 20 ... ..	Telecommunications Act 1950... ..	25, 26, 27, 29, 30

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\*NOTE—This Act has been repealed by the Tabung Haji Act 1995 [*Act 535*] and previously in Part II.

\*\*NOTE—This Act has been repealed by the Communications and Multimedia Act 1998 [*Act 588*] and previously in Part II.

†NOTE—These particulars previously in Part II.

## THIRD SCHEDULE

## [Section 16]

## PART I

*Repeal*

<i>Number</i>	<i>Title</i>
18/1948 ... ..	The Registration of Criminals Ordinance (States of Malaya)
18/1956 ... ..	The Fingerprints Ordinance (Sabah)
14/1958 ... ..	The Fingerprints Ordinance (Sarawak)

## PART II

*Amendment*

<i>Number</i>	<i>Title</i>	<i>Amendment</i>
4/1959 ... ..	The Criminal Procedure Code (Sabah)	<p>1. In paragraph (c) of subsection (3) of section 245, for the words “Fingerprints Ordinance” there shall be substituted the words, “Registration of Criminals and Undesirable Persons Act 1969.”.</p> <p>2. In the marginal note to paragraph (c) of subsection (3) of section 245, the reference to “Ord. No. 18 of 1956.” shall be deleted.</p>
Chapter 58...	The Criminal Procedure Code (Sarawak)	After paragraph (b) of subsection (3) of section 245, there shall be inserted the following new paragraph “(c) the Registration of Criminals and Undesirable Persons Act 1969.”.

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<i>Number</i>	<i>Title</i>	<i>Amendment</i>
12/1959 ... ..	The Immigration Ordinance (as extended to apply throughout Malaysia)	<p>(a) For the words, “Ordinance, 1948” appearing in section 52, there shall be substituted the words “and Undesirable Persons Act 1969.”.</p> <p>(b) After the words, “removed from the Federation” appearing in section 52, there shall be inserted the words, “and convicted of a registrable offence”.</p>
13/1959 ... ..	The Prevention of Crime Ordinance	For the words “under section 3 of the Registration of Criminals Ordinance, 1948” appearing in the definition of “Registrar” there shall be substituted the words, “under section 3 of the Registration of Criminals and Undesirable Persons Act 1969.”.
18/1960 ... ..	The Internal Security Act	<p>1. For the words “Registration of Criminals Ordinance 1948” and “that Ordinance” appearing in subsection (1) of section 78, there shall be substituted the words “Registration of Criminals and Undesirable Persons Act 1969” and “that Act” respectively.</p> <p>2. For the words, “Registration of Criminals Ordinance 1948,” and, “such Ordinance” appearing in subsection (2) of section 78, there shall be substituted the words “Registration of Criminals and Undesirable Persons Act 1969” and “that Act.” respectively.</p> <p>3. The footnote ‡ to subsection (2) of section 78 shall be deleted</p>

**LAWS OF MALAYSIA****Act 7****REGISTRATION OF CRIMINALS AND  
UNDESIRABLE PERSONS ACT 1969**

## LIST OF AMENDMENTS

Amending law	Short title	In force from
P.U.(B)180/1969	Corrigendum	25-07-1969
P.U.(A)216/1972	Registration of Criminals and Undesirable Persons (Registrable Offences) (Amendment) Order 1972	27-02-1970
P.U.(A)249/1976	Registration of Criminals and Undesirable Persons (Amendment) Order 1976	16-04-1976
P.U.(A)250/1976	Registration of Criminals and Undesirable Persons (Amendment) (No. 2) Order 1976	01-10-1976
P.U.(A)57/1977	Registration of Criminals and Undesirable Persons (Amendment) Order 1977	01-01-1977
P.U.(A)58/1977	Registration of Criminals and Undesirable Persons (Amendment) (No. 2) Order 1977	03-09-1976
P.U.(A)89/1983	Registration of Criminals and Undesirable Persons (Amendment) Order 1983	25-03-1983
P.U.(A)264/1984	Registration of Criminals and Undesirable Persons (Amendment) Order 1984	27-07-1984

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Amending law	Short title	In force from
P.U.(A)455/1985	Registration of Criminals and Undesirable Persons (Amendment) Order 1985	11-10-1985
P.U.(A)165/1993	Registration of Criminals and Undesirable Persons (Amendment of Schedule) Order 1993	02-07-1993
P.U.(A)19/1998	Registration of Criminals and Undesirable Persons (Amendment of Schedule) Order 1998	08-01-1998

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**LAWS OF MALAYSIA****Act 7****REGISTRATION OF CRIMINAL AND  
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## LIST OF SECTIONS AMENDED

Section	Amending authority	In force from
First Schedule	P.U.(A)216/1972	27-02-1970
	P.U.(A)249/1976	16-04-1976
	P.U.(A)250/1976	01-10-1976
	P.U.(A)58/1977	03-09-1976
	P.U.(A)57/1977	01-01-1977
	P.U.(A)89/1983	25-03-1983
	P.U.(A)455/1985	11-10-1985
	P.U.(A)165/1993	02-07-1993
	P.U.(A)19/1998	08-01-1998
Second Schedule	P.U.(A)264/1984	27-07-1984
	P.U.(A)455/1985	11-10-1985
Third Schedule	P.U.(B)180/1969	25-07-1969

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