

A BILL

i n t i t u l e d

An Act to amend the Malaysia Co-operative Societies Commission Act 2007.

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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 Malaysia Co-operative Societies Commission (Amendment) Act 2014.

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

Amendment of section 11

2. The Malaysia Co-operative Societies Commission Act 2007 [Act 665], which is referred to as the “principal Act” in this Act, is amended in subsection 11(3)—

(a) in paragraph (c), by substituting for the words “or a Deputy Governor” the words “, or a Deputy Governor or an Assistant Governor”; and

(b) by substituting for paragraph (d) the following paragraph:

“(d) the Secretary General or a Deputy Secretary General of the Ministry charged with the responsibility for co-operative development as nominated by the Minister;”.

New section 62A

3. The principal Act is amended by inserting after section 62 the following section:

“Representation in civil proceedings

62A. Notwithstanding the provisions of any other written law—

- (a) in any civil proceedings by or against the Commission; or
- (b) in any other civil proceedings in which the Commission is required or permitted by the court to be represented, or to be heard, or is otherwise entitled to be represented or to be heard,

any officer of the Commission authorized by the Executive Chairman for that purpose may, on behalf of the Commission, institute such proceedings or appear in such proceedings and may make all appearances and applications and do all acts in respect of the proceedings on behalf of the Commission.”.

EXPLANATORY STATEMENT

This Bill seeks to amend the Malaysia Co-operative Societies Commission Act 2007 (“Act 665”).

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

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3. *Clause 2* seeks to amend paragraphs 11(3)(c) and (d) of Act 665 to make the appointment of the member of the Board more flexible by allowing an Assistant Governor of the Bank Negara Malaysia and a Deputy Secretary General of the Ministry charged with the responsibility for co-operative development to be nominated as a director of the Board.

4. *Clause 3* seeks to introduce a new section 62A into Act 665. The proposed new section 62A seeks to enable the Executive Chairman to authorize any officer of the Commission to institute civil proceedings or appear in such proceedings and make all appearances and applications and do all acts in respect of the proceedings on behalf of the Commission.

FINANCIAL IMPLICATIONS

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

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