

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) (No. 2) 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 43

2. The Federal Constitution is amended in Article 43, in Clause (2), by substituting for paragraph (a) the following paragraph:

“(a) the Yang di-Pertuan Agong shall first appoint as Perdana Menteri (Prime Minister) to preside over the Cabinet a member of the House of Representatives—

(i) who in his judgment is likely to command the confidence of the majority of the members of that House; and

- (ii) who has not at any time held the office of Prime Minister for two terms of Parliament; and”.

EXPLANATORY STATEMENT

This Bill seeks to amend the Federal Constitution.

2. *Clause 2* of the Bill seeks to substitute paragraph *(a)* of Clause (2) of Article 43 of the Federal Constitution to provide for additional criteria in relation to the qualification of a member of the House of Representatives to be appointed as Prime Minister. Through this proposed amendment, a member of the House of Representatives shall not be appointed Prime Minister if he has held the office of Prime Minister for two terms of Parliament.

FINANCIAL IMPLICATIONS

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

[PN(U2)3210]