

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 2026.

(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—

(a) by inserting after Clause (2) the following Clause:

“(2A) A person appointed as Prime Minister under paragraph (2)(a) shall not at any time hold the office of Prime Minister for periods amounting in the aggregate to more than ten years, either continuously or otherwise.”;

(b) by inserting after Clause (4) the following Clauses:

“(4A) If the Prime Minister appointed under Clause (2) has held his office for periods amounting in the aggregate to ten years, either continuously or otherwise, the Prime Minister shall cease to hold the office.

(4B) If the Prime Minister ceases to hold office pursuant to Clause (4A), the members of the Cabinet shall cease to hold office.

(4C) The person who ceases to hold office as Prime Minister under Clause (4A) and the members of the Cabinet who cease to hold office under Clause (4B) shall continue to discharge the functions of their office until a new Prime Minister is appointed by virtue of paragraph (2)(a).

(4D) For the purpose of computing the periods amounting in the aggregate to ten years as referred to in Clause (4A)—

(a) any period during which the person held the office of Prime Minister before the coming into operation of this provision shall be taken into account; and

(b) any period during which the person performs the functions of Prime Minister following the dissolution of Parliament under Clause (2) of Article 55 shall not be taken into account.”; and

(c) in Clause (5), by inserting after the words “Clause (4)” the words “or Clause (4B)”.

EXPLANATORY STATEMENT

This Bill seeks to amend the Federal Constitution.

2. *Clause 1* of this Bill contains the short title and the power of the Yang di-Pertuan Agong to appoint the date of coming into operation of the proposed Act.

3. *Clause 2* of this Bill seeks to amend Article 43 of the Federal Constitution.

The new Clause (2A) of the Federal Constitution provides that a Prime Minister appointed under paragraph (2)(a) of Article 43 of the Federal Constitution shall not at any time hold the office of Prime Minister for periods amounting in the aggregate to more than ten years, either continuously or otherwise.

New Clauses (4A) to (4D) are also introduced into Article 43 of the Federal Constitution. In this regard, the new Clause (4A) of Article 43 of the Federal Constitution provides that the Prime Minister shall cease to hold office upon expiration of the periods amounting in the aggregate to ten years, while the new Clause (4B) of Article 43 of the Federal Constitution provides that the members of the Cabinet shall cease to hold office consequent upon the cessation of office of the Prime Minister.

The new Clause (4C) of Article 43 of the Federal Constitution provides for the continuity of administration of the Government by allowing the Prime Minister and the members of the Cabinet who have ceased to hold office to continue to discharge the functions of their office until a new Prime Minister is appointed by virtue of paragraph (2)(a) of Article 43 of the Federal Constitution. The functions discharged by the Prime Minister and the members of the Cabinet who have ceased to hold office under the new Clauses (4A) and (4B) of Article 43 of the Federal Constitution are limited to ensure the day-to-day running of the administration of the Government until a new Prime Minister and members of the Cabinet are appointed.

The new Clause (4D) of Article 43 of the Federal Constitution provides for the computation of the periods amounting in the aggregate to ten years as referred to in the new Clause (4A) of Article 43 of the Federal Constitution, specifying that any period during which a person held the office of Prime Minister prior to the coming into operation of this amendment shall be taken into account, and that any period during which the person performs the functions of Prime Minister following the dissolution of Parliament under Clause (2) of Article 55 of the Federal Constitution shall not be taken into account.

In addition, consequential amendment is also made to Clause (5) of Article 43 of the Federal Constitution following the introduction of new Clauses (4A) and (4B) of Article 43 of the Federal Constitution regarding the cessation of office of the Prime Minister and the Cabinet.

FINANCIAL IMPLICATIONS

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

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