

A BILL

i n t i t u l e d

An Act to amend the Private Higher Educational Institutions Act 1996.

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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 Private Higher Educational Institutions (Amendment) Act 2018.

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

Amendment of section 47

2. The Private Higher Educational Institutions Act 1996 [*Act 555*], which is referred to as the “principal Act” in this Act, is amended in section 47—

(a) in the English language text, by substituting for the words “private educational institution” wherever appearing the words “private higher educational institution”; and

(b) in subsection (2)—

- (i) in paragraph (a), by inserting after the semicolon at the end of the paragraph the word “or”;
- (ii) in paragraph (b), by substituting for the words “; or” a full stop; and
- (iii) by deleting paragraph (c).

Saving

3. All disciplinary actions against any student of a private higher educational institution relating to the matter referred to in paragraph 47(2)(c) of the principal Act which are pending before the disciplinary authority immediately before the commencement of this Act shall, on the date of coming into operation of this Act, be discontinued.

EXPLANATORY STATEMENT

This Bill seeks to amend the Private Higher Educational Institutions Act 1996 (“Act 555”). The proposed amendment seeks to remove the prohibition on students of the private higher educational institutions to be involved in political party activities within the Campus. With this proposed amendment, the right of the students of the private higher educational institutions to participate in political party activities is no longer restricted.

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

3. *Clause 2* seeks to amend section 47 of Act 555. *Paragraph 2(b)(iii)* seeks to amend paragraph 47(2)(c) of Act 555 to remove the prohibition on students of the private higher educational institutions to be involved in political party activities within the Campus.

4. *Clause 3* seeks to provide for a saving provision.

5. Other amendments not specifically dealt with in this Explanatory Statement are amendments which are minor or consequential in nature.

FINANCIAL IMPLICATIONS

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