

A BILL

i n t i t u l e d

An Act to amend the Criminal Procedure Code.

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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 Criminal Procedure Code (Amendment) (No. 2) Act 2024.

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

Amendment of First Schedule

2. The Criminal Procedure Code [*Act 593*] is amended in the First Schedule by inserting after the item relating to section 507A of the Penal Code [*Act 574*] and the particulars relating to it the following items and particulars:

Bill

| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
|---------------------------|--|--|--|--------------------------------|------------------------------------|--|
| <i>Penal Code section</i> | <i>Offence</i> | <i>Whether the police may ordinarily arrest without warrant or not</i> | <i>Whether a warrant or a summons shall ordinarily issue in the first instance</i> | <i>Whether bailable or not</i> | <i>Whether compoundable or not</i> | <i>Maximum punishment under the Penal Code</i> |
| "507B | Causing harassment, distress, fear or alarm | do. | do. | do. | do. | Imprisonment for three years, or fine, or both |
| 507C | Causing harassment, distress, fear or alarm to a person likely to feel harassed, distressed, fear or alarmed | do. | do. | do. | do. | Imprisonment for one year, or fine, or both |
| 507D(1) | Causing a person to believe that harm will be caused | do. | do. | do. | do. | Imprisonment for one year, or fine, or both |
| 507D(2) | To provoke a person to cause harm | do. | do. | do. | do. | Imprisonment for one year, or fine, or both |
| 507D(2) | If the person attempts to commit suicide or commits suicide | do. | do. | Not bailable | do. | Imprisonment for ten years, or fine, or both |
| 507E | Publishing, etc., any identity information to cause harassment, distress, fear or alarm | do. | do. | Bailable | do. | Imprisonment for three years, or fine, or both |

Criminal Procedure Code (Amendment) (No. 2)

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| 1 | 2 | 3 | 4 | 5 | 6 | 7 |
|---------------------------|--|--|--|--------------------------------|------------------------------------|--|
| <i>Penal Code section</i> | <i>Offence</i> | <i>Whether the police may ordinarily arrest without warrant or not</i> | <i>Whether a warrant or a summons shall ordinarily issue in the first instance</i> | <i>Whether bailable or not</i> | <i>Whether compoundable or not</i> | <i>Maximum punishment under the Penal Code</i> |
| 507F(1) | Publishing, etc., any identity information to cause a person to believe that harm will be caused | do. | do. | do. | do. | Imprisonment for one year, or fine, or both |
| 507F(2) | To facilitate causing of harm | do. | do. | do. | do. | Imprisonment for one year, or fine, or both". |

EXPLANATORY STATEMENT

The Criminal Procedure Code (Amendment) (No. 2) Bill 2024 seeks to amend the Criminal Procedure Code (“Act 593”).

2. *Clause 1* contains the short title and provision on the commencement of the proposed Act.
3. *Clause 2* seeks to amend the First Schedule to Act 593 consequential to the introduction of the new sections 507B, 507C, 507D, 507E and 507F into the Penal Code [Act 574].

FINANCIAL IMPLICATIONS

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

[PN(U2)3403]