ARTICLE 8(2) OF THE FEDERAL CONSTITUTION AND GENDER EQUALITY IN MALAYSIA: A CRITICAL ANALYSIS OF ITS EFFECTIVENESS OVER GENDER DISCRIMINATION AGAINST WOMEN AND SUGGESTION TO REFORM

BY

MUHD MUQRI B MOHD KHAIRI
(2011586991)

MUHAMAD SYAHRUL ASYRAF B MOHD FAZUZI
(2011783691)

MOHAMMAD ZARUL FARRID B CHE HARUN
(2011750999)

AHMAD TANZIL B MOHD NASSER
(2011559927)

Submitted In Partial Fulfillment of the Requirements for the
Bachelor in Legal Studies (Hons)

Universiti Teknologi Mara
Faculty of Law

June 2014

The students/authors confirm that the word submitted is their own and that appropriate credit has been made to the work of others
ACKNOWLEDGEMENT

This research work is not only the result of the effort put in by our members but it is also the result from these following noteworthy advisors and contributors. We are highly indebted to for their guidance and continual supervision as well as for providing significant information up until the completion of this work.

First and foremost, we would like to thank to our advisor, Prof Madya Thalmalingam a/l M Suppiah for motivate us to complete this work and his fully support towards us. He benevolently read our paper and offered invaluable detailed advices on grammar, organization, and the theme of the paper.

Secondly, we would like to express our appreciation towards our family and friends for their kind co-operation and encouragement which help us in completion of this project.

Thirdly, we would like to express our special gratitude and appreciations to our colleague in developing the project and people who have willingly helped us out with their abilities.

In the end, we sincerely thank to our parents, family, and friends, who provide the advice and financial support. The product of this research paper would not be possible without all of them.
ABSTRACT

The gender equality issue remains as a serious problem in Malaysia. Several efforts had been made by the government to limit gender equality problems. However, this problem had not come to the ends yet despite Act and regulation has been amended and some efforts from the government and non-government organization (NGO). Thus, this research is to show gender equality situation in Malaysia and compare it to other countries and suggest some reformation that this country should consider.

This research has five chapters. The first chapter consists of the introduction and research backgrounds which explain about the meaning of gender equality, the law in relation with gender equality in Malaysia and in comparison with the law of gender equality in United States of America (USA) and the Philippines. Apart from that, it also contains the objective, problem statement, research methodology, scope of research, and limitations of research that we encounter in doing this research. Generally, Chapter 2 is the literature review about the gender equality law in Malaysia and the problem with the existing law was also highlighted. While in Chapter 3 consists of the law review on the gender equality law in United States of America (USA). Next in Chapter 4, it consists of gender equality law in the Philippines. These countries were used as a reference and comparison to the gender equality law and problems that had been exercise and happen in Malaysia. In Chapter 5 which is the last chapter, there were a few recommendations to shift our current gender equality situation to the approach as practice by United States of America (USA) and the Philippines. It also suggests the implementation of new law or Act to improve the gender equality situation in Malaysia.
# TABLE OF CONTENTS

<table>
<thead>
<tr>
<th>Section</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Acknowledgment</td>
<td>ii</td>
</tr>
<tr>
<td>Abstract</td>
<td>iii</td>
</tr>
<tr>
<td>Table of Contents</td>
<td>iv</td>
</tr>
<tr>
<td>List of Cases</td>
<td>vi</td>
</tr>
</tbody>
</table>

## CHAPTER ONE: INTRODUCTION

1.0 Introduction                              | 1    |
1.1 Scope of Research                         | 4    |
1.2 Limitation of the Research                | 4    |
1.3 Literature Review                         | 5    |

## CHAPTER TWO: GENDER EQUALITY LAW IN MALAYSIA.

2.0 Introduction                              | 11   |
2.1 Problems in Malaysia                      | 12   |
2.2 Conclusion                                | 19   |

## CHAPTER THREE: GENDER EQUALITY LAW IN UNITED STATES.

3.0 Introduction                              | 20   |
3.1 Statutes and Case Law in United States    | 21   |
3.2 Conclusion                                | 29   |
CHAPTER FOUR: GENDER EQUALITY LAW IN PHILIPPINES.

4.0 Introduction 30
4.1 Situations in Philippines 31
4.2 Conclusion 36

CHAPTER FIVE: RECOMMENDATIONS TO IMPROVE GENDER EQUALITY IN MALAYSIA.

5.0 Introduction 38
5.1 Recommendations 38

Bibliography 45