

**THE LAW PERTAINING TO WHITE COLLAR CRIME IN MALAYSIA: A  
STUDY ON ITS ENFORCEMENT**

By

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The students/authors confirm that the work submitted is their own and that appropriate credit has been given where reference has been made to the work of others.

## **ABSTRACT**

The purpose of this study is to analyze the law pertaining to white collar crime in Malaysia with specific reference to Malaysian Anti-Corruption Commission Act 2009 (the Act) in dealing with the offences of white collar crime in the nation. The practices of white collar crime are remained rampant despite the efforts done by the Malaysian Anti-Corruption Commission (the Commission). Malaysia as a nation strives on the vision to create an environment that is harmonious, united, constantly developing and of the high integrity. Such nation breeds communities that uphold dignity and performs the duties and responsibilities with high disciplines and dedication. Since decades, these fundamental elements have lost its grip that had led to a concern that has caused economic losses running billions and destroying the very basis of humanity and integrity. The act of white collar crime has long been a concern and its consequences leads to the destruction of the mortar that grips our economics. White collar crime also had created major imbalances in the economic, political and social strata. The unearthing of greed and selfishness, disrespect and disregard for policies and procedures and the blinding of transparency, results in the nation with low integrity. On the other hand, corruption involves not only middle class society but also higher ranking person in the society. Therefore, this research seeks propose a viable solution where affected parties can be protected and the corrupt be brought to justice.

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# CHAPTER ONE

## INTRODUCTION

### 1.0 Background

Malaysia, a nation strives on the vision to create an environment that is harmonious, united, constantly developing and of the high integrity.<sup>1</sup> Such nation breed communities that uphold dignity and performs the duties and responsibilities with high disciplines and dedication.

Since decades, these fundamental elements have lost its grip that had led to a concern that has causes economic losses running into its billion and destroying the very basis of humanity and integrity. The act of corruption has long been a concern and its consequences leads to the destruction of the mortar that grips physical capital. Corruption also had created major imbalances in the economic, political and social strata. The unearthing of greed and selfishness, disrespect and disregard for policies and procedures and the blinding of transparency, results in the nation with low integrity.

Our concern on the issue of corruption has led to a purpose and we had chosen the topic on 'The Law Pertaining to White Collar Crime in Malaysia: A Study on the Enforcement'. It is interesting for us to study more deliberate regarding this topic as all of us aware of the fact that corruption is one of the major issues suffered not only by Malaysia but also most countries in the world. Corruption is not only taken place in a low class of society but it also involves the high ranking person in the high class society. The issue of corruption in Malaysia is not something new as there were steps taken to combat this problem has started since 1959 with the establishment of Special Crime Unit of the Criminal Investigation Department of the Royal Malaysia Police and Anti-Corruption Agency.<sup>2</sup> It is obvious that these two bodies stand as two different entities.

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<sup>1</sup> "Anti-Corruption Initiatives in Malaysia", available at [http://www.sprm.gov.my/files/Initiatif\\_Book.pdf](http://www.sprm.gov.my/files/Initiatif_Book.pdf), accessed on 18 June 2014.

<sup>2</sup> "About MACC", available at <http://www.sprm.gov.my/about-macc.html?&lang=en>, accessed on 18 June 2014.