

A LEGAL ANALYSIS ON SEXUAL ORIENTATION IN MALAYSIA

By

Nurul Ashiqin Shamsuri
Sheena Hasanah Abdul Hadi
Zuriatul Mida Nor Azmi

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

Universiti Teknologi MARA
Faculty of Law

March 2005

ABSTRACT

This research entitled “A Legal Analysis on Sexual Orientation Discrimination in Malaysia” mainly discusses on the issue of homosexuality in the perspective of this country. The purpose of this research is to identify the problem faced by those who involved in homosexuality and how the laws in Malaysia deal with all the problems. The definition and detailed view of homosexuality are thoroughly explained in Chapter 1. Meanwhile, the Second Chapter deals with all the relevant Civil Laws available in Malaysia, which directly or indirectly affects homosexual citizens. The study in this area will expose the loopholes that exist in Malaysia Legal System. In the Third Chapter, on the other hand, deals with Criminal Laws that criminalize homosexual acts in this country. There are two main sections that deal with this issue that is Malaysian Penal Code and the second one is the provision of Shariah Law of the Federal Territories. Here, the highlighted case in this chapter is the case of *PP v Dato' Seri Anwar Ibrahim*. In addition the Fourth Chapter discusses on Comparative Study. This chapter shall examine related legislations affecting homosexuals in the United States, other Islamic countries and other Non-Muslim Countries. This Comparative study is vital as it allows Malaysians to compare their local laws with that of other countries. Lastly is the most important part, which is inclusive of the conclusion and recommendations. This is discussed on the last chapter that is Chapter 5.

ACKNOWLEDGMENTS

First and foremost, we would like to express our deepest gratitude and appreciation to Allah for giving us the opportunity to work amazingly as a team and with that, we had managed to finish our project paper as scheduled. Hereby, we would like to thank the following persons;

Firstly, we would like to thank Dr Irwin Ooi our beloved supervisor who has never failed to lend his help whenever we need him the most. He had given us a full support and encouragement along the way. His assistance to us is very much appreciated and thanks you for having faith on us to work on this project paper. We are much honored to have you as our guidance, without your assistance, we are not able to make this project paper a memorable one.

Secondly, we would like to extend our appreciation to Dato' Abdul Malik, the Selangor Mufti for having us in his office to be interviewed. His feedbacks are very useful information.

Lastly, to all of our family and loved ones, we would like to thank you all for having to tolerate with our moods due to workloads, for being supportive and always being helpful at times in need. Finally, we would like to thank each one of us, to make this project paper possible.

At last, we are proud to present our project paper and we are honored to share it with the public. May this project paper provide an in-depth knowledge to all. Thank you.

This research project has been carried out by a team which has included;

- Firstly, Nurul Ashiqin Shamsuri, which contributed the information in Chapter 1(Introduction), Chapter 4, Chapter 5 (Conclusions)and in editing the final text;
- Secondly, Sheena Hasanah Abdul Hadi which contributed in chapter 1(Introduction), Chapter 3 (Criminal Laws) and Chapter 4 (on Thailand);
- and also Zuriatul Mida Nor Azmi, who contributed in all the 5 chapters and for editing the final draft.

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