CONTEMPT OF COURT IN MALAYSIA: A NEED FOR A SPECIFIC LEGISLATION

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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

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ABSTRACT

This legal research is conducted with an aim to study and analyse the problems faced by Malaysia due to the absence of specific legislation regulating the issue of contempt of court in Malaysia. To this date, no specific legislation has been enacted as yet. Therefore this work will focus on the flaws and the weaknesses of the current Malaysian legal system pertaining to the issue of contempt of court.

The scope of this legal research is on the rules and regulations of contempt of court in Malaysia as it exists today. However, the existing law of contempt in Malaysia has not been developed well, therefore this research necessarily involves some comparative study of the corresponding position in other countries such as India and United Kingdom.

This legal research will be based on the secondary sources from the Law Library of Universiti Teknologi Mara (UiTM). Acts and the legislation, textbooks, journals, cases, dictionaries and other appropriate sources that relate to the law of contempt in Malaysia are used throughout the course of this work. An unstructured interview has also been conducted to gather the opinions and views of the public regarding this issue.

It is hoped that this legal research will provide a comprehensive discussion on the lacuna and loopholes in the Malaysian legal system pertaining to the issue of contempt of court and the need for specific legislation to overcome the problems and difficulties faced by Malaysian due to the absence of a specific legislation regulating this matter.

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