

# **The Rights of Detainee under Internal Security Act 1960**

by

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Submitted in partial fulfillment of the requirements for the degree of Bachelor of Legal Studies  
(Hons)

**Universiti Teknologi MARA**

**Faculty of Law**

October 2009

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

### **Acknowledgement**

For the first and foremost, we will like to thank Allah S.W.T for giving us guidance and patience in order to complete our task this semester. All of us admitted that it was a very hard task and it could not be done without the mercy of Allah and His answer to our prayers.

We will also like to show our highest gratitude to our supervisor Madam Rafidah binti Datuk Haji Salleh for all of her support and guidance during the process of completing our research paper. We thanked her for allocating her precious time for our consultation and references.

Not to be forgotten, we thanked our entire interviewer from all different kind of field by allocating time for us from their daily hectic schedule. They were Mr. Ahmad Fairuz bin Puzi, the Registrar at Kuala Lumpur Court Complex, Madam Siti Hajar a Law Lecturer of University Technology of Mara and Miss Enalini Elumalai, the Secretary of Suara Rakyat Malaysia or formerly known as 'SUARAM'. We obtained a lot of opinion; gained more knowledge and material to help us in providing a clear and precise research paper and we also acknowledged all of the different opinion and recommendation that was provided to us.

Last but not least, of course this project paper could not have been done without a full cooperation and support from all of the group members. Team of three members has carried out this project paper. Me myself Fazrina Binti Mohd Faruk, will like to thank my group leader Noor Hidayah Binti Azhar for showing us a good example of leadership. Not to be forgotten, Shazleen binti Said for all the hard work that she had done together with us. All of us hope that our research paper will contribute something for the improvement of our Internal Security Act for our societies benefits in future.

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### **Abstract**

Based on our observations from decided cases, references to some articles on the net and a further library study made, we found that there is a need to come out with a study regarding this issue. There are some rights that were denied on the detainees, which is the right that was provided under Article 5(3) and 5(4) of Federal Constitution.

Our studies seek to examine why the rights of detainees to recourse for a fair trial and to seek for the assistance of legal representative have been denied. We also aim to identify the scope and limitation of Article 5(3) and 5(4) of Federal Constitution particularly in the position of detainees arrested under Internal Security Act.

We also like to identify whether there is any need for the Internal Security Act to be repealed so that it will be in accordance with our Constitution. We conducted several interview such as with a Registrar, a law lecturer and with representative from non-governmental body such as Suara Rakyat Malaysia (SUARAM) to enhance our understanding and gain more knowledge.

Finally, we included some suggestion and recommendations provided by our interviewer and from our own perspective view while conducting this research.

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