

POST EMERGENCY ORDINANCE 1969 : A LEGAL RESEARCH

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ABSTRACT

The Emergency (Public Order and Crime Prevention) Ordinance 1969, was enacted in 1969 on respond to the May 13 riots. On 15 September 2012 Datuk Seri Najib bin Tun Abdul Razak had repealed the draconian law of the Emergency (Public Order and Crime Prevention) Ordinance 1969 and Internal Security Act 1960. The laws degrade the human value and violate their right. They were detained without trial and the power given to the Minister was totally absolute.

This study intends to review the situation in Malaysia post and past the Emergency (Public Order and Crime Prevention) Ordinance 1969. Therefore a review on law post Emergency (Public Order and Crime Prevention) Ordinance 1969 which are Security Offences (Special Measures) Act 2012 and Amendment POCA are analyses in order to compare with the past the ISA, Emergency (Public Order and Crime Prevention) Ordinance 1969 and POCA 1959. Other than that, this research also review on the adequacy of SECURITY OFFENCES (SPECIAL MEASURES) ACT 2012 and POCA in order to be in par with the current society

For this purpose the relevant provision in six statutes are reviewed and few decided cases are analyzes. There are loopholes in these laws that can be improved in other for the arrested person to have equal treatment before the law.

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