# SCHOOL MILK SCHEME: THROUGH THE PERSPECTIVE OF LEGISLATION

By

Norfarahiyah Binti Abdul Halim(2005728039) Liana Zir Bte Mohd Uzir (200572788)

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

.

Universiti Teknologi MARA Faculty of Law

April 2008

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 School Milk Scheme is one of the Ministry of Education programs under the Food Supplementary Program. This scheme had established for more then 30 years to help distributing free milk to the poor and under privileges students in primary school. However this scheme has been suspended in August 2007 due to the food poisoning cases cause by the School Milk. Under this School Milk Scheme, government had referred to the Food Act 1983(Act 281) & Food Regulation 1985, Consumer Protection Act 1999(599) & Regulation and also the Guideline known as Garis Panduan Pengendalian Bekalan Susu Sekolah to supervise this scheme. However there are still weaknesses occurred under this scheme such as no proper rules and regulation that specifically on the subject of School Milk, no proper guideline in terms of handling, distributing and packaging the School Milk and the Ministry of Healthy still using the traditional method to discover organism and bacteria in the Milk. Through this research we have suggest and recommend several solution to help the government to solve the problem of food poisoning cause by the School Milk. Among the way of solutions are by upgrading and improving the Guideline on handling, packaging and distributing the School Milk, upgrading the procedure of testing method to discover the bacteria and organism inside the milk and implement and improvement the present and existing laws that already have in our country. We hope by doing this research it can assist to reduce the problem that relating the food poisoning cause by School Milk.

#### Acknowledgement

Assalamualaikum.

First and foremost, we would like to take this opportunity to thank Allah S.W.T. for giving us the serenity and strength in completing this research on the School Milk Scheme: Through the Perspective of Legislation. Moreover we also want to put into words my heartfelt gratitude to those people in helping me towards gathering all information required to complete this assignment.

Those people that have been helping us in completing this research is our kindness supervisor Puan Norazlina Abdul Aziz, Encik Mohd Nazrun Bin Md Salleh the Officer from the Ministry of Education and our friends who directly and indirectly support us. Big thanks for all of you in giving us direction, support, information, and guidance towards finishing this piece of work within the time given by the Faculty.

Moreover a big thanks is given to both our parents for helping us not only in financial but most of all given us mental and physical comfortness to complete this research. Personally, we are really appreciated and cherished for the help they have been given to us.

Thank you.

## **TABLE OF CONTENTS**

Acknowledgement	ii
Abstract	iii
Contents	iv

### **CHAPTER ONE: INTRODUCTION**

1.0	Introduction	1
1.1	Background and History	4
1.2	Problem Statement	7
1.3	Objective of the Study	8
1.4	Literature Review	10
1.5	Methodology	14
1.6	Limitation of Study	15
1.7	Significant of Study	16
1.8	Provision Plan of Research	17

# CHAPTER TWO: ENFORCEMENT.

2.0	Introduction		18
2.1	Law		19
	2.1.1	Food Act 1983 (Act 281) & Food Regulation 1985	19
		2.1.1.1 Part VI of Food Regulation 1985	20
		2.1.1.2 Part VIII of Food Regulation 1985	21
	2.1.2	Consumer Protection Act 1999(Act 599) & Regulation	23
	2.1.3	Garis Panduan Pengendalian Bekalan Susu Sekolah	24
2.2	Concl	usion	25

#### CHAPTER THREE: INTERVIEW

3.0	Introduction	27
3.1	The School Milk Scheme Guidelines	27
3.2	Guideline on the Storage of Milk	29
3.3	Contract of School Milk Scheme	30
3.4	Conclusion	35

# CHAPTER FOUR: PROBLEM RELATING TO SCHOOL MILK SCHEME

4.0	Introduction	36
4.1 Defects Pertaining to Rules and Regulation		37
	4.1.1 Rules and Regulation	37

4.1.2		No Proper Guideline on Packaging, Handling and Distributing	
		Milk	38
	4.1.3	Traditional Procedure of Testing Method	42
4.2	4.2 Conclusion		44

# CHAPTER FIVE: SUGGESTION AND RECOMMENDATION.

5.0	Introduction		
5.1	Recommendation		46
	5.1.1	Guideline on Packaging, Distributing and Handling Milk	46
		5.1.1.1 Packaging	47
		5.1.1.2 Handling and Distributing Milk	49
	5.1.2	Upgrading the Procedure of Testing Method to Discover the	
		Bacteria and Organism Inside Milk	50
	5.1.3	Implement and Improvement of Present and Existences Law	
		that Already have in Our Country	51
5.2	Conclu	sion	53
Bibli	iography		54
	endices		55

-rr		
	Appendix 1:	Interview Question
	Appendix 2:	Interview Letter
	Appendix 3:	Ministry of Education Malaysia
	Appendix 4:	Design of School Milk Carton
	Appendix 5:	Verbatim
	Appendix 6:	Statute

.

.