

**UNIVERSITI TEKNOLOGI MARA**

**Comparison of Malay Reserve Enactment between States**

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requirements for the degree of  
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## AUTHOR'S DECLARATION

I declare that the work in this thesis/dissertation was carried out in accordance with the regulations of Universiti Teknologi MARA. It is original and is the results of my own work, unless otherwise indicated or acknowledged as referenced work. This thesis has not been submitted to any other academic institution or non-academic institution for any degree or qualification.

I, hereby, acknowledge that I have been supplied with the Academic Rules and Regulations for Post Graduate, Universiti Teknologi MARA, regulating the conduct of my study and research.

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## **Abstract**

Malay Reserve Land is interpreted as a unique category of land within the limits of each State. This land is restricted from sale, lease, transfer of title and mortgage to non - Malays. There are various sections in Enactment for Malay Reserve Land which has been enacted by British. The purpose of Malay Reserve Enactment was provided is to prevent State Land in Malay Reservation Area from being disposed by any means to the non-Malay. This study was conducted to compare the Malay Reserve Enactment between states in Malaysia. It will discuss the differences of enactment between state. The main objectives of this research are to study on the definition of Malay and its implementation in various state's enactment and the Federal Constitution, to analyse the exchange condition of Malay Reservation land in land conversion, and to map the spatial changes of Malay Reservation area in Kedah. It hoped that, with the identification of the decrease and some of the proposed ways of protecting Malay Reserve Land in this study, it would help the authorities to maintain and enhance the value of Malay Land Rights in the future. The study areas are located at the Peninsular Malaysia excluding Melaka and Pulau Pinang. The total area of Malay Reserve Land is 197,927 square kilometres (km<sup>2</sup>). The data used include size and categories of Malay Reserve Land. This research will determine on law and regulations involving Malay Reserve Enactment in order to locate the differences in its implementation. The methodology of this research is analysing all the data collected and come out with the comparative study about the implementation of Act 89 of the Federal constitution, throughout the states. The data collection for this study based on National Land Code 1965, Federal Constitution, MRE Perlis 1935, MRE F.M.S Cap 142 1933, MRE Kedah 1931, MRE Kelantan 1930, MRE Terengganu 1941 and MRE Johor 1936.

Contents	
Abstract .....	iv
Abstrak .....	v
CHAPTER 1 .....	1
INTRODUCTION .....	1
1.1 Introduction .....	1
1.2 Research Background .....	1
1.3 Problem Statement .....	4
1.4 Research Aim and Objectives .....	5
1.4.1 Aim.....	5
1.4.2 Objectives.....	5
1.5 Research Question .....	5
1.6 General Methodology .....	6
1.7 Significance of Research .....	6
1.8 Scope and Limitations of Study .....	7
CHAPTER 2 .....	8
LITERTURE REVIEW .....	8
2.1 Introduction .....	8
2.2 Definition of Land .....	8
2.2.1 Reserved Land.....	9
2.3 Definition of Malay .....	11
2.4 Malay Reserved Land Enactment.....	12
2.5 Malay Reserved Land.....	14
2.5.1 Types of Malay Reserve Land .....	16
2.5.2 Formation History of Malay Reserved Land .....	16
2.5.3 Categories of Malay Reserve Land.....	18
ii. Malay Reserve Land Declared After Merdeka.....	18
2.5.4 Area of Malay Reserved Land in Peninsular Malaysia .....	18
2.5.5 Enforcement of Malay Reserve Land .....	21
2.5.6 The Requirements of Malay Reserved Land Declaration.....	23
2.5.7 Depletion of Malay Reserve Land and Impact on Malay Community.....	24

2.5.8 Forfeiture and declaration of new Malay Reserve land.....	25
2.6 Data Used in Previous Work.....	25
2.7 Related Previous.....	26
CHAPTER 3 .....	27
METHODOLOGY.....	27
3.1 Introduction .....	27
3.2 Methodology .....	27
3.3 First Phase: preliminary Study .....	30
3.3.1 Study the issues or problems arising in Malay Reserves.....	30
3.3.2 Setting goals and objectives of the study.....	31
3.3.3 Site Selection .....	31
3.4 Data Collection.....	32
3.4.1 Primary Data.....	32
3.4.2 Secondary Data.....	33
3.5 Data Processing.....	34
3.5.1 Software Used.....	35
3.5.2 Produce map of Malay Reserve area .....	35
3.6 Research Methodology.....	36
3.6.1 The sample size of Malay Reserve Land .....	36
3.7 Research Analysis .....	39
3.8 Conclusion and Recommendation.....	39
3.9 Study area .....	40
CHAPTER 4 .....	41
RESULT AND ANALYSIS .....	41
4.1 Introduction .....	41
4.2 The Implementation of Enactment Malay Reserve Land.....	41
i. Restriction against alienation .....	42
ii. Restriction against dealing .....	42
iii. Room for Revocation .....	44
iv. Sanctions for infringement .....	45
4.2.2 Federal Constitution.....	46
I. Enactment Federated Malay States (chapter 142).....	46