



UNDANG-UNDANG MALAYSIA

Akta A1483

AKTA KANUN KESEKSAAN (PINDAAN) 2015

Tarikh Perkenan Diraja 28 Mei 2015

Tarikh penyiaran dalam *Warta* ... 4 Jun 2015

Hakcipta Pencetak (H)

PERCETAKAN NASIONAL MALAYSIA BERHAD

Semua Hak Terpelihara. Tiada mana-mana bahagian jua daripada penerbitan ini boleh diterbitkan semula atau disimpan di dalam bentuk yang boleh diperolehi semula atau disiarkan dalam sebarang bentuk dengan apa jua cara elektronik, mekanikal, fotokopi, rakaman dan/atau sebaliknya tanpa mendapat izin daripada **Percetakan Nasional Malaysia Berhad (Pencetak kepada Kerajaan Malaysia yang dilantik)**.

UNDANG-UNDANG MALAYSIA

Akta A1483

AKTA KANUN KESEKSAAN (PINDAAN) 2015

Suatu Akta untuk meminda Kanun Keseksaan.

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DIPERBUAT oleh Parlimen Malaysia seperti yang berikut:

Tajuk ringkas dan permulaan kuat kuasa

1. (1) Akta ini bolehlah dinamakan Akta Kanun Keseksaan (Pindaan) 2015.

(2) Akta ini mula berkuat kuasa pada tarikh yang ditetapkan oleh Menteri melalui pemberitahuan dalam *Warta*.

Seksyen baru 130^{FA} dan 130^{FB}

2. Kanun Keseksaan [*Akta 574*], yang disebut “Kanun” dalam Akta ini, dipinda dengan memasukkan selepas seksyen 130^F seksyen yang berikut:

“Receiving training and instruction from terrorist groups and persons committing terrorist acts

130^{FA}. Whoever receives training or instruction, or agrees or arranges to receive training or instruction—

(a) in the making or use of any explosive or other lethal device;

(b) in carrying out a terrorist act; or

(c) in the practice of military exercises or movements,

from a member of a terrorist group or a person engaging in, or preparing to engage in, the commission of a terrorist act shall be punished with imprisonment for a term which may extend to thirty years, and shall also be liable to fine.

Attendance at place used for terrorist training

130FB. (1) Whoever attends at any place, within or outside Malaysia—

(a) knowing or having reason to believe that instruction or training is being provided there wholly or partly for the purposes connected with the commission or preparation of a terrorist act; or

(b) where he could not reasonably have failed to understand that instruction or training was being provided there wholly or partly for such purposes,

shall be punished with imprisonment for a term which may extend to ten years, or with fine.

(2) For the purposes of this section, it shall be irrelevant—

(a) whether the person concerned receives the instruction or training himself; and

(b) whether the instruction or training is provided for purposes connected with one or more particular terrorist act.

(3) References in this section to instruction or training being provided include references to instruction or training being made available.”.

Pindaan seksyen 130J

3. Subseksyen 130J(2) Kanun dipinda—

- (a) dengan memotong perkataan “or” di akhir perenggan (e);
- (b) dengan menggantikan noktah di akhir perenggan (f) dengan koma bernoktah; dan
- (c) dengan memasukkan selepas perenggan (f) perenggan yang berikut:
 - “(g) accumulating, stockpiling or otherwise keeping firearms, explosives, ammunition, poisons or weapons to further the activities of a terrorist group;
 - (h) arranging, managing or assisting in arranging or managing the transportation of persons to further the activities of a terrorist group;
 - (i) travelling to, entering or remaining in any foreign country to further the activities of a terrorist group or to commit a terrorist act;
 - (j) encouraging or inducing any person to leave Malaysia to further the activities of a terrorist group or to commit a terrorist act; or
- (k) using social media or any other means to—
 - (i) advocate for or to promote a terrorist group, support for a terrorist group or the commission of a terrorist act; or
 - (ii) further or facilitate the activities of a terrorist group.”.

Seksyen baru 130JA hingga 130JD

4. Kanun dipinda dengan memasukkan selepas seksyen 130J seksyen yang berikut:

“Travelling to, through or from Malaysia for the commission of terrorist acts in foreign country

130JA. Whoever, whether or not a citizen or permanent resident of Malaysia, travels to, through or from Malaysia with intent to travel to a foreign country or any part of that foreign country, whether directly or through any other country or territory, for the purpose of the commission or the preparation for the commission of a terrorist act in a foreign country shall be punished with imprisonment for a term which may extend to thirty years, and shall also be liable to fine.

Possession, *etc.* of items associated with terrorist groups or terrorist acts

130JB. (1) Whoever—

(a) has possession, custody or control of; or

(b) provides, displays, distributes or sells,

any item associated with any terrorist group or the commission of a terrorist act shall be punished with imprisonment for a term not exceeding seven years, or with fine, and shall also be liable to forfeiture of any such item.

(2) In this section—

“item” includes publications, visual recordings, flags, banners, emblems, insignia and any other thing displaying symbols associated with a terrorist group, terrorist act or ideology of a terrorist group;

“publications” includes all written, pictorial or printed matter, and everything of a nature similar to written or printed

matter, whether or not containing any visible representation, or by its form, shape or in any other manner capable of suggesting words or ideas, or an audio recording and every copy, translation and reproduction or substantial translation or reproduction in part or in whole thereof.

Offence to build, *etc.* conveyance for use in terrorist acts

130jc. Whoever—

- (a) builds or agrees to build or causes to be built any conveyance with intent or knowledge or having reasonable grounds to believe that the conveyance will be employed in or by a terrorist group to further the activities of a terrorist group or to commit a terrorist act;
- (b) issues or delivers any commission for any conveyance with intent or knowledge or having reasonable grounds to believe that the conveyance will be employed in or by a terrorist group to further the activities of a terrorist group or to commit a terrorist act;
- (c) equips any conveyance with intent or knowledge or having reasonable grounds to believe that the conveyance will be employed in or by a terrorist group to further the activities of a terrorist group or to commit a terrorist act; or
- (d) dispatches or causes or allows to be dispatched any conveyance with intent or knowledge or having reasonable grounds to believe that the conveyance will be employed in or by a terrorist group to further the activities of a terrorist group or to commit a terrorist act,

shall be punished with imprisonment for a term not exceeding thirty years, or with fine, and shall also be liable to forfeiture of any such conveyance.

Preparation of terrorist acts

130JD. (1) Whoever, with the intention of committing a terrorist act or assisting another to commit a terrorist act, engages in any conduct in preparation for giving effect to such intention shall be punished with imprisonment for a term not exceeding seven years, and shall also be liable to fine.

(2) For the purposes of subsection (1), it shall be irrelevant whether the intention and preparation relate to one or more particular terrorist act.”.

Seksyen baru 130TA

5. Kanun dipinda dengan memasukkan selepas seksyen 130T seksyen yang berikut:

“Non-application of Offenders Compulsory Attendance Act 1954 and sections 173A, 293 and 294 of the Criminal Procedure Code

130TA. The Offenders Compulsory Attendance Act 1954 [Act 461] and sections 173A, 293 and 294 of the Criminal Procedure Code shall not apply to an offence under this Chapter.”.