



LAWS OF MALAYSIA

Act 746

**CONSTRUCTION INDUSTRY PAYMENT AND
ADJUDICATION ACT 2012**

Date of Royal Assent	18 June 2012
----------------------	-----	-----	--------------

Date of publication in the <i>Gazette</i>	22 June 2012
--	-----	-----	-----	--------------

LAWS OF MALAYSIA

Act 746

CONSTRUCTION INDUSTRY PAYMENT AND ADJUDICATION ACT 2012

ARRANGEMENT OF SECTIONS

PART I

PRELIMINARY

Section

1. Short title and commencement
2. Application
3. Non-application
4. Interpretation

PART II

ADJUDICATION OF PAYMENT DISPUTES

5. Payment claim
6. Payment response
7. Right to refer dispute to adjudication
8. Initiation of adjudication
9. Adjudication claim
10. Adjudication response
11. Adjudication reply
12. Adjudication and decision
13. Effect of adjudication decision
14. Consolidation of adjudication proceedings
15. Improperly procured adjudication decision
16. Stay of adjudication decision
17. Withdrawal and recommencement of adjudication proceedings
18. Costs of adjudication proceedings
19. Adjudicator's fees and expenses, *etc.*
20. Confidentiality of adjudication

PART III**ADJUDICATOR**

Section

21. Appointment of adjudicator
22. Appointment of adjudicator by parties
23. Appointment of adjudicator by Director of the KLRCA
24. Duties and obligations of the adjudicator
25. Powers of the adjudicator
26. Power of adjudicator not affected by non-compliance
27. Jurisdiction of adjudicator

PART IV**ENFORCEMENT OF ADJUDICATION DECISION**

28. Enforcement of adjudication decision as judgment
29. Suspension or reduction of rate of progress of performance
30. Direct payment from principal
31. Concurrent exercise of remedies

PART V**ADJUDICATION AUTHORITY**

32. Functions of KLRCA
33. Policy directions

PART VI**GENERAL**

34. Immunity of adjudicator and KLRCA
35. Prohibition of conditional payment
36. Default provisions in the absence of terms of payment
37. Relationship between adjudication and other dispute resolution process

PART VII

MISCELLANEOUS

Section

- 38. Service of notices and documents
- 39. Regulations
- 40. Exemption
- 41. Savings