LAWS OF MALAYSIA

Act A1513

CIVIL DEFENCE (AMENDMENT) ACT 2016

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Act A1513

CIVIL DEFENCE (AMENDMENT) ACT 2016

An Act to amend the Civil Defence Act 1951.

[   ]

ENACTED by the Parliament of Malaysia as follows:

Short title and commencement

1. (1) This Act may be cited as the Civil Defence (Amendment) Act 2016.

(2) This Act comes into operation on a date to be appointed by the Minister by notification in the *Gazette*.

Amendment of long title

2. The Civil Defence Act 1951 [*Act 221*], which is referred to as the "principal Act" in this Act, is amended by substituting for the long title the following long title:

"An Act to provide for the establishment of the Malaysia Civil Defence Force and to provide for its functions and powers and related matters.".

Amendment of section 1

3. Section 1 of the principal Act is amended by substituting for the words "Civil Defence Act 1951" the words "Malaysia Civil Defence Force Act 1951".

Amendment of section 2

4. Section 2 of the principal Act is amended—

(a) by inserting before the definition of "civil defence" the following definitions:

' "auxiliary member" means any person appointed by the Chief Commissioner under subsection 4H(1);

"Chief Commissioner" means the Chief Commissioner for the Force appointed under subsection 4(1);';

(b) by inserting after the definition of "civil defence" the following definitions:

' "civil defence services" means any service rendered or task undertaken by the Force in connection with civil defence functions;

"disaster" means a catastrophe, mishap or grave occurrence in any area, arising from natural, or man made causes whether or not attributable to an attack by an enemy or to any warlike act, or by accident or negligence, which results in substantial loss of life or human suffering, or damage to, or destruction of, property, or damage to, or degradation of, environment or that in any way endangers the safety of the public;

"disaster management", in relation to civil defence, means a continuous and integrated process of planning, organizing, coordinating and implementing measures which are necessary or expedient for—

(a) prevention of danger or treat of any disaster;

(b) mitigation or reduction of risk of any disaster or its severity or consequences;

(c) capacity building;

(d) preparedness to deal with any disaster;

(e) prompt response to any threatening disaster situation or disaster;

    (f) evacuation, rescue and relief; and

    (g) rehabilitation and reconstruction;

    "employer" means any employer who is within the definition of "employer" in the Employment Act 1955 [*Act 265*], Labour Ordinance [*Sabah Cap. 67*], Labour Ordinance [*Sarawak Cap. 76*] or Industrial Relations Act 1967 [*Act 177*];

    "Force" means the Malaysia Civil Defence Force established under section 2A;

    "Minister" means the Minister charged with the responsibility for civil defence;

    "regular member" means any person employed on a full-time service in the Force;

    "volunteer member" means any person enrolled in the Force under section 4G.'; and

  (c) by deleting the definition of ' "civil defence forces" and "civil defence services" '.

New sections 2A, 2B and 2C

5. The principal Act is amended by inserting after section 2 the following sections:

"Establishment of Malaysia Civil Defence Force

2A. The Malaysia Civil Defence Force is established which shall consist of regular members, volunteer members and auxiliary members.

Functions of the Force

2B. The functions of the Force are to carry out civil defence duties as follows:

    (a) to carry out disaster management;