



# **LAWS OF MALAYSIA**

**Act A1485**

**SEDITION (AMENDMENT) ACT 2015**

Date of Royal Assent	...	...	28 May 2015
Date of publication in the <i>Gazette</i>	...	...	4 June 2015

# LAWS OF MALAYSIA

Act A1485

## SEDITION (AMENDMENT) ACT 2015

An Act to amend the Sedition Act 1948.

[ ]

**ENACTED** by the Parliament of Malaysia as follows:

### Short title and commencement

**1.** (1) This Act may be cited as the Sedition (Amendment) Act 2015.

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

### Amendment of section 2

**2.** The Sedition Act 1948 [*Act 15*], which is referred to as the “principal Act” in this Act, is amended in section 2 by inserting before the definition of “Government” the following definition:

‘ “by electronic means”, in relation to a publication, means—

- (a) broadcasted so as to be available for reception by members of the public or of a section of the public; or
- (b) communicated through network services to members of the public or of a section of the public;’.

**Amendment of section 3****3. Section 3 of the principal Act is amended—**

(a) in subsection (1)—

- (i) in paragraph (a), by deleting the words “or against any Government”;
- (ii) by deleting paragraph (c);
- (iii) in paragraph (e)—
  - (A) by substituting for the words “and hostility” the words “, hostility or hatred”; and
  - (B) by deleting the word “or” at the end of the paragraph; and
- (iv) by inserting after paragraph (e) the following paragraph:

“(ea) to promote feelings of ill will, hostility or hatred between persons or groups of persons on the ground of religion; or”;

(b) in subsection (2)—

- (i) in paragraph (b), by deleting the words “or in the administration of justice”; and
- (ii) by substituting for subparagraph (c)(ii) the following subparagraph:

“(ii) to point out, with a view to their removal, any matters producing or having a tendency to produce feelings of ill will, hostility or hatred—

  - (A) between different races or classes of the population of Malaysia; or
  - (B) between persons or groups of persons on the ground of religion,”; and

- (c) by substituting for subsection (3) the following subsection:

“(3) For the purpose of proving the commission of any offence against this Act, the intention of the person charged at the time he did or attempted to do or made any preparation to do or conspired with any person to do any act or uttered any seditious words or printed, published or caused to be published, sold, offered for sale, distributed, reproduced or propagated any publication or did any other thing shall be deemed to be irrelevant if in fact the act had, or would, if done, have had, or the words, publication or thing had a seditious tendency.”.

**Amendment of section 4**

**4. Section 4 of the principal Act is amended—**

(a) in subsection (1)—

- (i) in paragraph (c), by inserting after the word “publishes” the words “or causes to be published”;
- (ii) in paragraph (d), by substituting for the word “imports” the word “propagates”; and
- (iii) by substituting for the words “for a first offence to a fine not exceeding five thousand ringgit or to imprisonment for a term not exceeding three years or to both, and, for a subsequent offence, to imprisonment for a term not exceeding five years” the words “to imprisonment for a term of not less than three years but not exceeding seven years”; and

(b) by inserting after subsection (1) the following subsection:

“(1A) Any person who—

- (a) does or attempts to do, or makes any preparation to do, or conspires with