

A BILL

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An Act to amend the Judges' Remuneration Act 1971.

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BE IT ENACTED by the Duli Yang Maha Mulia Seri Paduka Baginda Yang di-Pertuan Agong with the advice and consent of the Dewan Negara and Dewan Rakyat in Parliament assembled, and by the authority of the same, as follows;

1. This Act may be cited as the Judges' Remuneration (Amendment) Act 1990 and section 3 shall be deemed to have come into force on the 1st October 1988.

Short title and commencement.

2. Subsection (2) of section 19 of the Judges' Remuneration Act 1971, which in this Act is referred to as "the principal Act", is amended by substituting for the words "Second Schedule," the words "First and Second Schedules".

Amendment of section 19. Act 45.

3. The principal Act is amended by substituting for the First Schedule the following:

Amendment of First Schedule.

“ FIRST SCHEDULE
(Section 2(1))

(1) <i>Judges</i>	(2) <i>Salary</i> <i>(pensionable)</i>	(3) <i>Effective</i> <i>Dare</i>
1. Lord President	\$6,970 per month	1-10-1988
2. Chief Justice, Malaya	\$6,420 per month	1-10-1988
3. Chief Justice, Borneo	\$6,270 per month	1-10-1988
4. Federal Judges	\$6,020 per month	1-10-1988
5. Other Judges of the High Courts in Malaya and Borneo	\$5,570 per month	1-10-1988

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- Application. 4. Subject to section 5, section 3 shall apply to every person who was holding office as Judge on the 1 st October 1988 or who was or is appointed a Judge after that date, notwithstanding that he may have died, resigned or retired from, or ceased to hold, the office of Judge before the publication of this Act in the *Gazette*.
- Election. 5. A person who was holding office as Judge on the 1st October 1988 may, within one month of the publication of this Act in the *Gazette*, elect in writing not to be governed by the provisions of this Act and where he so does, he shall continue to be governed by the provisions of the principal Act as if this Act had not been passed.

EXPLANATORY STATEMENT

This Bill seeks to amend the Judges' Remuneration Act 1971.

Clause 2 seeks to amend section 19 (2) of the Act to empower the Yang di-Pertuan Agong to amend or vary the provisions of the First and Second Schedules to the Act. *Clause 3* seeks to amend the First Schedule to the Act to provide for an increase in the monthly salaries of the Judges, with effect from the 1 st October 1988. *Clause 4* provides that *clause 3* shall apply to every person holding office as Judge on the 1st October 1988 or who was or is appointed a Judge after that date. *Clause 5* enables a Judge to elect not to be governed by the provisions of this Act. If a Judge elects not to be governed by the provisions of this Act, he shall continue to be governed by the provisions of the principal Act as if this Act had not been passed.

FINANCIAL IMPLICATIONS

This Bill will involve the Government in extra financial expenditure the amount of which cannot at present be ascertained. [PN. (U²) 1617.]