



ANNUAL REPORT 2019/20

20<sup>TH</sup>

AGM

ANNUAL GENERAL MEETING  
KUALA LUMPUR BAR

27 FEBRUARY 2020

2:00 PM @ AUDITORIUM WISMA MCA  
KUALA LUMPUR

# 28<sup>TH</sup> AGM

ANNUAL GENERAL MEETING  
KUALA LUMPUR BAR



## KUALA LUMPUR BAR COMMITTEE 2019/2020

L TO R (FRONT)

SHARMILA RAVINDRAN, JACKY LOI YAP LOONG (HONORARY SECRETARY), HARLEEN KAUR (LEENA) (CHAIRMAN),  
MARY TAN (EXECUTIVE DIRECTOR), VIVIAN KUAN HUI XIAN

L TO R (BACK)

NEW SIN YEW, SHASHI DEVAN THALMALINGAM (REP. TO BAR COUNCIL), S. SARAVANA KUMAR,  
COLLIN ARVIND ANDREW, VIVEKANANDA SUKUMARAN, RAJSURIAN PILLAI, NIZAM BASHIR,  
ALVIN OH SEONG YEW, FOONG CHENG LEONG, LOUIS LIAW VERN XIEN

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## **KUALA LUMPUR BAR COMMITTEE**

**28<sup>TH</sup> ANNUAL GENERAL MEETING OF THE KUALA LUMPUR BAR  
TO BE HELD ON WEDNESDAY, 27 FEBRUARY 2020 AT 2:00 PM  
IN THE AUDITORIUM, WISMA MCA, JALAN AMPANG, KUALA LUMPUR**

### **AGENDA**

- 1 To confirm and adopt the minutes of the 27th Annual General Meeting held on 21 February 2019.
- 2 Matters arising therefrom.
- 3 To consider, and if thought fit, to adopt the Annual Report 2019/20.
- 4 To consider, and if thought fit, to pass the Audited Accounts for the year ending 31 December 2019.
- 5 To confirm the subscription for the year 2020 to remain at RM125.00 per member.
- 6 To elect the Chairman of the Kuala Lumpur Bar Committee for 2020/21.
- 7 To elect ten (10) members of the Kuala Lumpur Bar Committee for 2020/21.
- 8 To elect one (1) member to represent the Kuala Lumpur Bar on the Bar Council for 2020/21.
- 9 General.



**JACKY LOI YAP LOONG**

Honorary Secretary  
Kuala Lumpur Bar Committee  
2019/20

# 27<sup>TH</sup> ANNUAL GENERAL MEETING KUALA LUMPUR BAR

## MINUTES OF THE 27<sup>TH</sup> ANNUAL GENERAL MEETING (“AGM”) OF THE KUALA LUMPUR BAR HELD ON 21 FEBRUARY 2019 AT 2:00 PM AT THE AUDITORIUM, LEVEL 3, WISMA MCA, NO. 163 JALAN AMPANG, KUALA LUMPUR

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Goh Siu Lin, as Chairman of the Kuala Lumpur Bar Committee (“KLBC”), chaired this meeting and called the meeting to order at 3:00 pm. She said that at 2:50 pm, 441 members had signed up for the meeting (the quorum required was 421).

The Chairman said that at the outset she would like to explain some house rules; this is a closed-door meeting and except for the purposes of taking of minutes by the secretariat, no taking or recording of this afternoon's proceedings were allowed. Secrecy of the proceedings must be maintained except in so far as might be necessary for purposes of giving effect to any decisions taken or resolutions passed.

The Chairman then invited all members to rise and observe a minute of silence in memory of the following members who had passed away during the term under review:

**IN 2018:**

Teoh Eng Keat  
Khu Kim Guat  
Dato' Hj. Sabarudin bin Hj. Othman  
Dato' Abdullah bin Mohd Yusof  
Michael Lim Hee Kiang  
Ho Hon Mun  
Patrick Michael Dass  
Tina Cheah Yee Teen  
Mohd Hairani bin Samsi

**IN 2019:**

Gopal Krishnan s/o Munusamy

**ITEM 1 OF AGENDA:**

**TO CONFIRM AND ADOPT THE MINUTES OF THE 26<sup>TH</sup> ANNUAL GENERAL MEETING HELD ON 28 FEBRUARY 2018**

The minutes were confirmed and adopted as proposed by GK Ganesan and seconded by Norliza binti Rasool Khan.

**ITEM 2 OF AGENDA:**

**MATTERS ARISING**

Nil.

**ITEM 3 OF AGENDA:**

**TO CONSIDER, AND IF THOUGHT FIT, TO ADOPT THE ANNUAL REPORT 2018/19**

- 3.1.0 The Chairman took the House through the Annual Report (pages 12 to 69) and requested members who had any questions or issues to raise pertaining to the report to do so.
- 3.2.0 Dipendra Harshad Rai (“Dipendra”) referred to paragraph D of page 12 of the Annual Report pertaining to the new premises of the Kuala Lumpur Bar and said that he had a couple of questions and just wanted some clarifications. However, he would like to firstly congratulate the KLBC on moving to the new premises. He had a chance to look at the new premises and found it to be very nice and impressive. His first question was who paid for the renovations. He believed that the Kuala Lumpur Bar was one of the three State Bars that did not have its own building; the other two State Bars being Terengganu Bar and Perlis Bar. Historically, because of the high cost involved in acquiring a building, the KLBC had always rented a space to house its Secretariat, previously in Wisma Hangsam and prior to that, in Wisma Kraftangan for the longest time. Whenever the KLBC was to relocate, the renovation cost would be borne by the Bar Council in recognition of the fact that the Kuala Lumpur Bar did

not have its own building. He acknowledged that renovation cost could be expensive but at the same time, the Kuala Lumpur Bar with a membership of about 8,000 contributes the largest amount to the Building Fund. He asked if the Bar Council had rendered financial aid to the KLBC for the renovations. He was raising this question because when the KLBC moved from Wisma Kraftangan to Wisma Hangsam some four or five years ago, the then Chairman had got the Bar Council to pay for the renovations in recognition of the fact that the Kuala Lumpur Bar did not have a building of its own and that it was the largest contributor to the Building Fund.

- 3.2.1 The Chairman thanked Dipendra for his question and said that the KLBC did write to the Bar Council seeking a reimbursement of the renovation cost incurred. Unfortunately, the Bar Council rejected the same. The KLBC had filed an appeal and sought an appointment to meet with the Bar Council and the Bar Council Finance Committee but had yet to receive a positive response. Thus, that would be something that the incoming KLBC would have to follow up on.
- 3.2.2 Dipendra said that he certainly hoped so because he felt that notwithstanding how it had been represented that the Kuala Lumpur Bar now has its own premises, technically the Kuala Lumpur Bar is just occupying a space in Wisma Badan Peguam Malaysia; the Kuala Lumpur Bar still does not have a building of its own. Thus, he hoped that the incoming KLBC would do a lot more to ensure that the Kuala Lumpur Bar would not be out-of-pocket as he believed that the renovation cost would easily be not less than half a million ringgit. Thus, it would not be fair for members of the Kuala Lumpur Bar to contribute for the benefit of other State Bars and yet at the same time had to pay for their own renovations. His second question was would the Kuala Lumpur Bar be paying rental or any other cost to the Bar Council in respect of the new premises.
- 3.2.3 The Chairman thanked Dipendra for his feedback and comments and assured him that the KLBC certainly did not take the issue of the renovation cost very lightly and would pursue it vigorously. Should the incoming KLBC require her assistance, she would be happy to assist. As regards to the issue of rental, the Kuala Lumpur Bar was not required to pay rental. However, there was a need to pay monthly service charges to which the KLBC was appealing for a waiver for the next 10 years to recoup the renovation cost.
- 3.2.4 Asked by Dipendra how much was the monthly service charges, Jacky Loi responded that it was at RM1.00 per square foot and in total the Kuala Lumpur Bar would have to pay RM8,476.00 per month. Dipendra said that if his memory served him right, the rental that the Kuala Lumpur Bar was paying for the premises at Wisma Hangsam was about RM12,000.00 per month. That would mean the Kuala Lumpur Bar is paying approximately 75% of that in monthly service charges to the Bar Council. He asserted that he was not trying to be difficult but felt that the Kuala Lumpur Bar needed to look after itself. On the one hand, the Bar Council expected the Kuala Lumpur Bar to bear its own renovation cost and on the other hand, the Kuala Lumpur Bar had to also pay the Bar Council a sum equivalent to 75% of the previous rental that it was paying. He found that quite unacceptable. He felt that the KLBC would need to do more and be more forceful with the Bar Council. Otherwise, to just ask for a building for the Kuala Lumpur Bar.
- 3.2.5 The Chairman said that the KLBC had escalated the issue to the Bar Council and lodged an appeal as well as follow up letters. Jacky Loi added that in fact the KLBC did pursue the matter and had meetings with the Bar Council telling them exactly the same sentiments expressed by Dipendra. The KLBC was hopeful that the Bar Council Finance Committee would seriously re-look into the matter. The Chairman pointed out that the KLBC had actually written to seek an audience with the Bar Council Finance Committee in January 2019 but unfortunately the request was declined.
- 3.2.6 Ravindra Kumar said that he totally shared the views expressed by Dipendra. He felt that the KLBC should remain strong and must ensure that it was not out-of-pocket. All these years, the Kuala Lumpur Bar never had a building of its own and now it had moved into a building that was supposed to belong to the Kuala Lumpur Bar but ended up having to pay for it. Whatever the Bar Council may call it, service charge or management fee, but at the end of the day the Kuala Lumpur Bar was going to be out-of-pocket every month in the sum of RM8,000.00+. He would strongly urge the incoming KLBC to have a meeting with the Bar Council and try to resolve the matter. Otherwise, some people had suggested calling for an EGM. It had to be acknowledged that the Kuala Lumpur Bar is the largest State Bar and the biggest contributor to the Building Fund. Thus, the KLBC had to be firm and get things going. If the appeal was rejected, then something must be done about it and not just accept that the appeal had been rejected and carry on business as usual. The Chairman thanked Ravindra Kumar for his feedback.
- 3.2.7 Brendan Navin Siva said that when he was the KLBC Chairman, he did enter into an arrangement with the Bar Council that the KLBC would defer its search for a building or acquiring a building of its own on the basis that when the Bar Council was to purchase another building, the Kuala Lumpur Bar would get space within the new building free of charge. He believed that was the same arrangement that the Kuala Lumpur Legal Aid Centre and the Disciplinary Board entered into with the Bar Council. He could not recall how many years ago that was but there should be minutes of the Finance Committee in the Bar

Council and minutes of the KLBC where he would have probably briefed the then KLBC of that arrangement. It was a clear arrangement that the Kuala Lumpur Bar would not be paying rental. However, he had no idea how it was being couched now.

- 3.2.8 The Chairman said that she would need to seek clarification as to what the arrangements were vis-à-vis the Disciplinary Board as well as the Kuala Lumpur Legal Aid Centre; whether they were also required to pay service charges. She pointed out that on paper, what the Kuala Lumpur Bar was paying were service charges and not rental. Thus, in so far as the KLBC was concerned, the said floor belongs to the Kuala Lumpur Bar and it is not a tenant in the said building.
- 3.2.9 Dipendra said that whether it was service charge or rental, it was still a significant amount from the Kuala Lumpur Bar's coffer and he had noticed that there was a substantial dip in the cash and cash equivalents in the audited accounts of almost RM600,000.00. As far as he was concerned, that was worrying. He echoed Brendan's view because he believed there was that arrangement and he urged the incoming KLBC to read all the previous minutes to see what the arrangement was and to enforce that. He indicated that there were already talks of Terengganu Bar and Perlis Bar wanting their own building and pointed out that Perlis Bar has only 44 members and it wanted a building. The Kuala Lumpur Bar has over 8,000 members and yet it does not even have a building that it could proudly call its own. He noted that the Bar Council now has two buildings and perhaps as a suggestion, the incoming KLBC could speak to the Bar Council to let the Kuala Lumpur Bar take over the old building currently housing the Bar Council Secretariat. The extra space in that building could be rented out and it could be a source of revenue for the Kuala Lumpur Bar. With a little more money, the KLBC could run CPD programmes or any other programmes that would benefit all members of the Kuala Lumpur Bar as a whole. That, however, was merely a suggestion. Certainly the mechanics needed to be worked out but that was his suggestion to the incoming KLBC.
- 3.2.10 The Chairman thanked Dipendra and indicated that in fact the KLBC did request for the old building but it was declined by the Bar Council Finance Committee due to financial considerations. Out of curiosity, she would like to invite Collin Arvind Andrew to address the House on whether the Kuala Lumpur Legal Aid Centre is paying service charges for its premises at Wisma Badan Peguam Malaysia. Collin Arvind Andrew said as far as the Kuala Lumpur Legal Aid Centre was concerned, they used to be paying a rental of about RM10,000.00 per month when they were in Wisma Hangsam. They had just moved over to Wisma Badan Peguam Malaysia occupying a space of about 4,000 over square feet and were now paying a service charge of close to RM5,000.00 per month. The payment is borne by the Kuala Lumpur Legal Aid Centre and not the Kuala Lumpur Bar and the funds come from the National Legal Aid Committee.
- 3.3.0 Pushpa Ratnam said that in light of the fact that the House was discussing the Annual Report, she was uncertain if it was an appropriate place to raise the issue but she would like to refer to the recent forum that was held to discuss the LPA Amendments and to express her disappointment that apart from just a handful of the KLBC members, she believed there were just four of them, none of the rest of the KLBC members were at the forum to support something so important. There were so many pertinent, important and truly crucial issues that were raised in the LPA Amendments and she was disappointed to say that the KLBC members did not turn up in full force to lend a full voice at the forum. Thus, she wanted to express that to all the KLBC members and hope that it would not happen again.
- 3.3.1 Asked by the Chairman which forum she was referring to, whether it was the Bar Council Roadshow or the KLBC Town Hall, Pushpa Ratnam believed that it was the Roadshow. She stressed again that it was disappointing to see the low turnout of members especially when there were members here who were running for the positions of State Bar Representative and Chairman. She did not even see those members there.
- 3.3.2 The Chairman said to put the record straight, there were a number of members at this meeting who were present that day and many of them also served on the sub-committees that provided input on the LPA Amendments. The KLBC had also conveyed positions vis-à-vis proportionate representation, sexual harassment and various other issues that impact the legal profession. She told Pushpa Ratnam that nevertheless she had taken note of her comments and would urge members themselves to step forward and provide their input as at the end of the day, each and every member has a duty to do so.
- 3.3.3 Pushpa Ratnam said that members were not aware of what the KLBC had raised or objected to as none of those information was put out there.
- 3.3.4 Cheng Leong said that, just to put on record, lengthy discussions on the LPA Amendments were held during KLBC meetings and there was one meeting where the KLBC sat through until 9:00 pm or 10:00 pm. There were many meetings on the LPA Amendments held at the Bar Council level with different groups handling different topics and the KLBC members could not attend every one of them. But there was one meeting which the KLBC members attended in full force which was the proposal to remove the power of the State Bar Committee to inquire into any complaint of the conduct of an advocate and solicitor in his professional capacity or of any pupil. The KLBC managed to have that provision retained.

- 3.3.5 The Chairman told Pushpa Ratnam that her comments were taken note of. She said that most of the input from the KLBC were imported into the Proposed Amendments that were circulated to all members of the Bar by the Bar Council. Perhaps the KLBC should have included that into the Annual Report.
- 3.3.6 The Annual Report 2018/19 was considered and adopted as proposed by Anand Ponnudurai and seconded by Christopher Leong Sau Foo.

**ITEM 4 OF AGENDA:**

**TO CONSIDER, AND IF THOUGHT FIT, TO PASS THE AUDITED ACCOUNTS FOR THE YEAR ENDING 31 DECEMBER 2018**

- 4.1.0 The Chairman referred the House to the Audited Accounts at pages 117 to 139 of the Annual Report and said that members may ask any questions or seek any clarifications.
- 4.2.0 Dipendra said that he had a few questions about the accounts. He referred to page 124 which was basically the cash flow and pointed out that under Cash and Cash Equivalents, it showed roughly about a 2% dip from RM2.85 million in 2017 to RM2.21 million in 2018. He asked was he correct to assume that the RM600,000.00 was used for the renovation of the new premises of the Kuala Lumpur Bar.
- 4.2.1 The Chairman said that was part of the reason but there were other reasons. Dipendra pointed out that at page 139 which was the explanatory note, it showed that the RM600,000.00 came from the Fixed Deposits which would mean the KLBC had to break the Fixed Deposits to take out RM600,000.00. The Chairman said that the KLBC did break the Fixed Deposits but part of the dip would also include the relocation exercise from Wisma Hangsam to Wisma Badan Peguam Malaysia as well as the writing off of the renovation and old assets at Wisma Hangsam. In addition to that, the additional expenses would include sponsorship for the International Malaysia Law Conference, reduction in the income from BC Document Box rental which boxes were removed from the Court at the end of 2018. There was also an increase in the expenses for the Annual Dinner where part of the sale of tickets was impacted adversely due to the ICERD Rally on the same day. Further, due to the relocation exercise in November and December, the KLBC was unable to conduct its usual seminars which was a major source of revenue. All that had impacted the cash flow.
- 4.2.2 Dipendra said that the fact that the KLBC had to break the Fixed Deposits to pay for the expenses was a little worrying. He hoped that the KLBC would not have to do that again. From what the Chairman had said, it would suggest that the amount of subscriptions that the KLBC was receiving from members on a yearly basis might not be enough to cover its outgoings. He asked the Chairman if that was what she was trying to tell the House.
- 4.2.3 The Chairman said that apart from the huge expenses required for the renovation, she supposed in light of the increase needs of the Kuala Lumpur Bar and inflation, perhaps there might be a need for future KLBCs to consider the adequacy of the annual subscription fees.
- 4.2.4 Dipendra asked if an analysis had been done to ascertain whether the KLBC was operating at a deficit based on what it had received on a yearly basis against what the rough expenses were. The Chairman said that no such analysis had been done yet. It might be something that the incoming KLBC could look into. Dipendra felt that should be a priority and hoped that the incoming KLBC could look into it. He further asked if he could be right in assuming that the RM80,000.00 additional expenditure in 2018 for Functions and Dinners at page 134 was for the Annual Dinner. The Chairman said that a major part of it was for the Annual Dinner.
- 4.2.5 Dipendra sought clarification on another item on the same page 134. He said that listed under item 8 was a relocation expenses of RM27,000.00 which would essentially mean that of the RM600,000.00 that had been taken from the Fixed Deposits, a large sum of that had gone towards renovation. He hoped that the incoming KLBC would look into ways to get back that money because it was a sizable amount of money from the Kuala Lumpur Bar's coffers.
- 4.2.6 The Chairman said that the KLBC did discuss potential ways of conducting fundraising for the Kuala Lumpur Bar and that this was an area for the incoming KLBC to follow up on.
- 4.2.7 Dipendra said that he should also disclose that he sits on the Bar Council Finance Committee and he would like to say that the Bar Council Finance Committee had a chance to look at the request for renovation cost. His memory might be failing but he did not recall that issue coming to the Bar Council Finance Committee for deliberation. Nevertheless, the incoming KLBC should make more efforts to basically try and recover that money.

4.2.8 The Chairman thanked Dipendra for his comments and clarified that there was an official written reply of rejection of the request for renovation costs from the Bar Council Finance Committee. The KLBC has followed up with a written appeal.

4.3.0 The Audited Accounts were approved and passed as proposed by Nahendran Navaratnam and seconded by GK Ganesan.

**ITEM 5 OF AGENDA:**

**TO CONFIRM THE SUBSCRIPTION FOR THE YEAR 2019 TO REMAIN AT RM125.00 PER MEMBER**

The subscription for the year 2019 was confirmed to remain at RM125.00 per member as proposed by Lai Chee Hoe and seconded by Pushpa Ratnam.

**ITEM 6 OF AGENDA:**

**TO ELECT THE CHAIRMAN OF THE KUALA LUMPUR BAR COMMITTEE FOR 2019/20**

6.1.0 The Chairman called for nominations for the election of the Chairman of the Kuala Lumpur Bar Committee for 2019/20.

6.1.1 The following names were proposed and seconded:

1. Alex Anton Netto  
Proposer : Harjinder Singh  
Seconded : Roger Chan Weng Keng
  
2. Harleen Kaur (Leena)  
Proposer : Ravinder Singh Dhaliwal  
Seconded : Ravindran Nekoo

6.1.2 Nominations were closed as proposed by Ravindra Kumar and seconded by Dipendra.

6.2.0 The Chairman invited the two candidates to each say a few words.

6.3.0 Alex Anton Netto ("Alex") said that before getting to his speech, he would like to address the issue that Pushpa Ratnam had raised with regard to attendance at the LPA Amendments forums. Since Pushpa Ratnam had singled out the candidates for the position of Chairman, he just wanted to put it on record that he was present at all those sessions. He then proceeded to introduce himself and said that he would be doing a good disservice if he did not thank, first and foremost his nominator, Harjinder Singh and his seconded, Roger Chan Weng Keng. He thanked the two gentlemen for making the time to do that. He believed that many of the members present at this meeting would have seen his manifesto and thus, he would just run through briefly some of the things that he had planned to achieve in line with his manifesto. He indicated that there were essentially three items that he had put up in his manifesto that he wished to see through if given the chance to be the KLBC Chairman. One of the three items was the issue of subsidised or, if budget permitted, free CPD (Continuing Professional Development) talks and seminars. The reason he had suggested that was more to cater for those practitioners who could not afford or who were strapped for cash to attend CPD talks and seminars especially when the CPD Scheme had now been made compulsory.

6.3.1 The second item on his list was the Kuala Lumpur Bar Exclusive Membership Card. This was something that he had been thinking about for a while – an exclusive membership card for members of the Kuala Lumpur Bar. It would function as a sort of a loyalty points card; something that AirAsia was already doing but he planned to, hopefully, take it bigger. He had already tried to run the idea by some of the stakeholders that he hoped to approach if he was to be elected as the KLBC Chairman but he was not at liberty to disclose them yet because it was still at a discussion stage to see if the idea would be feasible. If he was elected as the KLBC Chairman, he hoped to park this plan under a special committee such as a Business Development Committee to see how it could be implemented. Hopefully with this card, members would get discounts, for example when purchasing law books, going to the cinemas or travelling for cases. He was thinking of ways to expand on that and that was one thing that he would push forward if elected as the KLBC Chairman.

6.3.2 Alex then reverted to the issue of CPD and said that what he had failed to mention earlier on was the fact that under the CPD programme, he planned to have more workshops on financial literacy. Many practitioners had told him that they would want to know how to run a professional practice and still be profitable without either one having to be compromised. Thus, what he would plan to do under the CPD programme was to also push forward more financial literacy workshops so that members would have an understanding of how to manage the finance of a practice. He himself was grappling with this kind of issues being one who was running a law firm as well. Therefore, he could understand and relate to those kind of talks; finance in the

law, especially, is pertinent in this day and age.

- 6.3.3 The third issue in his manifesto was to introduce an insurance scheme to cover practitioners in Kuala Lumpur for total permanent disability and perhaps something small for investment too and he had spoken to some insurance agents and companies about it. There would be a need to fine-tune the budget a little to provide members with such a coverage but that was something he hoped to cover members for; those who were not already covered and those who seek added protection. Essentially what he hoped to do down the line was that the KLBC would take the base cover and it would be up to the respective firms whether they would want to top up on the base cover for their lawyers. That would certainly be something that he would like to work on.
- 6.3.4 Alex said that some practitioners had asked him why did he put up a manifesto. He would like to make it clear that his manifesto was not a publicity stunt. It was something that he had decided to put into black and white so that should he be elected as the Chairman, members could hold him accountable for; kudos to him should he be able to carry out all the promises in the manifesto but should he fail to do so, members have it in black and white to hold him accountable for it. He lived by the motto that, “if we plan to fail when we fail to plan”. Thus, guided by his manifesto and hopefully expanding on that with the incoming KLBC, he hoped to see all his plans become a reality. When he started emailing out his manifesto to some of the firms, the earliest reply he received was from Ragnath Kesavan and what the latter had told him in the reply was and he would quote in verbatim, “one of the things I must look at if elected as Chair is to strengthen and empower the Kuala Lumpur Legal Aid Centre to be at the forefront to deliver legal aid and to contribute to society”. In his opinion, he verily believed that the Kuala Lumpur Legal Aid Centre was already running fine but if given the chance to be elected as Chairman, he planned to work with the current Legal Aid Chairperson, Collin Arvind Andrew, to see how they could make it better.
- 6.3.5 Alex ended his speech by introducing himself again and indicating that the above in brief was his manifesto and that, “I am ready and able to serve, please be ready to vote”.
- 6.4.0 Harleen Kaur greeted the House and said that she did not have a speech per se but she did have an answer to a question that she had been asked several times which was why she did not have a manifesto listing out things that she planned on doing. The answer was two-fold. Firstly, on a personal level, she believed that at this stage it was actually more important to look at work done. She told the House that if they were to look at pages 61 to 64 of the Annual Report, members would see a small snapshot of work that she had recently done. Secondly, as members would all know, the State Bar Committee is governed by the Legal Profession Act. The Chairman is selected from the floor. Once elected, the Chairman does not have the right to appoint or choose whomsoever as the Committee Members. Instead, the Committee Members are also elected from the floor and why was that so? She believed that the intention of the Legal Profession Act was to prevent a top down hierarchical one-person show. The foundational basis of the State Bar Committee had always been collective responsibility. It was not about one person saying he or she would do this or do that. It was about recognising the fact that members had elected one Chairman who would have oversight over the Committee and at the same time members were electing 10 other leaders. She stressed that members must recognise that. Those were not just Committee Members but leaders who were going to helm a sub-committee under the oversight of the Chairman. Therefore, what was important for the Chairman and the elected Committee Members, after this AGM was done and dusted, was to meet with no pre-conceived obligations or promises and that was so very important. Both Alex and her, whoever was to get elected, must be ready and willing to work together with the Committee Members. It was not just a one person’s effort but a collective effort and what she could say, as Chairman, was that she would try and ensure that they promote and safeguard the State Bar’s interest; that they do make representations to the Bar Council on matters concerning the State Bar and that they do promote the welfare of members. As to how she intended to go about doing that, she would look to ask the Committee Members that got elected to build on the work that had already been done by the previous KLBC such as issues of insufficiency of parking, touting, bureaucracy in conveyancing, etc. If members were to look at the Annual Report, members could actually see that the previous KLBC had done a lot of work but members could also see that some sub-committees had specifically mentioned intentions to do certain things which they had not come to yet. Those were some of the things that the new KLBC must take up and build on. She added that all the input that members had given at this meeting, those too were very important.
- 6.4.1 Harleen Kaur said that she would like to just end on the note that in her view, a leader is a very effective leader if he or she continues to engage. To that end, all members of the Kuala Lumpur Bar would get access to her mobile number. She pointed out that when she was serving as the Chairperson of the Civil Practice & Court Liaison Committee, she had given her mobile number out to members especially when she went to Court. Whenever she was at the Court premises, she would ask lawyers who were in Court whether things were going well and she would give them her mobile number. She would continue to do that. If elected, her mobile number would be disseminated. She asked members to get in touch with her directly and to work for the Bar together.

6.5.0 The Chairman called for voting by secret ballot to start and informed members that they could only vote one name. She further informed that pupils were not entitled to vote.

The Chairman said that she had received indication from one of the members who would be running for the position of the Kuala Lumpur Bar Representative that, in the event that he or she was unsuccessful, he or she would like to offer his or her candidacy for the Kuala Lumpur Bar Committee. She asked whether the House would agree to move Item 7 of the Agenda down and deal with Item 8 first which was to elect a member to represent the Kuala Lumpur Bar on the Bar Council. The House agreed to it as proposed by Christopher Leong Sau Foo and seconded by Ravinder Singh Dhaliwal. The Chairman said that for the records, the two candidates running for the position of Chairman had indicated that they had no intention of offering themselves for the position of Kuala Lumpur Bar Representative.

**ITEM 8 OF AGENDA:**

**TO ELECT ONE (1) MEMBER TO REPRESENT THE KUALA LUMPUR BAR ON THE BAR COUNCIL FOR 2019/20**

8.1.0 The Chairman called for nominations for the election of one (1) member to represent the Kuala Lumpur Bar on the Bar Council for 2019/20.

8.1.1 The following names were proposed and seconded:

1. Anand Raj a/ R. Balasupramaniam  
Proposer : Ambiga Sreenevasan  
Seconded : Christopher Leong Sau Foo
2. Raphael Tay Choon Tien  
Proposer : Robert Lazar  
Seconded : Nahendran Navaratnam
3. Norliza binti Rasool Khan  
Proposer : Karen Cheah Yee Lynn  
Seconded : Lukman Sheriff bin Alias
4. Shashi Devan Thalmalingam  
Proposer : Ravindran Nekoo  
Seconded : Ravinder Singh Dhaliwal

8.1.2 Nominations were closed as proposed by Dipendra and seconded by Nik Elin Zurina bt Nik Abdul Rashid.

8.2.0 The Chairman invited the four candidates to each say a few words and indicated that each candidate would have about three minutes to address the House.

8.3.0 Anand Raj thanked Ambiga Sreenevasan and Christopher Leong Sau Foo for proposing and seconding him. He introduced himself and said that apparently he was the tax guy; that was how he was referred to by members. He does not work for the Inland Revenue, he works against them. In real life, his practice areas were Competition Law and Tax. He said that it was a privilege to run for the position of the Kuala Lumpur Bar Representative on the Bar Council and that he should also say that he felt that he was in the field of three other worthy candidates. He believed that everyone had contributed to the Bar in various ways and that perhaps there were members out there who might not know what he had done. In terms of his contributions to the Bar, he would say that he had the privilege of serving in various capacities and his first taste of acting for the Bar or serving the Bar came when he was in his second or third year of practice. At that point in time, a gentleman by the name of Sidney Woodhull, his pupil-master and head of department, had taken on the Bar's tax case against the Inland Revenue. The Inland Revenue had taken away RM44 million of the Bar's money and was threatening to take away a third of its fund every year. Sidney Woodhull took on the case but two months before the hearing date, he retired. He (Anand Raj) was mortified to find out that he was going to lead on three out of four issues. He was quaking in his shoes but again what an august and wonderful Bar it was because not for one minute did the Bar Council think of changing him to someone else and he felt that he owed a huge debt and a huge responsibility to see that case through. He believed that it was Tommy Thomas who, at one of the Bar AGMs, said that the Bar was a famously unsuccessful litigant before the Malaysian Courts. Mercifully, the Bar won that case all three rounds. That case took about 10 years. For him to start in that role was a privilege but something happened over the years and that privilege slowly turned into a responsibility and every time the Bar has had a need pertaining to the issue of tax,

he was happy to act pro bono and that would mean he had been involved in three or four matters that had gone to Court for the Bar including an ongoing case on privilege as well as the case relating to professional indemnity insurance. Thus, in terms of service to the Bar, he had done his bit. He was aware that there were many ways in which one could serve the Bar and that was his contributions to the Bar.

- 8.3.1 In terms of his vision, Anand Raj reckoned that it was timely that some of those issues had been raised. One of the keys issues, as raised by Dipendra, was that the Kuala Lumpur Bar is the largest State Bar but funding from members of the Kuala Lumpur Bar somehow when it went to Bar Council, it did not seem to be proportionately distributed. Thus, one of the things that he would want to work towards was a more proportionate distribution of the funding for the benefit of the members of the Kuala Lumpur Bar and certainly that would include the building as well.
- 8.3.2 In terms of Continuing Professional Development (“CPD”), Anand Raj said that he was committed to working with the KLBC and the Malaysian Bar Council to come up with more free CPD programmes especially for younger members because those things were compulsory for them and which should also help alleviate some of the burden for firms that were bearing the cost of CPD trainings.
- 8.3.3 Anand Raj indicated that, in addition to all the above, he would want to establish a channel for members to report harassment or abuse by the Court, Court staff, governmental authorities or even in the work place. He believed that was something that should not be underestimated in today’s world and there appeared to be quite a need for that at the moment.
- 8.3.4 Anand Raj reiterated that he was in the field of worthy candidates but hoped to secure members’ vote and serve the Kuala Lumpur Bar on the Bar Council.
- 8.4.0 Raphael Tay said that he was speaking this afternoon as a candidate for the position of Kuala Lumpur Bar Representative to the Bar Council. He indicated that in his 33 years of practice, he had attended several references for departed members of the Bar. He had attended one such reference last Friday, 15th of February 2019 and would like to recall the story because of the importance of what the role of the Bar had played in members’ lives. The departed members came from a very diverse background depicting much the demographics of the Bar. They were from all age groups, not just the ones senior in age. They came from different ethnic groups, different generations and different social backgrounds; from large firms and small firms. Death is no respecter of persons, so it was said. There were several prominent members that the Bar honoured that day but he would not mention their names. However, what had caught his heart that day was two of the eight departed members were ladies. Both were young. They were someone’s daughter, someone’s mother, someone’s wife and someone’s colleague, friend and mentor. Kim Guat was 43 years old and Tina was 44. Both were very young. Theirs were story of self-sacrifice, sacrificial giving of working till the very end, silently without complaints and without regard to themselves, instead focusing on the needs of their very young families and their responsibility as a mother, wife and lawyer. They did what needed to be done and in the way that only women could do. There were many tears that day but what he would want to say was that the Bar was the only professional organisation that would honour and welcome those that were first admitted to the profession by a proceeding called, “Call to the Bar” and when the members depart, they were honoured as members of the Bar by a proceeding called, “Reference Proceedings”. He stressed that no other organisation does that. The Bar has the highest ethical standards with the greatest honour and nobility that one could expect of an honourable profession. The legal profession is an honourable profession with time-honoured traditions. It paints no pictures, builds no castles, construction nor bridges but what it does do was to smoothen the hearts of men and women that were oppressed.
- 8.4.1 Raphael Tay went on to say that he owed a debt to many before him. He had worked with Lim Chee Wee as the first inaugural Chair of the International Malaysia Law Conference 2012. He owed a debt to Dipendra as Co-Chair of the Bar Council Professional Standards and Development Committee, to Christopher Leong who made him Editor-in-Chief of Praxis for two years and to Steven Thiru who invited him to be a special member of the Bar Council.
- 8.4.2 Raphael Tay acknowledged that it was going to be a difficult fight for the position of Kuala Lumpur Bar Representative because each and every of his fellow candidates were worthy candidates. He recognised that members were not here just so that someone could win the elections nor just to cast a vote or to fulfill a pledge. He believed that members came to this meeting because they understood the enormity of the tasks that lies ahead. They were here because they knew the perils that were real and the new threats that arose every day. He did not have a manifesto because he believed that as the State Bar Representative, he needed to listen to the members. He was certain that members do know that the Bar could not solve every problem but he would always be honest with members about the challenges faced by the Bar. He would listen to members especially when there were disagreements. Above all, he would like to ask members to join him and work with him for a relevant Bar.

- 8.5.0 Norliza Rasool Khan introduced herself and said that she is also known as Liza Khan and that she would be very brief. Currently she is a member of the Bar Council, Co-Chair of the Corporate & Commercial Committee and Deputy Co-Chair of the Arbitration Committee. She is also a member of the KLBC Gender Equality & Diversity Committee. That was how she had contributed to the Bar recently. She believed that she is robust, dynamic and tactful and those are qualities that are needed to push the agenda of members of the Kuala Lumpur Bar in the Bar Council especially the upcoming Bar Council.
- 8.5.1 Norliza Rasool Khan further said that she stands for upholding the rights of members and towards that, she believed that there was a need to push for legal excellence for the promotion and preservation of integrity and confidence in the legal profession among the public. She believed that this could only be achieved with an independent judiciary where members could practise without fear or favour so that justice could be seen. She also stands for reforms in the laws particularly in the area of human rights affecting children as well as gender equality and diversity. To achieve equality and diversity in practice, she strongly believed that there must be equal opportunity for young members, male or female, to excel in the legal profession and to achieve greater heights. She further believed that she would be able to serve the Kuala Lumpur Bar well in the Bar Council and hoped that members would consider voting for her.
- 8.6.0 Shashi Devan introduced himself and thanked his proposer and seconder. He said that it was customary for him to remind members to please vote for him on his merit and not for their friendship. However, if members were undecided, to then let their friendship tip the scale in his favour. However, he would like to make it clear that he was in no way going to convince members that he was a better or worthier candidate than the other three of his learned friends. He had to admit that all of them were perfectly worthy candidates.
- 8.6.1 Shashi Devan proceeded to say that firstly, to let him clarify what is the role of a State Bar Representative. He said that as some members might be aware, the State Bar Representative has no vote in the main Committee and does not even chair a sub-committee. The role of the State Bar Representative was to support the State Bar Committee Chairman and amplify the voice of the State Bar Committee at the Bar Council. Thus, as a Representative of the Kuala Lumpur Bar, the person could not make promises to members of the Kuala Lumpur Bar that would usurp the role of the Chairman and other Committee Members. That was why members would have noticed, the Bar Representative had no report in the Annual Report of the Kuala Lumpur Bar. However, the Bar Representative does have a vote at the Bar Council and would be given tasks by the Council.
- 8.6.2 Shashi Devan pointed out that there was one serious injustice that had been taking place in the Bar Council for the last decade which trampled on the Kuala Lumpur Bar members and that was disproportionate representation of the Kuala Lumpur Bar at the Bar Council. He stressed that the membership of the Kuala Lumpur Bar made up about 45% of the membership of the Malaysian Bar but only 29% of the Bar Council was made up of Kuala Lumpur Bar members. This was as a result of the archaic method of the Bar Council's elections. Of the 12 State Bars in the country, seven States have less than 1,000 members and they each have two representatives in the Bar Council - the Chairman and the State Bar Representative. The Kuala Lumpur Bar has over 8,200 members and yet it too has two representatives in the Bar Council. This simply was unacceptable. He was not here to just tell members the problem but he was also here to tell members that he might have the solution and there were two. Every year, the Bar council would make a decision whether 12 members voted by the national ballot should be increased or not and year in and year out, there have been no change. If he was voted in, the first stopgap measure would be to insist that the Bar Council increases the number of members to be voted by the national ballot from 12 to 18. Based on past election statistics, in 2014, 2015, 2016, 2017 and 2019, if the change was made, the Kuala Lumpur Bar would have a minimum of three extra members in the Bar Council and all of this could be done without any amendments to the Legal Profession Act. The second method would be to move the Bar Council to amend the Legal Profession Act to increase the number of State Bar Representatives in the Bar Council to be proportionate to its membership and he would push for that amendment at the Bar Council.
- 8.6.3 Shashi Devan invited the House to look at the screen that displayed his contributions to the Bar and the different capacities that he had served on the KLBC and Bar Council. He said that he might be the youngest candidate but he had served the Kuala Lumpur Bar and the Kuala Lumpur Legal Aid Centre every year of his practice and he was one of the youngest serving members on the KLBC. He would let his work speak for itself. Finally in line with the role of the State Bar Representative, he pledged to wholeheartedly support the Chairman and the KLBC at the Bar Council. He assured members that they have his word on that. He ended by repeating his name, Shashi Devan.
- 8.7.0 The Chairman called for voting by secret ballot to start and informed members that they could only vote one name. She further informed that pupils were not entitled to vote.

## RESULTS OF THE ELECTION UNDER ITEM 6 OF THE AGENDA

The Chairman announced the results as follows:

- |    |                      |   |           |
|----|----------------------|---|-----------|
| 1. | Alex Anton Netto     | - | 142 votes |
| 2. | Harleen Kaur (Leena) | - | 304 votes |
|    | Spoilt votes         | - | 3         |

Harleen Kaur (Leena) was declared elected as Chairman of the KLBC for the term 2019/20.

## ITEM 7 OF AGENDA:

### TO ELECT TEN (10) MEMBERS OF THE KUALA LUMPUR BAR COMMITTEE FOR 2019/20

7.1 The Chairman called for nominations for the election of the ten (10) members of the Kuala Lumpur Bar Committee for 2019/20. However, she would not close the nomination until the results of the election under Item 8 of the Agenda were received to allow the unsuccessful candidate to stand for the election to the Committee.

7.2 The following names were proposed and seconded:

- |     |                                       |   |  |
|-----|---------------------------------------|---|--|
| 1.  | Saravana Kumar a/l Segaran            |   |  |
|     | Proposer                              | : | Christopher Leong Sau Foo              |
|     | Seconded                              | : | Palpanaban Devarajoo                   |
| 2.  | Vivian Kuan Hui Xian                  |   |  |
|     | Proposer                              | : | Steven Thiru                           |
|     | Seconded                              | : | Khaizan Sharizad binti Ab Razak        |
| 3.  | Sharmila Ravindran                    |   |  |
|     | Proposer                              | : | Goh Siu Lin                            |
|     | Seconded                              | : | New Sin Yew                            |
| 4.  | New Sin Yew                           |   |  |
|     | Proposer                              | : | Dipendra Harshad Rai                   |
|     | Seconded                              | : | Karen Cheah Yee Lynn                   |
| 5.  | Jacky Loi Yap Loong                   |   |  |
|     | Proposer                              | : | Ravindran Nekoo                        |
|     | Seconded                              | : | Dipendra Harshad Rai                   |
| 6.  | Alvin Oh Seong Yew                    |   |  |
|     | Proposer                              | : | Brendan Navin Siva                     |
|     | Seconded                              | : | Vinu Kamalanathan                      |
| 7.  | Louis Liaw Vern Xien                  |   |  |
|     | Proposer                              | : | Jacky Loi Yap Loong                    |
|     | Seconded                              | : | Shashi Devan Thalmalingam              |
| 8.  | Rajsurian Pillai a/l Chellappa Pillai |   |  |
|     | Proposer                              | : | Choo Dee Wei                           |
|     | Seconded                              | : | Shashi Devan Thalmalingam              |
| 9.  | Vivekananda Sukumaran                 |   |  |
|     | Proposer                              | : | Ravindran Nekoo                        |
|     | Seconded                              | : | Dipendra Harshad Rai                   |
| 10. | Foong Cheng Leong                     |   |  |
|     | Proposer                              | : | Nik Elin Zurina binti Nik Abdul Rashid |
|     | Seconded                              | : | Siti Zabedah binti Kasim               |

11. Nizam Bashir bin Abdul Kariem Bashir  
Proposer : Dipendra Harshad Rai  
Seconder : Foong Cheng Leong

**RESULTS OF THE ELECTION UNDER ITEM 8 OF THE AGENDA**

The Chairman announced the results as follows:

- |    |                                  |   |           |
|----|----------------------------------|---|-----------|
| 1. | Norliza binti Rasool Khan        | - | 22 votes  |
| 2. | Raphael Tay Choon Tien           | - | 96 votes  |
| 3. | Anand Raj a/I R. Balasupramaniam | - | 102 votes |
| 4. | Shashi Devan Thalmalingam        | - | 204 votes |
|    | Spoilt votes                     | - | 6         |

Shashi Devan Thalmalingam was declared elected as the Kuala Lumpur Bar Representative on the Bar Council for the term 2019/20.

- 7.3 The Chairman reverted to the nominations for the election of the ten (10) members of the Kuala Lumpur Bar Committee for 2019/20. She said that thus far, there were 11 candidates and would like to know whether there were any further nominations.
- 7.4 Siti Zabedah binti Kasim proposed that nominations be closed and it was seconded by Pushpa Ratnam.
- 7.5 Nizam Bashir graciously withdrew from standing for the election to save time from having to go through the voting process and ballot counting. The House applauded his magnanimity.
- 7.6 The following candidates were thus declared elected as members of the Kuala Lumpur Bar Committee for 2019/2020:
- |     |                                       |
|-----|---------------------------------------|
| 1.  | Saravana Kumar a/I Segaran            |
| 2.  | Vivian Kuan Hui Xian                  |
| 3.  | Sharmila Ravindran                    |
| 4.  | New Sin Yew                           |
| 5.  | Jacky Loi Yap Loong                   |
| 6.  | Alvin Oh Seong Yew                    |
| 7.  | Louis Liaw Vern Xien                  |
| 8.  | Rajsurian Pillai a/I Chellappa Pillai |
| 9.  | Vivekananda Sukumaran                 |
| 10. | Foong Cheng Leong                     |

**ITEM 9 OF AGENDA:  
GENERAL**

- 9.1 Syahredzan Johan proposed a vote of thanks to the outgoing KLBC for a job well done in the past term.
- 9.2 Ravinder Singh Dhaliwal proposed a vote of thanks to the KL Bar Secretariat for an excellent job done year in and year out.

There being no other matters, the Chairman declared the 27th Annual General Meeting of the Kuala Lumpur Bar closed at 4:30 pm.



**JACKY LOI YAP LOONG**

Honorary Secretary  
Kuala Lumpur Bar Committee 2018/19

# CHAIRMAN'S REPORT



**Harleen Kaur (Leena)**  
Chairman

## A. INTRODUCTION

When I was elected Chairman in February 2019, I noted that the audited Financial Reports showed that the Kuala Lumpur Bar Committee ("KLBC") posted a deficit of RM51,533.00 in 2017 and a deficit of RM126,480.00 in 2018. To put it in simple terms, our expenditure exceeded our income. A way to increase our income would be to increase our Subscription Fees. However, before going down that route, I wanted to ensure that I and my Committee together with the Secretariat did everything we could to manage our accounts. To that end, I strived to do the following:

- I asked the Committee and the Secretariat to focus on the Accounts on a monthly basis to ensure that income exceeded expenditure every month;
- I set up a Finance Committee consisting of former Chairmen of the Kuala Lumpur Bar Committee or former Treasurers of the Bar Council to approve Budgets and to explore ways and means to raise funds;
- I asked for draft Budgets to be drawn up for overall expenditure as well as for the Sub-Committees at the beginning of the Term;
- I gave certain Sub-Committees financial targets to meet; and
- I continued negotiations with the Bar Council with regard to the payment of Maintenance Fees.

I am very pleased to inform that the Committee and the Secretariat were supportive of all the above initiatives. As a result of the Committee and the Secretariat working together to ensure the success of the above initiatives, the KLBC has posted a profit of RM209,950.00.

In tandem with the above, for the year 2019, the KLBC has actively focused its attention on the welfare of members by offering to sponsor seats at various conferences. We successfully sponsored 39 individual lawyers. We hope to significantly raise this number next year.

Each Sub-Committee has organised events and/or worked on projects aimed to increase the welfare of members. Below is a snapshot of the year that was 2019.

## B. HONORARY SECRETARY AND CO-OPTED MEMBERS

At its first meeting on 5 March 2019, the KLBC appointed Jacky Loi Yap Loong as its Honorary Secretary with Nizam Bashir and Collin Arvind Andrew being co-opted as members of the KLBC under Section 73(vii) of the Legal Profession Act 1976.

## C. KLBC ACTIVITIES

### i) Monthly Activities Report And Communicating Information To Members

The KLBC continued to keep members apprised of its activities through its monthly activities report uploaded to the KL Bar Blog. We also continued to maintain the use of Twitter and Facebook as additional channels to communicate information to members apart from the usual eblasts. This term, we have added another social media platform, Instagram, to keep members posted of the activities of the KLBC and its Sub-Committees.

### ii) Annual Get-Together Between The KLBC And Selangor Bar Committee ("SBC")

Hosted by the SBC this term, the Annual Get-together between the KLBC and SBC was held on 5 April 2019 at Sheraton Petaling Jaya. This Annual Meet was to enable the new office bearers of both the KLBC and SBC to get to know each other and to explore avenues for collaboration to cater to the mutual needs of members of both the Kuala Lumpur Bar and Selangor Bar. As in the past, this Meet had certainly enhanced and strengthened the existing good relationship between the KLBC and SBC.

**iii) Visit Of The Pro-Bono Lawyers Council Of Bangladesh**

Three Executive Members of the Pro Bono Lawyers Council of Bangladesh paid a courtesy visit to the KLBC at its premises at Wisma Badan Peguam Malaysia on 25 March 2019 at 5:00 pm. The delegation shared with the KLBC the plights of the Rohingya in Bangladesh and the Chairperson of the Bar Council Legal Aid Centre (Kuala Lumpur) who was present, spoke about the work of the Legal Aid Centre.

**iv) Courtesy Visit Of Brigadier General Dato' Fitzgerald J.K. Augustin, Commander, Regiment 515 Territorial Army**

The KLBC received a courtesy visit on 12 June 2019 from Brigadier General Dato' Fitzgerald J.K. Augustin who is also a member of the Bar. The visit was to discuss how the KLBC could play a role in helping to reach out to members of the Kuala Lumpur Bar to join the Territorial Army. The KLBC was given some insight into the trainings and the kind of experience one would gain being a volunteer soldier. The KLBC assisted by sending an eblast for the Brigadier General calling on members of the Kuala Lumpur Bar to join the Territorial Army.

**v) Dialogue With The Office Bearers Of The Malaysian Bar**

The Office Bearers of the Malaysian Bar paid a courtesy visit to the Kuala Lumpur Bar on 10 October 2019 and met up with members for a dialogue session during the visit. Though the turnout of members was small, there were constructive discussions on issues affecting members of the Bar. The Office Bearers also shared some of their plans on how they hoped to improve the welfare of members.

**vi) Annual Blood Donation Campaign**

The Annual Blood Donation Campaign, organised with the assistance of the National Blood Bank, was held at Level 2 of the Kuala Lumpur Court Complex on 19 August 2019. Members of the Bar, Court staff and members of the public nobly came forward to participate in this Blood Donation Campaign. A total of 36 units of blood were collected from the caring donors.

**vii) Appreciation Dinner**

An Appreciation Dinner will be held on 21 February 2020 for all members and non-members of the Bar who have selflessly sacrificed their time for the Kuala Lumpur Bar. These members and non-members have contributed by giving lectures, conducting or moderating seminars/workshops, representing the KLBC at hearings of Admissions to the Bar, sitting in Sub-Committees, sponsoring our events and rendering any other form of assistance to the KLBC.

**viii) Sponsorship Programme**

- The KLBC sponsored 10 young lawyers to attend the National Young Lawyers Convention 2019 held on 23 and 24 February 2019 at Renaissance Johor Bahru. Themed, "Shaping the Future of the Noble Profession", the convention was designed to give young lawyers the chance to meet lawyers with experience in various areas of practice and engage in a lively exchange of ideas.
- The KLBC further sponsored three young lawyers for the LAWASIA Constitutional and Rule of Law Conference held on 4 and 5 October 2019 at One World Hotel, Petaling Jaya.
- Five young lawyers of less than three years in practice and from a small firm of five lawyers or less were also being sponsored to attend the Small Firms Convention organised by the Bar Council Small Firms Practice Committee which was held on 14 November 2019 at AIAC.
- Another 10 young lawyers of less than three years in practice were being sponsored to attend the second Strategic Litigation Conference 2020 with the theme "Reinvigorating Human Rights for a New Malaysia" organised by the Bar Council Human Rights Committee ("BCHRC") and the Malaysian Centre for Constitutionalism and Human Rights ("MCCHR") which will be held on 19 January 2020 at Renaissance Kuala Lumpur Hotel.
- As a token of appreciation for the good work done for the Kuala Lumpur Bar by members of the Sub-Committees of the KLBC and in support of the International Malaysia Law Conference organised by the Bar Council, the KLBC is sponsoring 11 members of its Sub-Committees to attend the said Conference which will be held from 12 to 14 August 2020 at Pullman Kuala Lumpur Bangsar.

- In support of the Pertandingan Penghujahan Mahkamah Peringkat Kebangsaan 2019 jointly organised by the Malaysian Bar Council, Dewan Bahasa dan Pustaka and IIUM, the KLBC sponsored a team from the Young Lawyers Committee to participate in the competition which was held on 16 and 17 November 2019. The objective of the competition was to enhance the use of the Malay Language as the official language in the judicial and legal field in the country. It also aimed to improve the Malay language proficiency among young lawyers, pupils and law students of Public Universities and Private Institutions of Higher Learning. Our team comprising Syazana Jehan, Dennis Lim and Kee Hui Yee, missed by just three points to get into the semi-finals but we are proud of them as they ranked number five out of 12 teams.

**ix) Other Events**

Besides participating in the many events organised by the Bar Council, the KLBC also attended the following events at the invitation of the respective Agencies/Bodies:

- **The Judiciary**  
The launching of the eReview and Video Conferencing Case Management System on 12 March 2019
- **Lembaga Pembiayaan Perumahan Sektor Awam (LPPSA)**  
Seminar Integriti LPPSA 2019 on 19 August 2019
- **Office Of The Chief Registrar**  
Majlis Perasmian Sambutan Hari Integriti, Pejabat Ketua Pendaftar Mahkamah Persekutuan (PKPMP) 2019 dan Menandatangani Dokumen Ikrar Bebas Rasuah on 15 October 2019

**x) KLBC Meetings**

As at 31 December 2019, the KLBC met 10 times and the attendance of each member was as follows:

Harleen Kaur (Leena)	- 10
Jacky Loi Yap Loong	- 8
Sharmila Ravindran	- 6
Foong Cheng Leong	- 8
S. Saravana Kumar	- 7
Alvin Oh Seong Yew	- 8
New Sin Yew	- 9
Vivekananda Sukumaran	- 8
Vivian Kuan Hui Xian	- 10
Rajsurian Pillai	- 8
Louis Liaw Vern Xien	- 8
Nizam Bashir	- 9
Collin Arvind Andrew	- 7

Shashi Devan Thalmingam, Kuala Lumpur Bar's representative on the Bar Council, was invited to attend the KLBC meetings as an observer and also to report to the Bar Council and update the KLBC on relevant matters as and when pertinent and necessary. He attended a total of seven meetings and worked closely with the KLBC.

**xi) Finance, Subscription And Non-Subscription Income**

For the first time, a Finance Committee was set up to study, monitor and deliberate the financial position of the KLBC and to try and ensure that all the Sub-Committees including the KL Bar Secretariat work within an approved budget.

I am pleased to report that the financial position of the KLBC remains healthy and stable with a sum of RM1,376,731.00 in Fixed Deposit. Details of KLBC's financial position are set out in the Audited Accounts ending 31 December 2019.

The subscription for the year 2019 was fixed at RM125.00 at the last AGM on 21 February 2019. At the closing of the KLBC's financial year on 31 December 2019, 160 members were in arrears of the 2019 subscription.

This term, the KLBC managed to raise a total of RM422,499.00 from sponsorships, website and newsletter advertisements, PDC seminars and talks held by other sub-committees.

**D. SUB-COMMITTEES AND KL LAC**

The KLBC adopted nine Sub-Committees from the previous term, separating the Information Technology and Publications Committee into two Sub-Committees, and set up two new Sub-Committees namely the Finance Committee and Firms and Group Practice Reform Committee. In total, the KLBC set up 12 Sub-Committees this term.

The 12 Sub-Committees and their heads are:

- i) Civil Practice and Court Liaison Committee**  
Harleen Kaur (Leena)  
Nizam Bashir
- ii) Corporate and Conveyancing Practice Committee**  
Vivekananda Sukumaran
- iii) Criminal Law Practice Committee**  
Jacky Loi Yap Loong
- iv) Finance Committee**  
Harleen Kaur (Leena)
- v) Firms and Group Practice Reform Committee**  
New Sin Yew
- vi) Gender Equality and Diversity Committee**  
Sharmila Ravindran
- vii) Information Technology Committee**  
Foong Cheng Leong
- viii) Professional Development Committee**  
S. Saravana Kumar
- ix) Publications Committee**  
Louis Liaw Vern Xien
- x) Pupils Committee**  
Alvin Oh Seong Yew  
Rajsurian Pillai
- xi) Sports Committee**  
Rajsurian Pillai  
Alvin Oh Seong Yew
- xii) Young Lawyers Committee**  
Vivian Kuan Hui Xian

Elected at the Annual Review and Elections of the Bar Council Legal Aid Centre (Kuala Lumpur) ["KL LAC"] held on 13 February 2019, Collin Arvind Andrew chairs the KL LAC.

The accompanying Sub-Committees' reports are a reflection of the many activities undertaken by the Sub-Committees and the following are some of the activities that I would like to make special mention of:

- **Issues Pertaining To The Kuala Lumpur Courts**  
The Civil Practice and Court Liaison Committee received 130 complaints this year and managed to resolve 85% of the complaints. It had also managed to resolve the long outstanding issue of the ownership of the land outside the compound of the Kuala Lumpur Court Complex with Dewan Bandaraya Kuala Lumpur ("DBKL") for the purposes of the maintenance of the two car parks on the said land including pruning the trees. DBKL had starting pruning the trees at the two car parks. The drains were also currently being cleaned by the contractors of the Kuala Lumpur Courts.

- **Practical Workshop On Conveyancing Practice And Seminars On Wills, Probate, LA And SEDA**  
The Corporate and Conveyancing Practice Committee (“CCPC”) organised two successful Two-Day Practical Workshops on Conveyancing Practice and two Seminars on Wills, Probate, LA and SEDA this year. This follows similar successful workshops and seminars which have been held in the past few years. Congratulations to the CCPC for a job well done.
- **Two-Day Workshop On Strata Management And Tribunal**  
Another commendable project by the CCPC, this Two-Day Workshop on Strata Management and Tribunal would be taking place on 19 and 20 February 2020 with 11 speakers.
- **Lawyers’ Access To Their Clients At The Dang Wangi Remand Centre And Difficulties For Lawyers Representing Arrested Suspects To Get Information**  
Lawyers were now allowed access to their clients at the Dang Wangi Remand Centre and police personnel had been assigned to give information to lawyers representing the arrested suspects, thanks to the efforts of the Criminal Law Practice Committee in taking up the two issues with the OCPD of IPD Dang Wangi. An eblast providing the names and contact numbers of the police personnel was sent out to members on 23 October 2019.
- **Curbing The Touting Problem At The Kuala Lumpur Courts**  
As one of the measures to curb the touting problem at the Kuala Lumpur Courts, a YBGK booth had been set up by the KL LAC at the main lobby of the Kuala Lumpur Court Complex to actively promote YBGK services to the public who might otherwise be approached by touts. The setting up of the YBGK booth was as a result of the many meetings that was held with the Court Authorities to look for ways to overcome the touting problem.
- **AWL-KLBC GEDC MENTORSHIP PROGRAMME**  
The Gender Equality and Diversity Committee (“GEDC”) must be congratulated for collaborating with the Association of Women Lawyers to initiate this mentorship programme which was to fulfil the dual purpose of branding women as able mentors and thought-leaders and providing support, knowledge transfer and skills to young and not-so-young lawyers of all genders. This mentorship programme was launched at the Malaysian Women Lawyers Conference 2019 on 8 November 2019.
- **Survey On Sexual Harassment At The Workplace**  
Another project of GEDC which should be lauded, the survey was carried out with the hope of addressing sexual harassment in the legal profession which was part and parcel of the KLBC’s ongoing efforts to improve the general welfare of all members. 49 responses were received and GEDC would be tabulating the results and see how it could offer support to both employers and employees in addressing the issue of sexual harassment.
- **Consultation Papers On Reform Of The Legal Profession (Publicity Rules) 2001 And The Legal Profession (Group Legal Practice) Rules 2018**  
Credit must be given to the Firms and Group Practice Reform Committee (“PRC”) for coming up with two Consultation Papers proposing reforms to the Legal Profession (Publicity Rules) 2001 and the Legal Profession (Group Legal Practice) Rules 2018 and carrying out an online consultation to receive feedback from members of the Kuala Lumpur Bar on the proposed reforms. PRC is in the midst of preparing the final reports incorporating the feedback for submission to the Bar Council.
- **Seminar On Software Contracts: Know-How And Considerations**  
A long awaited topic, the Information Technology Committee successfully organised the seminar with two prominent speakers, Dr Jasmine Begum and Intan Haryati. Held on 19 October 2019, the seminar attracted a large turnout of participants.
- **National Litigation Conference 2019**  
Besides having yet another successful term with many professional development programmes covering very interesting mix of topics, special mention must be made of the inaugural National Litigation Conference which was successfully held on 30 November 2019 at Connexion Convention & Event Centre in Bangsar South City, Kuala Lumpur with the Chief Justice attending as the Guest of Honour and delivering the opening address. Four sitting Judges and one retired Judge participated as panellists and the event attracted a full house. It was truly a commendable effort by the Professional Development Committee to put together the conference.

- **The Return Of RELEVAN – A Publication Of The Kuala Lumpur Bar**  
Kudos to the Publications Committee for bringing back RELEVAN, in electronic form this time, after a 10-year hiatus – the production of the hardcopy RELEVAN ceased in 2009. Starting off as a quarterly enewsletter, the first issue was produced in August 2019 with the second issue in December 2019.
- **Pupils Dining: Taste Of The Bar VIII**  
Congratulations to the Pupils Committee for organising yet another successful Dining with a larger turnout this term – three retired Judges, 17 senior members of the Bar and 79 young members and pupils. The event certainly met its objective of providing a platform for pupils and younger members of the Bar to meet, interact and learn about best practices from more experienced members of the Bar and members of the Bench.
- **Legal Research Workshop For Pupils**  
Recognising that legal research could be challenging especially for pupils and young lawyers in particular when faced with unfamiliar topics of law or when deadlines were mounting and they hit dead-ends, the Pupils Committee organised a Legal Research Workshop where pupils and young lawyers find out how they could overcome those challenges. The event was a sold-out with 101 participants.
- **KL Bar-Lincoln's Inn Alumni Moot Court Competition**  
A great initiative by the Young Lawyers Committee, in partnership with Lincoln's Inn Alumni and with assistance from the Administration of the Kuala Lumpur Courts, the Moot Court Competition was successfully held on 28 and 29 September 2019 at the Kuala Lumpur Court Complex. Nine teams from both public and private universities participated in this inaugural competition.
- **Charity Night 2019 – Whimsical Wonderland**  
The Young Lawyers Committee once again rose to the occasion and raised RM61,686.80 at the Whimsical Wonderland themed Charity Night held on 4 October 2019 at Glasshouse @ Seputeh benefitting the Independent Living & Training Centre Malaysia, a not-for-profit charitable organisation formed by the disabled, for the disabled.
- **Lawyers And Lattes; Kopi, Kuih & Kaunsel**  
The Young Lawyers Committee must also be commended for starting a new series, the first was known as “Lawyers and Lattes” and the second, “Kopi, Kuih & Kaunsel”, where young lawyers get to interact with the speakers who are senior members of the Bar and ask questions of the speakers freely in a casual setting. The idea came about because it was found that young lawyers tend to shy away from asking questions at formal seminars.
- **KL Bar Run 2020**  
Now in its sixth year, the KL Bar Run, a flagship event of the Kuala Lumpur Bar is scheduled to be held on 16 February 2020 at the Lake Gardens. At the time of writing of this report, 114 teams with 456 runners had signed up for the Run. Congratulations to the Sports Committee in particular the two new Race Directors, Eunice Ong and Kevin Wong, for a job well done.

Once again, as in the previous year, the KL Bar Run is collaborating with Care2Run – a sports mentoring programme for youths aged 8-18 years with a special focus on children with higher learning needs who come from different social economic backgrounds. This programme aims to foster social unity and meaningful community service through sports.

## **E. OBITUARIES**

The KLBC records with deep sorrow the passing of the following members of the Kuala Lumpur Bar in the year 2019:

- Gopal Krishnan s/o Munusamy on 02.01.2019
- Wong Sai Heng on 31.03.2019
- Kuppusamy a/l Rengasamy on 20.05.2019
- Christopher Teoh Pek Wei on 04.09.2019
- Joga Singh Dhaliwal on 07.10.2019
- Neoh Li Leng on 13.10.2019
- G. Krishnan on 14.11.2019
- Dato' Arunan Selvaraj on 19.12.2019
- Ang Hean Leng on 22.12.2019

The Reference Proceedings in the honour and memory of the abovenamed members is scheduled to be held on 25 February 2020 at 9:00 am at the Kuala Lumpur High Court and will be presided by Y.A. Dato' Nordin bin Hassan.

#### **F. SECRETARIAT**

The Secretariat supports the work of the KLBC and its sub-committees. Except for the Legal Aid Centre which has its own staff, the projects and activities of the other 12 Sub-Committees were coordinated and managed by the Secretariat staff. With a strength of just 12 persons, the Secretariat staff have worked tirelessly throughout the year to ensure the smooth running of the Secretariat and the successful implementation of the projects and activities of the KLBC and its Sub-Committees. This includes performing other regular functions such as keeping records of meeting proceedings, processing Petitions for Admissions to the Bar, collecting annual subscriptions, maintaining the accounts, website and other social media of the Kuala Lumpur Bar, attending to day-to-day enquiries from members of the Bar, pupils and members of the public, just to name a few.

The KLBC is fortunate to have a group of loyal and dedicated staff, the majority of whom have served the KLBC for many years. Last year, two members of the staff received their long service award and this year, one more received her long service award – Siti Affaeza, our Finance & Administrative Officer, had served the KLBC for 15 years.

However, we also lost two members of the staff last year. Norhayati Rahmad, Assistant Director, left to venture into other fields after having served the KLBC for 10 years while Vasanthe Kumari, Front Desk Personnel cum Administrative Assistant, who had served the KLBC for six years, left on medical ground.

Noratikah Shaharudin who joined the Secretariat in 2017 stepped up to take over the portfolios of Norhayati and the vacant position left by her was filled by Fathihah Rahim who joined on 17 June 2019. Kim Lee joined on 1 March 2019 replacing Vasanthe.

The Organisation Structure containing details of the portfolios of each staff member can be found on the Kuala Lumpur Bar Website [www.klbar.org.my](http://www.klbar.org.my).

As always, the Secretariat staff works very closely with the KLBC in striving to serve the Kuala Lumpur Bar better and provide members with a more effective and efficient Secretariat. We welcome feedback and suggestions on ways that we can assist members and increase the effectiveness and efficiency of the Secretariat.

#### **G. ACKNOWLEDGEMENT AND CONCLUSION**

All the projects and activities could not have been successfully carried out without the efforts of the Secretariat, the Committee and the members of the Sub-Committees. I worked very closely with the Secretariat, especially with Mary, Melissa and Noratikah. I encouraged the staff to meet with me and to speak freely during staff meetings. The members of my Committee consisted of experienced and past Committee members as well as fresh members. They all worked hard. All of them had the welfare of members in mind. Some of them not only met their targets but exceeded my expectations. For this, they deserve thanks and they have my gratitude.

I believe that each Committee builds on the work of the previous Committee. To that end, transitional plans and seeds are important. The current Sub-Committee Chairs have prepared transitional plans/notes for the next set of Sub-Committee Chairs who, I have no doubt would follow through those plans and work single-mindedly for the benefit of all members of the Kuala Lumpur Bar.

#### **Harleen Kaur (Leena)**

Chairman

Kuala Lumpur Bar Committee 2019/20

Date: 31 December 2019

# 28<sup>TH</sup> AGM

ANNUAL GENERAL MEETING  
KUALA LUMPUR BAR



# CIVIL PRACTICE AND COURT LIAISON COMMITTEE

**Harleen Kaur (Leena)  
Nizam Bashir**  
Co-Chairpersons



The Civil Practice and Court Liaison Committee ("CPCLC")'s main objective is to resolve the judicial and administrative issues faced by members of the Kuala Lumpur Bar. CPCLC worked very closely with the administration of the Kuala Lumpur Courts to achieve the said objective.

Activities in the term of 2019/20 were as follows:

## MEETING WITH THE KUALA LUMPUR COURTS ADMINISTRATION

The meeting was held on 8 April 2019 at 2:30 pm at the Kuala Lumpur Court Complex. Leena and Nizam Bashir were in attendance. Among the matters discussed at the meeting were issues relating to the car park, air conditioners, the condition of washrooms and other matters that were brought to the attention of the CPCLC by members of the Kuala Lumpur Bar.

## CPCLC FEEDBACK COUNTER

The feedback counter was jointly organised by the CPCLC and Pupils Committee on 11 April 2019 at the Cafeteria, Level B1, Kuala Lumpur Court Complex from 10:00 am to 2:00 pm. 69 feedback forms were filled and compiled throughout the session.

## FEEDBACK ON THE JUDICIARY

CPCLC sent out an eblast on 15 June 2019 to members to request their feedback on the Judiciary. The feedback was thereafter escalated to the Chief Justice of Malaysia and a meeting was scheduled with the Chief Justice and the Office Bearers of the Bar Council together with the Bar Council Court Liaison Committee ("BCCLC") on 24 October 2019. BCCLC was represented by Leena and AG Kalidass.

## MEETING WITH NAZA TTDI SDN BHD

The meeting was held on 18 June 2019 at the KL Bar Secretariat. The developer presented their MET 1 project which is a mixed development involving the construction of a retail mall, hotel, office for rent and service apartment. The developer confirmed that the proposed project development contains a public car park with a covered walkway which would be connected to the Court Complex. The targeted completion of the project is in April 2021.

## FEEDBACK/COMMENTS ON E-REVIEW

A request for feedback on E-Review was issued on 21 June 2019. We received feedback from three lawyers pertaining to the E-Review and the issues were conveyed to the Chief Judge of Malaya and the Chief Judge of Sabah and Sarawak. We were advised that clearer guidelines on the usage of E-Review would be issued.

## CASE MANAGEMENT KIOSK SURVEY

A survey was sent out via eblast on 21 June 2019 to obtain feedback from members regarding the current location of the Case Management System (CMS) kiosk that was placed in B1 and in which the proposal was to relocate it to L1. We received 73 responses and the results were that 70 members are agreeable that the CMS Kiosk should be moved to L1. The results were conveyed to the Kuala Lumpur Court Administration.

## Committee Members

Lim Yang Ern  
Nimalan a/l Devaraja  
Nur Syafinaz Vani binti Abdullah  
Sarita Menon a/p Mohan  
Tan Chong Pei

## Observers

Irfan Husin bin Rosli  
Narandra a/l Kangatharan  
Pavitra a/p Apparao  
Vivian Ch'ng Meiyong  
Wan Idi Amin bin Ibrahim  
Wong Chong Ee

## Secretariat Support

Noratikah Shaharudin

### **MEETING BETWEEN CPCLC, THE MANAGING JUDGE AND THE ADMINISTRATION OF THE KUALA LUMPUR COURT**

The meeting was held on 19 July 2019 at 3:00 pm at Kuala Lumpur Court Complex and attended by Leena, Nizam Bashir, Wong Chong Ee and Syafinaz Vani. The issues discussed in the meeting included those related to washrooms, cafeteria, Court Infrastructure, Court Management, car park and E-Review. Most of the issues raised originated from feedback received during the Feedback Counter held on 11 April 2019.

### **FEEDBACK ON THE APPELLATE COURT**

On 4 September 2019, CPCLC solicited feedback on the Appellate Courts from members of the Kuala Lumpur Bar. The feedback was conducted for the purpose of identifying issues faced by members in their dealings with the Judicial and Court Officers at the Federal Court and Court of Appeal. The feedback obtained was thereafter forwarded to the Bar Council and the said issues were raised with the President of the Court of Appeal.

### **IMPLEMENTATION OF THE E-REVIEW**

On 22 October 2019, members were informed via an eblast regarding the Implementation of the E-Review Module at the High Courts and Lower Courts in Peninsular Malaysia. The notification was also uploaded to the KL Bar Website.

### **TRAINING SESSIONS BY E-KEHAKIMAN**

Training sessions for E-Review, E-Lelong and E-Jamin were organised by E-Kehakiman and invitations were extended to our members to attend the same. Training sessions were held in the Kuala Lumpur Court Complex on 18 November 2019.

### **MAINTENANCE OF THE CAR PARK IN FRONT OF THE KUALA LUMPUR COURT COMPLEX**

The CPCLC addressed several issues pertaining to the car park situated in front of the Kuala Lumpur Court Complex ("the External Car Park"). Prior to this, there was some uncertainty as to the ownership of the land upon which the External Car Park was located on and this led to DBKL being unable to maintain the External Car Park. Clarifications have been obtained on this and the necessary information was thereafter forwarded to the relevant DBKL officer in a meeting held on 29 November 2019.

Pruning work on overhanging tree branches found close to the External Car Park area has since commenced in December 2019. The aforesaid DBKL maintenance work is further supplemented by "drain clean up" works carried out by the Kuala Lumpur Court Complex's private contractors.

### **COMPLAINTS LOG**

A Complaints Log was created to allow for better record keeping and to assist future CPCLC. In 2019, the CPCLC received approximately 130 complaints where the bulk of this consisted of complaints related to the cleanliness of facilities located in the Kuala Lumpur Court Complex and its surrounding areas. The CPCLC managed to resolve approximately 85% of the complaints received. We are pleased to report that most of the complaints were resolved. We will be following up any remaining issues which have yet to be resolved.

### **CONCLUSION AND APPRECIATION**

We would like to record our gratitude and appreciation for all your feedback, time and support rendered to the CPCLC.

**Harleen Kaur (Leena)**

**Nizam Bashir**

Co-Chairpersons

Civil Practice and Court Liaison Committee

Date: 19 December 2019



## CORPORATE AND CONVEYANCING PRACTICE COMMITTEE

**Vivekananda Sukumaran**  
Chairperson



The Corporate and Conveyancing Practice Committee (“CCPC”) maintained its main objective of resolving problems and issues faced by the corporate and conveyancing practitioners with various stakeholders.

CCPC had the following activities in the term 2019/20:

### **SEMINAR ON WILLS, PROBATE, LETTER OF ADMINISTRATION AND SMALL ESTATES DISTRIBUTION ACT**

This seminar was presented by Nahzatul Ain, Sarah Kambali, Daphne Lew Chah Yee and Selva Balan Sinnan on 24 January 2019 at the KL Bar Auditorium from 10:00 am to 4:30 pm. The seminar was well received with 98 participants. Due to overwhelming response, CCPC held the seminar again on 12 September 2019. The seminar was well received with 83 participants.

### **2-DAY PRACTICAL WORKSHOP ON CONVEYANCING PRACTICE**

This workshop was successfully organised twice for the year on 27 and 28 February 2019 and 9 and 10 July 2019. Both workshops were held at the KL Bar Auditorium from 9:00 am to 4:30 pm with 66 and 65 participants respectively.

We record our gratitude to the presenters/facilitators namely Lee Peck Ha, Yogeswari, Dennis Teoh, Chong Wai Kuan, Susan Joseph, Sarah Kambali, Nahzatul Ain, Daphne Lew Chah Yee and Donny Kwa for their time and contributions.

### **SEMINAR ON ISLAMIC BANKING**

This Seminar was presented by Dr. Syed Adam Al Habshi on 14 March 2019 at the KL Bar Auditorium from 2:30 pm to 5:30 pm. The seminar was well received with 64 participants. CCPC held the seminar again on 20 June 2019 and it was attended by 29 participants.

### **FEEDBACK REGARDING GOVERNMENT AUTHORITIES**

An eblast was issued on 28 May 2019 requesting for feedback regarding Government Authorities such as the Federal Territories Director of Lands and Mines Office (PTGWP), Inland Revenue Board of Malaysia (LHDN), Department of Insolvency, Companies Commission of Malaysia (SSM) and Lembaga Pembiayaan Perumahan Sektor Awam (LPPSA).

### **SEMINAR LPPSA INTEGRITI 2019**

This seminar was organised by Lembaga Pembiayaan Perumahan Sektor Awam (LPPSA) and was held at LPPSA on 19 August 2019 from 8:30 am to 1:00 pm. CCPC was represented at the Seminar by Vivek, Lee Peck Ha, Nahzatul Ain, Dennis Teoh and Hng Huey Koon.

### **SEMINAR ON WHAT ARE THE STATUTORY DUTIES OF DEVELOPER / JMB / MC?**

This Seminar was held on 26 September 2019 from 2:30 to 5:30 pm at the KL Bar Auditorium and presented by Lai Chee Hoe. The seminar was well received with 79 participants.

### **Committee Members**

Chew Yik Ming  
Chew Yong See  
Chia Kim Meang  
Chong Wai Kuan  
Donny Kwa Soo Chuan  
Lee Jie Jiun  
Lee Peck Ha  
Leong Bee Teent  
Lim Yin Faye  
Loi Yap Loong  
Nahzatul Ain binti Mohd Khalid  
Ong June Siang  
Ong Wen Yee  
Ooi Tuan Leng  
Rauramah a/p Appanan  
Sarguna Kumaari a/p Munusamy  
Susan a/p Joseph  
Teh Jin Yao  
Teoh Kheng Siang @ Dennis Teoh  
Thilagavathy a/p Jayakumar  
Thong Kim Ying  
Wong Joo Yee  
Yogeswari a/p Nyandy @ K Rathakrishnan

### **Observers**

Chin Lian Jie  
Chua Chi Hong  
Daphne Lew Chah Yee  
Hng Huey Koon  
Ng Lai Li  
Nur Amiera Kamarahzaman  
Sarah Kambali  
Toh Gim Phaik

### **Secretariat Support**

Noratikah Shaharudin

### **COUTESY VISIT TO JABATAN KETUA PENGARAH TANAH DAN GALIAN PERSEKUTUAN**

CCPC paid the courtesy visit to the Jabatan Ketua Pengarah Tanah dan Galian Persekutuan (“JKPTG”) at Putrajaya on 19 November 2019. The purpose of the courtesy visit was to develop a good working relationship with JKPTG and to discuss the upcoming Conveyancing Conference scheduled for early 2020. CCPC was represented by Vivek, Nahzatul Ain, Lee Peck Ha, Yogeswari and Chong Wai Kuan.

### **COMPLAINTS LOG**

A Complaints Log was created to allow better record keeping. All the feedback/complaints received from members were compiled in the complaints log and necessary action had been taken.

### **UPCOMING EVENTS**

- **Seminar on Basic Aviation Law**

Date: Thursday, 13 February 2020

Time: 2:30 pm to 5:30 pm

Speaker: Sarguna Kumaari

- **2-Day Workshop on Strata Management & Tribunal**

Date: Wednesday & Thursday, 19 & 20 February 2020

Time: 9:00 am to 5:15 pm

Speakers:

- 1) Lee Peck Ha
- 2) Krishnamoorthy Mylvaganam @ Krishna
- 3) Christine Toh
- 4) Denise Phang
- 5) Lee Ai Wi
- 6) N. Sabrina Atikah
- 7) Teo Kui Cheng
- 8) Allen Khor Haw Lun
- 9) Sarguna Kumaari
- 10) Ng Zhi Ying
- 11) Lee May Mey

- **Conveyancing Conference 2020**

Date: Thursday, 16 April 2020

Time: 9:00 am to 5:00 pm

Speakers:

- 1) Jabatan Ketua Pengarah Tanah dan Galian Persekutuan (JKPTG)
- 2) Central Bank of Malaysia (BNM)
- 3) Inland Revenue Board of Malaysia (LHDN)
- 4) Commercial Crime Division, Polis Diraja Malaysia
- 5) Malaysian Department of Insolvency
- 6) PII & Risk Management Department, Bar Council

Venue:

Asian International Arbitration Centre (AIAC) Auditorium

Bangunan Sulaiman, Jalan Sultan Hishamuddin, 50000 Kuala Lumpur

### **CONCLUSION AND APPRECIATION**

I would like to record our gratitude and appreciation to all members for their time and support rendered to the CCPC.

#### **Vivekananda Sukumaran**

Chairperson

Corporate and Conveyancing Practice Committee

Date: 12 December 2019

# 28<sup>TH</sup> AGM

ANNUAL GENERAL MEETING  
KUALA LUMPUR BAR



# CRIMINAL LAW PRACTICE COMMITTEE

**Jacky Loi Yap Loong**  
Chairperson



The Criminal Law Practice Committee (“CLPC”) continues its main objective of overcoming issues and problems faced by criminal law practitioners with the related agencies namely the Judiciary, the Attorney General’s Chambers, the Royal Malaysia Police and the Malaysia Prisons Department.

Activities within the term 2019/20 were as follows:

## **DONATION FOR SUNGAI BULOH PRISON**

In this term, CLPC launched a special project to collect items for the Sungai Buloh Prison. The campaign was promoted to members of the Kuala Lumpur Bar from 15 May 2019 until 31 July 2019. A member of the Bar donated two wheelchairs for this noble cause and the two wheelchairs were handed over to the Sungai Buloh Prison on 3 September 2019.

## **MEETING WITH THE MANAGING JUDGE OF THE KUALA LUMPUR COURTS AND CRIMINAL DIVISION OF THE KUALA LUMPUR HIGH COURT**

The meeting between the Managing Judge of the Kuala Lumpur Courts, the Criminal Division of the Kuala Lumpur High Court, CLPC, Legal Aid Foundation (“YBGK”) and Bar Council Legal Aid Centre (Kuala Lumpur) [“KL LAC”] was held on 26 June 2019 at 3:30 pm at Bilik Melati, Level 6, Kuala Lumpur Court Complex.

Issues pertaining to YBGK was the centre of the discussion at the meeting. CLPC was represented by its Chairperson Jacky Loi, YBGK, by Ravi Nekoo and KL LAC, by Collin Arvind Andrew.

## **MEETING WITH OFFICER IN CHARGE OF POLICE DISTRICT (“OCPD”) OF DANG WANGI, KUALA LUMPUR**

The meeting between the OCPD of Dang Wangi and CLPC was held on 30 August 2019. CLPC was represented by its Chairperson Jacky Loi and member Nur Ainahtul Mardiah.

Amongst the issues discussed at the meeting were challenges faced by lawyers of arrested persons to get information and lawyers not permitted into lockup area to conduct remand hearings. Members were notified on the outcome of the discussion via eblast on 23 October 2019.

## **MEETING WITH ATTORNEY GENERAL’S CHAMBERS (“AGC”)**

A courtesy visit and meeting was requested with Puan Julia Ibrahim, the State Prosecution Director via letter dated 15 May 2019 to discuss issues faced by members of the Bar in dealing with officers in AGC. The meeting has been scheduled for 30 December 2019.

## **TOUTS**

CLPC had taken steps to curb touting by issuing an eblast to members on 25 October 2019 wherein members were requested to come forward should they have any information of touting activities. Members who practise touting or engage touts to solicit for briefs were also reminded to immediately cease such practice.

## **Committee Members**

Ernie Sulastrri Ahmad  
Mahajoth Singh a/l Darshan Singh  
Norziehan binti Muhamad Fauzi  
Ponnusamy a/l Kalaichelvan  
Shashi Devan a/l Thalmalingam  
Teoh Kung Yu  
Rajsurian Pillai a/l Chellappa Pillai  
Raul Lee Bhaskaran  
Nur Ainahtul Mardiah Md Nor  
Shaharudin bin Ali

## **Observers**

Afiqah binti Hudzari  
Annesha Mary Koshy  
Chan Foong Yee  
Dayang Nur Bahirah binti Awg Matsni  
Edlyn Ashwini Jacobs  
Iman Nabilah binti Khairi  
Janice Ng Xiao Yen  
N. Rajesvaran K. Nagarajan  
Pavitra a/p Apparao  
Tong Joe Jye  
Wan Idi Amin Bin Ibrahim  
Wong Yoke Ting  
Yap Tsu Sheng  
Yeoh Yu Xian

## **Secretariat Support**

Noratikah Shaharudin

### **FEEDBACK REQUEST TO MEMBERS OF THE KUALA LUMPUR BAR**

CLPC issued an eblast to members on 26 August 2019 to request for feedback in relation to criminal law practice.

### **COMPLAINTS LOG**

A Complaints Log was created to enable better record keeping and to assist the future CLPC. All feedback and complaints received were compiled in the Complaints Log. CLPC has tackled most of the complaints.

### **CONCLUSION AND APPRECIATION**

I would like to record my sincere thanks and appreciation to the CLPC members for their time, support and cooperation rendered throughout the 2019/2020 term.

### **Jacky Loi Yap Loong**

Chairperson

Criminal Law Practice Committee

Date: 18 December 2019



## FINANCE COMMITTEE

**Harleen Kaur (Leena)**  
Chairperson



For the first time, a Finance Committee was set up and its function was to study, monitor and deliberate the financial position of the Kuala Lumpur Bar Committee ("KLBC").

### **BUDGET 2019**

The Finance Committee started the term by drawing up a projected budget for 2019. The intention was to try and move away from ad hoc decisions being made on finance matters. All the sub-committees including the KL Bar Secretariat were to work within an approved budget to ensure that there would be no overspending. To this end, the Finance Committee was pleased to report that as at the end of November 2019, all expenditure was within the approved budget.

### **SUBMITTING A WAIVER OF MAINTENANCE FEE PROPOSAL**

With the Bar Council rejecting the KLBC's request made in the last term for a full waiver of the maintenance fee for its new premises at Wisma Badan Peguam Malaysia, the Finance Committee, after due deliberation, recommended to the KLBC to submit a fresh request seeking a waiver of 50% of the maintenance fee if the Bar Council was not able to accede to a 100% waiver at the moment, and to subsequently grant the KLBC a 100% waiver once the loan taken by the Bar Council to purchase the said building had been fully paid off. In my capacity as Chair of the KLBC, I was invited to make representation of our request in person at one of the meetings of the Finance Committee of the Bar Council.

We are pleased to report that the Finance Committee of the Bar Council approved a waiver of 50% of the maintenance fee. However, they were unable to make a decision on our second request for a 100% waiver once the loan had been fully paid off. That decision could only be made when the loan had been settled and having regard to the finance of the Malaysian Bar at that time.

With the 50% waiver, the maintenance fee is reduced from RM8,476.00 to RM4,238.00 per month.

### **EXPANDING THE MONIES IN FIXED DEPOSITS**

The Finance Committee is looking at ways to expand the monies in fixed deposits amounting to approximately RM1.3 million. The aim was to get better returns to benefit members of the Kuala Lumpur Bar in particular in the area of continuing professional development or continuing legal education.

Currently, the Finance Committee is meeting up with Financial Planners and exploring different investment options.

### **Committee Members**

Karen Cheah Yee Lynn  
Brendan Navin Siva  
Ravinder Singh Dhaliwal (Ravin)

### **Secretariat Support**

Mary Tan  
Siti Affaeza binti Bolot

**ACKNOWLEDGEMENT**

The success of the Finance Committee rests in no small part to the energy and time given by the members of this Committee, all of whom are either former Chairmen of the Kuala Lumpur Bar Committee or Treasurers of the Malaysian Bar. Their intimate and personal knowledge of the workings of the State Bar and finance have been uniquely helpful. I am also very grateful to the dedication and attention to detail shown by both Mary, the Executive Director and Siti, the Finance & Admin Officer. They assisted the Finance Committee greatly by monitoring both income and expenditure on a monthly basis.

**Harleen Kaur (Leena)**

Chairperson

Finance Committee

Date: 12 December 2019

## FIRMS AND GROUP PRACTICE REFORM COMMITTEE

**New Sin Yew**  
Chairperson



The Firms and Group Practice Reform Committee (“PRC”) was set up to review and propose reforms to existing laws, rules and rulings regulating practice, with a view of liberalising and modernising the legal profession for members of the Kuala Lumpur Bar.

This term, the PRC looked into reforming the following:

- Legal Profession (Publicity) Rules 2001;
- Legal Profession (Group Law Practice) Rules 2018;
- Outmoded or obsolescent Bar Council Rulings; and
- Rules regulating Advocates & Solicitors acting as company secretary, registered patent, trade mark, industrial design and/or geographical indication agent.

From the above, two consultation papers were prepared on:

- Legal Profession (Publicity) Rules 2001 (“LPPR”); and
- Legal Profession (Group Law Practice) Rules 2018 (“GLP Rules”).

For the LPPR, the PRC made provisional recommendations to introduce a new publicity rules (“New Rules”) with a principle-based approach coupled with a prescriptive approach in limited circumstances. The purpose of the New Rules is to liberalise publicity rules for lawyers. Publicity should be allowed so long as it is accurate, not misleading and is not likely to diminish the trust placed by the public in an advocate and solicitor and in the provision of his/her legal services. The public is better served if there is a freer dissemination of information that will enable them to make an informed choice of counsel.

For the GLP Rules, the PRC made provisional recommendation to abolish provisions restricting, (1) the number of member firms in a Group Legal Practice (“GLP”) to five; (2) the number of advocates and solicitors in a member firm of a GLP to a maximum of five; (3) firms with branches from joining a GLP; and (4) GLPs from having branch offices. The rationale behind our provisional recommendation is to allow small firms and group legal practices to be more competitive. This would in turn benefit the public as they would have greater access and choice in legal services.

The consultation papers were made available online. Emails were sent to members of the Kuala Lumpur Bar for their feedback on PRC’s provisional recommendations. If PRC’s provisional recommendation is well-received, PRC aims to present the recommendations to the Attorney General to adopt the necessary reforms.

The consultation started in October 2019 and is still ongoing. At the time of this report, the consultation deadline has been extended until mid-January 2020.

Once consultation is concluded, a final report for the LPPR as well as the GLP Rules will be prepared.

### **New Sin Yew**

Chairperson

Firms and Group Practice Reform Committee

Date: 26 December 2019

### **Committee Members**

Ariane Nisha a/p Rabindran

Benjamin John Thompson

Chew Zhen Tao

Dato’ DP Vijandran

Dato’ Jerald Allen a/l Gomez

Joshua Wu

Kevin Lim Kang Wen

Lim Li Fong

Marcus Tan Kian Han

Nur Fathanah binti Mohd Rafee

Randy Chew

Sivajothi a/p Ganason

Syed Rashid Alsree

Terrance Lee

Too Xing Ji

Wong Sue Wan

### **Secretariat Support**

Melissa Linda Dass

## GENDER EQUALITY AND DIVERSITY COMMITTEE

**Sharmila Ravindran**  
Chairperson



The Kuala Lumpur Bar Committee is committed to promoting excellence, diversity, respect and inclusion at the Bar consistent with the principles of justice and equality. Towards this end, the Gender Equality and Diversity Committee (“GEDC”) has been established to lead the development, implementation and initiatives designed to:

- support a non-discriminatory workplace culture at the Bar;
- identify and seek to address barriers and unconscious biasness that are faced by members due to gender, sexuality or disability which may hamper genuine equality of opportunity;
- educate members on best equality and diversity practices through the development of introductory and more advanced gender sensitisation training modules.

The GEDC has had a busy calendar of events, as are elaborated below:

### MONTHLY DIVERSITY AND INCLUSION MODULE FOR PUPILS

The GEDC has collaborated with the Pupils Committee to include a one-hour “Diversity & Inclusion” module into the monthly Pupils Introduction Session. The aim is to educate and create awareness among the pupils on, inter alia, issues related to gender sensitisation, sexual harassment and unconscious bias:

DATE	PRESENTER(S)	NUMBER OF PUPILS
23 January 2019 (morning)	Pang Kee Teck (Seksualiti Merdeka) Goh Siu Lin	91
23 January 2019 (afternoon)	Thilaga (Justice for Sisters) Goh Siu Lin	91
3 April 2019	Goh Siu Lin	90
12 June 2019	Goh Siu Lin	108
24 July 2019	Robyn Choi (Former HAKAM Secretary General) Goh Siu Lin	99
21 August 2019	Nik Shazarina (Sisters in Islam) Goh Siu Lin	97
18 September 2019	Yu Ren Chung (Women’s Aid Organisation) Goh Siu Lin	98
16 October 2019	Numan Affi (Pelangi Campaign)	96
27 November 2019	Nazreen Nizam (Women’s Aid Organisation)	69
18 December 2019	Dr Lai Suat Yan (University of Malaya)	92
15 January 2020 (upcoming)	Dr Colin Nicholas (Centre for Orang Asli Concerns)	

### Committee Members

Au Yang Siong  
Chanravathane S Ponnudurai  
Chew Yi Hsien  
Devinia Sunshine Owen Devan  
Esther Liew  
Goh Siu Lin  
Ho Lee Wan Ling  
Kiew Sui Ning  
Meera Samanther  
Michelle Tan Seok Hui  
Nabila Kamarudin  
Nathalie Annette Kee Xuan Li  
Norliza binti Rasool Khan  
Nur Amira bt Ahmad Azhar  
Pavitra Apparao  
Raaasi Laarnia a/p Rajandran  
Rajinah Ashwini Chandra Serharan  
Ramesh N Puranachandran  
Selva Barathy Krishnan  
Sivaram Prasad  
Syahira Rahim

### Observers

Betty Yeoh  
Yu Ren Chung

### Secretariat Support

Melissa Linda Dass

### **SEMINAR ON DOES MALAYSIA NEED A STANDALONE SEXUAL HARASSMENT LEGISLATION?**

This seminar was held on 30 January 2019 and was presented by David Morais, Fahri Azzat and Chang Mei Yen and moderated by Meera Samanther at the KL Bar Auditorium from 3:00 pm to 6:00 pm. The seminar was attended by 26 participants. The Seminar was a review of the landmark decision of the Federal Court in Mohd Ridwan Abdul Razak v Asmah Hj Mohd Nor (“the Tabung Haji Case”).

### **SEMINAR ON GET “ON BOARD”**

This seminar was held on 19 March 2019 and was co-organised with the 30% Club Malaysia. The seminar, held in conjunction with International Women’s Day, was presented by P. Raj Kumar, TP @ Tian Pouw, Marzida Mohd Noor, Aliza Ashari and Dato’ Azmi Mohd Ali at the KL Bar Auditorium from 2:30 pm to 5:30 pm. Attended by 28 participants, the speakers focused on three topics: “Be Empowered”; “Uncover Capabilities”; and “Discover & Learn Tips”.

### **WORKSHOP ON MENTAL HEALTH AND WELLNESS AT THE WORKPLACE**

This workshop, held on 25 May 2019 at the KL Bar Auditorium from 9:00 am to 1:00 pm, was a collaboration between the GDEC and Lean in Malaysia and supported by the Australian High Commission. The event was attended by 54 participants as well as the Australian High Commissioner, Andrew Goledzinowski, who delivered the keynote address. The panel session comprised of three different personalities, namely Azran Osman Rani, CEO and Co-Founder of Naluri, Eulis Rachmatiah Iskandar, Head of Ethics from Celcom Axiata Berhad and Andre Gan, Managing Partner of Wong & Partners, who shared their experiences and tips on how to handle stress at the workplace. Azran also held a break-out session to share with the participants tips on how to deal with mental health issues and stress at the workplace.

### **SEMINAR ON WHY MORE WOMEN SHOULD INVEST**

This seminar was held on 31 July 2019 and was presented by Wong Wai Ken, Country Manager of StashAway – Malaysia, at the Meeting Room of the KL Bar Secretariat from 3:30 pm to 5:00 pm. The speaker not only spoke about why more women should invest but also shared investing basics such as, “Assets classes and what suits you”; “Why timelines are important when investing”; “Is timing the market the right thing to do?”; and “Diversification and how to create a balanced portfolio”. The seminar was attended by 12 participants.

### **DIVERSITY IN ARBITRATION**

The event was held on 8 October 2019. Panellists were Shamila Neelakandan, Sudharsanan Thillainathan, Sharon Chong Tze Ying and Irene Mira. The session was moderated by Norliza binti Rasool Khan. 20 participants attended the event. The issues that were discussed at this panel session was in relation to diversity in the arbitration arena and the panellists shared their own work experiences in arbitration.

### **AWL-KLBC GEDC MENTORSHIP PROGRAMME**

The Association of Women Lawyers (“AWL”) in collaboration with GEDC launched the Inaugural AWL-KLBC GEDC Mentorship Programme at the Malaysian’s Women Lawyers Conference 2019 on 8 November 2019. The Mentors are:

1. Yang Arif Dato’ Mary Lim (Patron);
2. Sitpah Selvaratnam;
3. Fiona Mathilda Bodipalar;
4. Selvamalar Alagaratnam;
5. Shanti Abraham;
6. Janice Leo;
7. Norliza binti Rasool Khan;
8. Sangeet Kaur Deo; and
9. Idza Hajar binti Ahmad Idzam.

### **SURVEY ON SEXUAL HARASSMENT AT THE WORKPLACE**

A survey on sexual harassment at the workplace was conducted from 4 November 2019 to 2 December 2019 via the Kuala Lumpur Bar Committee. We received 49 responses. 77.1% were women and 22.9% were men. We are in the midst of analysing the data and preparing a Final Report and will officially present/publish the said Final Report upon completion.

**UPCOMING EVENTS**

**1. WOMEN IN PRACTICE FORUM 2019**

GEDC originally planned to organise a “Women in Practice Forum 2019” in November 2019. The theme for the forum was “Advancing Women Lawyers’ Career and Encouraging a Spirit of Friendship”. This Forum, a half day event and to be held at a co-working space, was to bring together personalities from the government, legal and financial sectors to discuss the challenges, issues, and opportunities surrounding women in their respective professions to discuss critical issues of women in workforce including prejudices against certain job types, gender stereotypes, glass ceiling, salary gaps, mentoring and nurturing the female workforce, as well as sexual harassment. This was postponed as it would have coincided with the Women Lawyers Conference 2019 which was held in November 2019. We are planning to hold the Forum in 2020 and are currently sourcing for sponsors.

**2. E-BROCHURE AND SEXUAL HARASSMENT POLICIES**

In line with the Survey on Sexual Harassment at the Workplace that was conducted, GEDC is in discussion with the All Women’s Action Society (“AWAM”) to launch an E-Brochure for sexual harassment at the workplace specifically for law firms in Kuala Lumpur that can be easily circulated via email and social media for the purpose of raising awareness and also changing the work culture and conduct in law firms.

**Sharmila Ravindran**

Chairperson  
Gender Equality and Diversity Committee

Date: 19 December 2019



# INFORMATION TECHNOLOGY COMMITTEE



**Foong Cheng Leong**  
Chairperson

The Information Technology Committee (“ITC”) continued to push for reforms and changes within the Kuala Lumpur Bar’s Information Technology (“IT”) framework and modernising the Kuala Lumpur Bar Secretariat.

## **KUALA LUMPUR BAR (“KL BAR”) MOBILE APP**

We are proud to announce the launch of the KL Bar Mobile App. Members and pupils can now reserve or purchase tickets for events online using the KL Bar Mobile App.

For Android users, the KL Bar Mobile App can now be downloaded from the Google Play Store.

For Apple iOS users, the deployment of the KL Bar Mobile App is pending finalisation by our developer, Agile D3veloper Sdn Bhd. Updates will be circulated to the members accordingly.

## **BILLPLZ ON THE KL BAR WEBSITE**

Apart from iPay88, Billplz has been implemented as an additional mode of online payment on the KL Bar Website and the KL Bar Mobile App.

The adoption rate for online purchases has been excellent. We have generated online sales exceeding RM250,000.00 this term.

## **NEW MEMBERSHIP MANAGEMENT SYSTEM AT THE SECRETARIAT**

Brainymations Studio Sdn Bhd, engaged by the KLBC in 2016 to develop a new Membership Management System, will be deploying the final version of the Membership Management System soon pending the development of several back-end features. As of now, the front-end is ready and is already fully functioning.

The Kuala Lumpur Bar’s membership database is currently synchronised with the Bar Council membership database. An upgrade of the Bar Council’s SAPC Online Application system by the Membership Management System will now enable members to receive Notice of Annual General Meetings via email. This new feature would in effect save the KLBC administration an approximate annual postage cost of RM5,000.

## **INFORMATION TECHNOLOGY PROPOSAL**

A survey was circulated to members of the Kuala Lumpur Bar on 8 May 2019 to obtain proposals on information technology matters to assist our members in practice. We regret to report that we did not receive any response from the members.

## **Deputy Chairperson**

Leon Gan Han Chen

## **Committee Members**

Anita Kaur Gerewal

Carmen Yen Pei Ying

Chong Chyi

Kenneth Chong Kheng Aik

Melissa Lim Shi Hui

Muhammad Azrul bin Abdul Hamid

Nurul Fatimah binti Abdul Ghani

Phang Sin Yee

Sarah Samantha Huang

Wong Shou Sien

## **Observers**

Yew Yean Minn

Wan Zafran Pawancheek

Wong Chong Ee

## **Secretariat Support**

Noratikah Shaharudin

### **PRESERVING OUR LEGACY - INTERVIEW WITH SENIOR MEMBERS**

In our efforts to preserve the legal history of the Malaysian Bar and the Kuala Lumpur Bar, we have resumed our project from the previous term to capture the fragments of our legal history.

We are currently liaising with the Publications Committee to finalise the transcripts of the interview with Dato' W.S.W. Davidson, Tan Sri VC George, Chooi Mun Sou, Tan Sri James Foong Cheng Yuen and Dato' Mah Weng Kwai. Upon finalisation, these transcripts will be published on the KL Bar Blog.

### **SEMINAR ON SOFTWARE CONTRACTS: KNOW-HOW AND CONSIDERATIONS**

The Seminar on Software Contracts: Know-How and Considerations was held on 19 October 2019 at the KL Bar Auditorium. The privilege was ours for the seminar to be presided by Dr. Jasmine Begum of Microsoft Corporations and Intan Haryati of Messrs Christopher Lee & Ong. The seminar was a success with the participation of 77 members.

Dr. Jasmine Begum shared her experience in dealing with legal affairs as Microsoft's Director of Legal, Corporate & Government Affairs. She shared about the effects of rapid technology developments on the procurement process which further has a direct effect on legal considerations and the drafting of software contracts. On the other hand, Intan Haryati highlighted to the participants the key terms which are essential to be incorporated in a software development contract. Intan further took the participants through the various approaches to a software development process.

### **APPRECIATION**

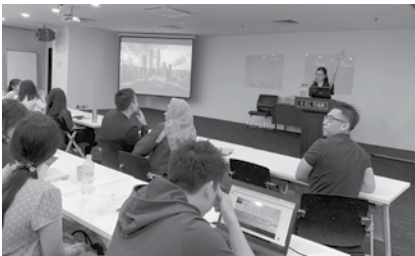
The projects of the ITC could not have been possible without the strong and genuine interest of the ITC members who persisted behind the scenes to get the projects up and running and thriving. The ITC members have remained to be unceasingly supportive and helpful.

### **Foong Cheng Leong**

Chairperson

Information Technology Committee

Date: 10 December 2019



## PROFESSIONAL DEVELOPMENT COMMITTEE

**S. Saravana Kumar**  
Chairperson



The main objective of the Professional Development Committee (“PDC”) is to continue to offer members of the Bar and pupils-in-chambers the opportunity to fortify their basic legal skills and to keep themselves abreast of developments in various areas of practice. This is achieved through the various legal education programmes organised by the PDC for both the members of the Bar and pupils-in-chambers.

This year, the PDC organised 38 events in total, covering a wide range of topics including three seminars in Bahasa Malaysia, namely *Gambaran Keseluruhan Akta Keterangan 1950* by Assoc. Prof. Dr. Ramalinggam Rajamanickam, *Semakan Kehakiman: Bagaimana untuk Menyemak Kuasa Eksekutif?* by Syahredzan Johan and *Pengenalan kepada Prosedur Mahkamah Perusahaan* by Atan Mustaffa Yussof Ahmad. The events are listed in the following pages.

This year, the PDC organised its inaugural National Litigation Conference held on 30 November 2019 at the Connexion Convention & Event Centre in Bangsar South City, Kuala Lumpur. The Conference comprised of five Sessions with the following moderators, panellists and speakers:

### **Session 1 – Discerning Recent Judicial Trends in Insolvency & Commercial Fraud Disputes**

Tan Kim Chuan (Partner & Head of Forensics, KPMG Malaysia), YA Datuk Nallini Pathmanathan (Judge of the Federal Court), Yoong Sin Min (Partner, Shook Lin & Bok) and Andrew Chiew Ean Vooi (Partner, Lee Hishammuddin Allen & Gledhill).

### **Session 2 – The Art & Craft of Persuading A Judge**

Datuk D.P. Naban (Partner, Lee Hishammuddin Allen & Gledhill), Dato’ T. Selventhiranathan (Retired Judge of the Court of Appeal), Dato’ Mah Weng Kwai (Retired Judge of the Court of Appeal) and Dato’ Ambiga Sreenevasan (Former President, Malaysian Bar).

### **Session 3 – Effective Examination of Expert Witness in Intellectual Property Trials**

Rodzhiah Zainudin (Head of Legal, Shell Malaysia), YA Datuk Wong Kian Kheong (Judge of the High Court), Cindy Goh Joo Seong (Partner, Chooi & Company + Cheang & Ariff) and Bahari Yeow (Partner, Lee Hishammuddin Allen & Gledhill).

### **Session 4 – What Lies Ahead in International Arbitration & Construction Disputes?**

Izhar Ismail (Head of Legal, Tenaga Nasional Berhad), YA Datuk Harmindar Singh Dhaliwal (Judge of the Court of Appeal), Sanjay Mohanasundram (Partner, Sanjay Mohan) and Darshendev Singh (Partner, Lee Hishammuddin Allen & Gledhill).

### **Session 5 – Insights into Land Law Disputes at the Appellate Courts**

Su Puay Leng (Head of Legal, Maxis Berhad), YA Datuk Vazeer Alam bin Mydin Meera (Judge of the Court of Appeal), Gan Khong Aik (Partner, Gan Partnership) and Rosli Dahlan (Partner, Lee Hishammuddin Allen & Gledhill).

The Conference was sponsored by Lee Hishammuddin Allen & Gledhill, Shook Lin & Bok, Chooi & Company + Cheang & Ariff, Sanjay Mohan and Gan Partnership.

### **Committee Members**

Ariane Nisha a/p Rabindran  
Atan Mustaffa Yussof Ahmad  
*(Resigned - 28.11.2019.*

*Appointed JC - 29.11.2019)*

Chew Siew Wah (Emily)

Darmashakthini a/p Arujunan

Edham Reza Shah bin Abdul Rahman

Ezra Voon Bu Khiong

Farid Afwan bin Tarmizi

Farizah bt Mahmud

Kirthiraj Rajasundram

Low Henn Kai

Mohamad Farhan bin Kamarudin

Muhamad Mustaqim bin Ahmad Huzaini

Ng Chwe Hwa

Nur Syafinaz Vani binti Abdullah

Nurul Kamilah binti Hanif Kondon

R. Rishikessingam

Shaun Wong Chan Sheong

Shermaljit Singh a/l Amarjit Singh

Yap Yoong Wei

Yeoh Yu Xian

Yuvaraj Sugapathy

### **Observer**

Wong Eng Yew

### **Secretariat Support**

Melissa Linda Dass

The guest of honour was the Chief Justice of Malaysia, YAA Tan Sri Tengku Maimum binti Tuan Mat, who gave the Opening Address to the 228 participants in attendance.

The response to the PDC events has continued to be encouraging and it is our hope that members would participate in our programmes to enhance their professional development.

The PDC would also like to take this opportunity to invite experienced practitioners to serve in the PDC and/or to volunteer as speakers. Please feel free to contact the PDC with your views or suggestions so that we may continue to improve on the quality and relevancy of the PDC Programmes for 2020.

**S. Saravana Kumar**

Chairperson

Professional Development Committee

Date: 12 December 2019

NO	DATE	PARTICULARS	SPEAKER(S)
1	17 January 2019	The Insolvency Act 1967  Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian
2	28 January 2019	Suing the Revenue: Essential Tax Law Principles for Malaysian Lawyers	Anand Raj Abhilaash Subramaniam Sharon Lau Foong Yee
3	31 January 2019	An Introduction to Industrial Court Procedures	Atan Mustaffa Yussof Ahma
4	11 March 2019	Competition Law in Malaysia: Essentials and the Opportunity to Diversify Practice	Anand Raj Haniza Abdul Ghani Jess Ngo Hui Zhong
5	12 March 2019	Construction Law: Pure Economic Loss	Dr. Teng Kam Wah
6	26 March 2019	Further Issues & Development to Companies Act 2016	Wong Tat Chung
7	4 April 2019	Legal Translation	Lisa Khalilah
8	19 April 2019	An Introduction to Industrial Court Procedures	Atan Mustaffa Yussof Ahmad
9	7 May 2019	Understanding Clients' Corporate Annual Reports & its Financial Statements	Lim Kien Chai
10	17 May 2019	Insolvency Act 1967  Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian
11	30 May 2019	Division of Matrimonial Assets	Vicky Alahakone
12	18 June 2019	An Introduction to Sports Law	Richard Wee Thiam Seng
13	28 June 2019	Profits from Disposal of Real Property: Chargeable Gains or Business Income?	Lim Kien Chai
14	12 July 2019	<b>SPONSORED TAX SEMINAR</b> Taxation of Intellectual Property Rights & Digital Economy	S. Saravana Kumar Bahari Yeow Tien Hong
15	16 July 2019	Advocacy in Relation to Ex-Parte Applications for Interim Injunctions	Gananathan Pathmanathan James Khong Yoon Hong
16	19 July 2019	An Introduction to Industrial Court Procedures	Atan Mustaffa Yussof Ahmad
17	23 July 2019	Gambaran Keseluruhan Akta Keterangan 1950	Assoc. Prof. Dr. Ramalinggam Rajamanickam

NO	DATE	PARTICULARS	SPEAKER(S)
18	16 August 2019	<b>SPONSORED CONSTRUCTION LAW</b> Variations and their Valuation in Construction Contracts	Chan Kheng Hoe
19	20 August 2019	The Basics of Cross Examination in Civil and Commercial Trials	Brendan Navin Siva Shanmuga Kanesalingam
20	23 August 2019	<b>SPONSORED TAX SEMINAR</b> Managing Tax Issues In Financial Transactions	S. Saravana Kumar Ong Eu Jin
21	27 August 2019	Mergers & Acquisitions: Managing Commonly Encountered Issues	Lim Kien Chai
22	6 September 2019	Semakan Kehakiman: Bagaimana untuk Menyemak Kuasa Eksekutif?	Syahredzan Johan
23	17 September 2019	Introduction to Drafting Joint Petition for Divorce	Honey Tan Lay Ean Matt Wong Chong Ee
24	20 September 2019	Introduction to Employment Law	Corrinne Chin May Suet Tan Su Ning
25	24 September 2019	Schemes of Arrangement: Receivership and Corporate Rescue	Lee Shih Nathalie Ker Si Min
26	1 October 2019	Presenting Your Client's Case – From The Inception Of The Breach To Litigation In Court	Janet Chai Pei Ying
27	3 October 2019	Tackling Compulsory Land Acquisition and HDA Late Delivery Cases	Ho Ai Ting
28	4 October 2019	<b>SPONSORED TAX SEMINAR</b> Tax & Corporate Considerations In M&A	S. Saravana Kumar Ooi Bee Hong
29	18 October 2019	Pengenalan kepada Prosedur Mahkamah Perusahaan	Atan Mustaffa Yussof Ahmad
30	29 October 2019	The Law of Joint Ventures	Lim Kien Chai
31	2 November 2019	Introduction to Drafting Applications relating to Children	Honey Tan Lay Ean Matt Wong Chong Ee
32	5 November 2019	Tourism & Hospitality Laws	Marlysa Binti Abdul Razak
33	11 November 2019	Judicial Review: A Step by Step Guide with New Sin Yew	New Sin Yew
34	14 November 2019	The Basics of Cross Examination in Civil and Commercial Trials	Brendan Navin Siva Lavinia Kumaraendran
35	20 November 2019	Legal Due Diligence: The Necessary Evil of Merger and Acquisition	Alex Lian Ting Shi Jing
36	22 November 2019	<b>SPONSORED CONSTRUCTION LAW</b> Letters of Intent and Abortive Works in Construction	Chan Kheng Hoe
37	26 November 2019	Proving your client's case in Court	Janet Chai Pei Ying
38	13 December 2019	<b>SPONSORED TAX SEMINAR</b> Insights Into Recent Tax Cases & AMLA Provisions In Tax Matters	S. Saravana Kumar Rosli Dahlan

**Upcoming Seminars**

NO	DATE	TOPIC	SPEAKER(S)
1	21 January 2020	The Insolvency Act 1967   Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian
2	11 February 2020	Committal Proceedings in Family Matters	Matt Wong Chong Ee
3	28 February 2020	<b>SPONSORED CONSTRUCTION LAW SEMINAR</b>	Chan Kheng Hoe
4	15 & 16 May 2020	Contested Petition Workshop	Honey Tan Lay Ean Matt Wong Chong Ee
5	19 June 2020	The Insolvency Act 1967   Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian
6	25 September 2020	The Insolvency Act 1967   Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian





## PUBLICATIONS COMMITTEE

**Louis Liaw Vern Xien**  
Chairperson



The Publications Committee was revived this term and has achieved the following:

- Encouraging and facilitating members in writing for publications by the Kuala Lumpur Bar Committee;
- Establishing a system where members can be rewarded for writing for publications by the Kuala Lumpur Bar Committee;
- Establishing a team of editors to edit publications by the Publications Committee;
- Redesigning the Kuala Lumpur Bar Blog to present a more modern look;
- Diversifying the publications on the Kuala Lumpur Bar Blog;
- Editing and managing publication of selected materials on the Kuala Lumpur Bar Blog;
- Organising Professional Development Courses on writing skills for members. The first seminar was titled: "Writing Masterclass: Techniques and Hacks to Maximise Readership" presented by Fahri Azzat and Tan Jin Chi on 16 November 2019 from 9:30 am to 12:30 pm at the KL Bar Auditorium. 51 participants attended the seminar;
- Bringing back RELEVAN - the Kuala Lumpur Bar exclusive eNewsletter after a 10-year hiatus. The first issue was emailed to Members of the Kuala Lumpur Bar in August 2019, and the second issue in December 2019. The third issue is scheduled for publication in February 2020.

The Publications Committee also edited all the activities reports including the 2019/20 Annual Report.

### APPRECIATION

The activities of the Publications Committee would not have been successful but for the contribution, effort and support of its members and the KL Bar Secretariat. The Committee would like to record their upmost gratitude to them and everyone who were involved.

### Louis Liaw Vern Xien

Chairperson  
Publications Committee

Date: 12 December 2019

### Deputy Chairperson

Chris Toh Pei Roo

### Vice Chair – Editorial

Praveena Karunamoorthy

### Vice Chair – Enewsletter

Sharifah Alliana Iddid bt. Syed Zahir Iddid

### Vice Chair – CPD Courses

Hu Zhi Xiong

### Committee Members

Amanda Pang Tsu Teng

Chong Chyi

Choo Dee Wei

Christabelle Yap

Daljit Singh a/l Harjit Singh

Daniel Lau Hsien Yuong

Deborah Jawinder Kaur

Dennis Lim Han Woon

Desmond Goh Hsien Hwei

Feline Wong

Haniza Binti Abdul Ghani

Ignatius Ng Zhi Yuan

Jeong Chun Phuoc

Jessica Ong Shu Jia

Ker Xing Yin

Khor Huy Jye

Lee Jie Jiun

Lee Mei Fei

Lee Sher Maine

Lim Zi-Han

Mayoori a/p G.Pannir Chelvam

Muhamad Azham bin Marwan

Ng Kei Kei

Parveen Kaur a/p Harnam Singh

Raymond Kok Kai Ren

Roeshan Celestine Gomez

Sarah Hazirah binti Jaseemuddeen

Shammie Wong Lye Yi

Sharifah Noorlyana bt Syed Sulaiman

Stephanie Tan Wei Ting

Umar Abd Aziz

**Observer**  
Quin Hng Huey Koon

**Secretariat Support**  
Melissa Linda Dass



**KLBC Activities Report for May, June and July 2019**

By KL Bar Committee January 10, 2020

7 May 2019 Seminar on Understanding Client's Corporate Annual Reports & Its Financial Statements Organised by the Professional Development Committee, this seminar was presented by Lim Kwei Chek of the KL Bar. Attendance from 9:00 am to 2:00 pm. The seminar was attended by 85 participants and covered amongst others, "introductory on its importance", "accounting progress made understandable for lawyers".

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**LEGAL QUICK TIPS: PREPARING FOR A DISSOLUTION OF MARRIAGE BY MUTUAL CONSENT**



ISSUE NO.1 AUGUST / 2019

**RELEVAN**

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- 05 **Legal Tips: Preparing for a Dissolution of Marriage by Mutual Consent**
- 07 **Legal Tips: Preparing for a Dissolution of Marriage by Mutual Consent**
- 10 **Legal Tips: Preparing for a Dissolution of Marriage by Mutual Consent**

ISSUE NO.2 DECEMBER / 2019

**RELEVAN**

IN THIS ISSUE

- 02 **Legal Tips: Preparing for a Dissolution of Marriage by Mutual Consent**
- 04 **Legal Tips: Preparing for a Dissolution of Marriage by Mutual Consent**
- 06 **Legal Tips: Preparing for a Dissolution of Marriage by Mutual Consent**
- 07 **Legal Tips: Preparing for a Dissolution of Marriage by Mutual Consent**
- 09 **Legal Tips: Preparing for a Dissolution of Marriage by Mutual Consent**
- 10 **Legal Tips: Preparing for a Dissolution of Marriage by Mutual Consent**

## PUPILS COMMITTEE

**Alvin Oh Seong Yew**  
**Rajsurian Pillai**  
Co-Chairpersons



### PUPILS INTRODUCTION SESSIONS (“PI SESSIONS”)

The PI Sessions are conducted every month and it is compulsory for all pupils to attend.

These sessions intended to, inter alia, introduce pupils to the roles played by the Malaysian Bar, the Bar Council and the Kuala Lumpur Bar Committee (“KLBC”).

During these sessions, pupils also meet members of the KLBC where they can voice any concerns and issues which they may have faced during their pupillage. Throughout the sessions, the Chairman and KLBC members have been able to advise and share with the pupils, their experience on how to face issues and challenges in legal practice.

The PI Sessions also included a session on “Diversity & Inclusion” which aims to educate and create awareness among the pupils on, amongst others, issues related to gender sensitisation, sexual harassment and unconscious bias. The sessions were conducted by several experienced and seasoned speakers including Goh Siu Lin, Pang Kee Teck of Seksualiti Merdeka, Thilaga of Justice for Sisters, Robyn Choi - former HAKAM Secretary General, Nik Shazarina of Sisters in Islam, Yu Ren Chung of Women’s Aid Organisation, Numan Afifi of Pelangi Campaign and Nazreen Nizam of Women’s Aid Organisation.

The PI Sessions held this year and the attendance statistics were summarised below:

DATE	PUPILS ATTENDED
23 January 2019 (Morning)	91
23 January 2019 (Afternoon)	91
3 April 2019	90
8 May 2019	84
12 June 2019	108
24 July 2019	99
21 August 2019	91
18 September 2019	98
16 October 2019	96
27 November 2019	69

### PUPILS WORKSHOPS

The Pupils Workshops are a series of workshops focused on delivering concise lectures on specific areas of legal practice. The workshops aim to equip pupils with practical knowledge and skills pertinent to several key areas of law.



#### Committee Members

Aawaisha Steven Asokan Pillai  
Davey Wan Guan Hui  
Emily Chew Siew Wah  
Feline Wong May Wee  
Jaasmine Kaur Harchan Singh  
Joanne Hoh Yen Yen  
Kasturi Puvanesvaran  
Kee Hui Yee  
Kevin Lim Kang Wen  
Kuhanraj Manokaran  
Lee Hui Juan  
Liew Khai Chyi  
Mayoori G. Pannir Chelvam  
Roopini Ramasamy  
Sew Chang Peng  
Surenthiran Raj  
Vivian Kuan Hui Xian  
Weera Premananda  
Yap Tsu Sheng

#### Secretariat Support

Uvanarajan Sinniah (Rajan)  
Indira Angappan

DATE OF WORKSHOP	TOPIC	SPEAKER(S)
29 May 2019	Corporate Law	Sheba Gumis
15 June 2019	Legal Research	Dr. Pathmavathy Satyamoorthy Ahmad Hamidi bin Abdul Rahim Nizam Bashir Surendra Ananth
26 June 2019	Criminal Litigation	Lim Chi Chau Jacky Loi Yap Loong
25 September 2019	Conveyancing Practice	Michael Leow Yon Meng
8 January 2020 (Upcoming)	Corporate Law	Sheba Gumis

#### **PUPILS NIGHT OUT**

The Pupils Night Out event was held at Souled Out, Desa Sri Hartamas, Kuala Lumpur on 28 June 2019 (Friday) from 7:30 pm onwards. It was a success with a turnout of about 100 lawyers and pupils.

A second edition of the Pupils Night Out has been planned and the event is to be held on 13 December 2019 (Friday) at Concubine KL @ Kwai Chai Hong.

#### **PUPILS DINING: TASTE OF THE BAR VIII**

The event was held at the Grand Ballroom, Royal Selangor Club (Dataran) on 3 August 2019 from 6:30 pm to 10:30 pm. The aim was to provide a platform for pupils and young lawyers to spend an evening interacting and socialising with senior practitioners and members of the Bar and/or Judges who have wide experience in the legal profession. There were altogether 79 pupils and young lawyers who attended the event which was graced by retired Judges Dato' Mah Weng Kwai, Dato' Seri Mohd Hishamudin Yunus, Dato' John Louis O'Hara and 17 senior members of the Bar namely:

- Lee Tatt Boon
- Honey Tan Lay Ean
- Atan Mustaffa Yussof Ahmad
- Goh Siu Lin
- M. Visvanathan
- Saha Deva Arunasalam
- Richard Wee Thiam Seng
- Fahri Azzat
- K. Shanmuga
- H.R. Dipendra
- Thayananthan Baskaran
- Puteri Shehnaz Binti Abdul Majid
- Harleen Kaur (Leena)
- Foong Cheng Leong
- S. Saravana Kumar
- Khaizan Sharizad Ab Razak (Sherrie)
- Kenny Lai Choe Ken

#### **Alvin Oh Seong Yew**

#### **Rajsurian Pillai**

Co-Chairpersons

Pupils Committee

Date: 12 December 2019

# 28<sup>TH</sup> AGM

ANNUAL GENERAL MEETING  
KUALA LUMPUR BAR





## SPORTS COMMITTEE

**Rajsurian Pillai**  
**Alvin Oh Seong Yew**  
Co-Chairpersons



### 5<sup>TH</sup> KL BAR RUN

The 5th KL Bar Run was successfully held on Sunday, 13 January 2019 at the Lake Gardens. A record breaking 175 teams with 700 runners participated in the Run. To commemorate the 5th Anniversary of the Run, a Children's Run was introduced for children of members of the Bar, aged 7-16 which attracted nine runners.

As in the previous year, the KL Bar Run collaborated with Care2Run which sent four teams to participate in the Run. Care2Run is a sports mentoring programme for youths aged 8-18 years with a special focus on children with higher learning needs who come from different social economic backgrounds.

The results of the Run were as follows:

#### Fastest Team

Champion	-	Speedy Gonzales
1 <sup>st</sup> runner-up	-	The Younglings
2 <sup>nd</sup> runner-up	-	CLO Mean Machine
3 <sup>rd</sup> runner-up	-	CCA Nike
4 <sup>th</sup> runner-up	-	Chowz

#### Fastest Male Runner

Champion	-	Barry Boey Chee Wai
1 <sup>st</sup> runner-up	-	Neo Chi Chyn
2 <sup>nd</sup> runner-up	-	Yau Yee Ming
3 <sup>rd</sup> runner-up	-	Mohammad Adzfar bin Mohammad Alami
4 <sup>th</sup> runner-up	-	Lee Guan Tong

#### Fastest Female Runner

Champion	-	Eunice Ong Huey Shen
1 <sup>st</sup> Runner-up	-	Khor Hsu Ann
2 <sup>nd</sup> Runner-up	-	Ng Ai Li
3 <sup>rd</sup> runner-up	-	Lim Yam Poh
4 <sup>th</sup> runner-up	-	Janet Chai Pei Ying

#### Fanciest Dressed

Champion	-	Team CCA A Team
1 <sup>st</sup> Runner-up	-	Team JustRunLa19
2 <sup>nd</sup> Runner-up	-	Whole of CCA
3 <sup>rd</sup> runner-up	-	Whole of CLO
4 <sup>th</sup> runner-up	-	Team ZRP Kancil Turbo

#### Best Team Name

Law and Odor

#### Committee Members

Ahmad Nazrullah Baharuddin  
Aimee Lee Kim Moong  
Alwin Rajasurya  
Aric Wong Fong Chin  
Eunice Ong Huey Shen  
H.R. Dipendra  
James F.C. Fong  
Karthigaibalan a/l Kanthabalan  
Kenneth Yoong Ken Chinson St James  
Kenny Lam Kian Yip  
Kevin Wong Wye Keong  
Ko Chia Chea  
Noelle Low Pui Voon  
Peter-Douglas Ling  
Rajendra Navaratnam  
Shankar Govinath Balachandran  
Sia Siew Mun  
Sivaruben a/l R. Balasekaran  
Sri Sarguna Raj

#### Secretariat Support

Uvanarajan Sinniah (Rajan)

### 18<sup>TH</sup> KUALA LUMPUR-SELANGOR BAR GAMES

The 18th Kuala Lumpur-Selangor Bar Games was held on Saturday, 23 February 2019 at Kompleks Sukan Persada Plus, Petaling Jaya and Hoops Arena, Level 4 Summit USJ Shopping Mall, and hosted by the Selangor Bar. Selangor Bar defeated the Kuala Lumpur Bar 5-3 winning at golf, badminton, men's futsal, ladies futsal and soccer to become the overall champion lifting the Lal Singh Muker Challenge Trophy. Kuala Lumpur Bar won at netball, volleyball and basketball. The post-games dinner and prize-giving ceremony was held on the same evening at the Sunway Lagoon Club, Subang Jaya.

### 5<sup>TH</sup> KL BAR POOL OPEN COMPETITION

10 pairs of pool playing lawyers vied for top spot in this Competition which was held at Five Star Pool & Bar, SS15 Subang Jaya on Saturday, 2 March 2019. New rules and formats were introduced to make things interesting; the doubles team that had the break could choose to play either 8 or 9 Ball, a double-elimination format was in place i.e. a pair had to lose twice in order to be knocked out, and a "handicap" system as well as alternate breaks were introduced to level the playing field.

The traditional view is that 8 Ball is more tactical and requires more precision play; the player must nominate which pocket he or she intends to pot each ball into. On the other hand, the game of 9 Ball is quicker and suits attack-minded players with "lucky pots" being counted, i.e. no nomination of any pocket is required to pot a ball. Some players are of the view that 9 ball is more fun or easier than 8 ball. So, it was unsurprising that most opted to play 9 ball in this competition!

The competition drew a number of new faces and one mixed doubles pair (who turned up with a group of supporters). Participants were treated to IKEA hotdogs and curry puffs as fuel for the long match. Some of the younger lawyers received tips and friendly advice from their more experienced opponents. The event, though competitive, had a friendly atmosphere and everyone displayed great sportsmanship.

The quarterfinalists won souvenirs and the top four pairs, trophies. The winners were:

Semi Finalists	:	Sean Yeow Huang-Meng and Jason Tan Jia Xin Eugene Teo and Lum Man Chan
Runners-Up	:	Mah Zhun Kit and Isaac Chee Tung Shern
Champions	:	Peter-Douglas Ling and Brian Law

### 7<sup>TH</sup> KL BAR FUTSAL TOURNAMENT

This Competition was held at Samba De Futsal, Petaling Jaya on Saturday, 29 June 2019. A total of 22 teams (19 Men's and three Women's) participated in the event and the results were as follows:

#### Men's Cup

Champion - Jingli Nona FC 3  
Best Player - P. Haresh

#### Men's Plate

Champion - Wolfpack FC  
Best Player - Ryan Quek

#### Ladies

Champion - Goal Digger  
Best Player - Elli Famira

### INTERSTATE BAR GAMES 2019

Hosted by the Pahang Bar Committee, the Interstate Bar Games this year was held in Kuantan on Saturday, 24 August 2019. Participants competed in a total of 10 sports, with the Kuala Lumpur Bar emerging as Overall Champion, edging out the Selangor Bar with 29 points to 26 points.

The Kuala Lumpur Bar teams performed as follows:

NO	SPORT	KUALA LUMPUR BAR'S PLACING
1	Badminton	1 <sup>st</sup>
2	Basketball	2 <sup>nd</sup>
3	Cross-Country	1 <sup>st</sup>
4	Darts	4 <sup>th</sup>
5	Golf	1 <sup>st</sup>
6	Ladies Futsal	4 <sup>th</sup>
7	Netball	1 <sup>st</sup>
8	Premier Football	2 <sup>nd</sup>
9	Veteran Football	2 <sup>nd</sup>
10	Volleyball	1 <sup>st</sup>

#### **28<sup>TH</sup> "SPORTS CARNIVAL" – KUALA LUMPUR BAR VS ROYAL SELANGOR CLUB**

The Royal Selangor Club ("RSC") hosted this year's Sports Carnival which was held on Saturday, 28 September 2019 where nine sports were played. Squash was played on Sunday, 22 September 2019, hockey on Tuesday, 22 September 2019, and Darts on Wednesday, 25 September 2019.

Initially down 3-4, the Kuala Lumpur Bar ("KL Bar") finally drew level with RSC when KL Bar won the "Boat Race" event held at RSC Mont Kiara. With four wins each and a draw in the premium soccer event, the KL Bar and RSC had to be content with sharing the YA Tan Sri Dato' Harun Hashim Challenge Trophy until next year.

The final results of the Series were as follows:

NO	SPORT	WON BY
1	Darts	RSC
2	Badminton	KL Bar
3	Hockey	RSC
4	Pool	KL Bar
5	Cricket	RSC
6	Squash	RSC
7	Premium Soccer	Draw
8	Veteran Soccer	KL Bar
9	Boat Race	KL Bar

**Rajsurian Pillai**  
**Alvin Oh Seong Yew**  
Co-Chairpersons  
Sports Committee

Date: 5 December 2019





## YOUNG LAWYERS COMMITTEE

**Vivian Kuan Hui Xian**  
Chairperson



The Young Lawyers Committee (“YLC”) promotes and represents the interest of young members of the Kuala Lumpur Bar.

The purpose of the YLC is:

1. To promote and protect the interest and welfare of young members of the Bar in Kuala Lumpur;
2. To provide a platform for young lawyers in Kuala Lumpur to foster camaraderie within and beyond the Bar;
3. To uphold justice; and
4. To advocate best practices in the profession.

The YLC sub-committees were revamped and renamed into four main areas of focus and interests. These sub-committees are:

1. Career Development and Progression;
2. Networking Within and Beyond the Bar;
3. Welfare and Social Justice; and
4. Training and Entry to the Bar

The activities carried out for the year were:

### **SEMINAR ON HOW TO STAND OUT AND MAXIMISE POTENTIALS: 6 QUALITIES LAW FIRMS LOOK FOR IN A LAWYER**

This seminar was held at the KL Bar Auditorium on 16 February 2019 from 10:00 am to 12:30 pm and was attended by 32 participants. Lee Tatt Boon shared on the six qualities law firms look for in a lawyer, namely “Integrity”, “Decisiveness”, “Good Verbal Communicator”, “Analytical Thinker”, “Being Meticulous”, and “Commercial Awareness”. The content of the seminar was taken from his book, “Unmasking the Foundations of Good Lawyers”. The speaker mentioned that these qualities are not exhaustive. The said book was made available for sale at the KL Bar after the seminar.

### **SEMINAR ON EXCLUSION CLAUSE: END GAME**

This seminar was presented by Ong Yu Jian and Vince Chong Khin Young at the KL Bar Auditorium on 25 April 2019 from 2:30 pm to 4:30 pm. The seminar was attended by 103 participants. The speakers discussed the recent Federal Court decision of the case CIMB Bank Bhd v Anthony Lawrence Bourke & Anor [2019] 2 MLJ 1. Ong Yu Jian, successful counsel for the Respondents in the Federal Court case provided insights into the arguments taken before the Federal Court. Vince Chong provided perspective on the applicability and effectiveness of an exclusion clause in light of this Federal Court decision. The speakers discussed, amongst others, on how the said Federal Court decision would impact contracts, how would it affect the freedom to contract, the legal ramifications, and the methods of drafting an exclusion clause effectively.

**Deputy Chair**  
Shugan Raman

**Secretary**  
Desmond Goh Hsien Hwei

**Sec. Generals**  
**Career Development and Progression**  
Tishondra a/l Pusanathan  
Andrew Chua Chi Hong

**Sec. Generals**  
**Networking Within and Beyond the Bar**  
Tan Hui Wen  
Kelvesh Deshenraj a/l N. Imbaraj

**Sec. Generals**  
**Training and Entry to the Bar**  
Lee Jie Jiun  
Daniel Annamalai a/l N. Subramaniam

**Sec. Generals**  
**Welfare and Social Justice**  
Emily Chong Pei Yen  
Jason Yong Kok Yew

**Representative to the National Young Lawyers and Pupils Committee**  
Kee Hui Yee

**Secretariat Support**  
Melissa Linda Dass

### **YLC RETREAT**

The YLC Retreat was held at MU Hotel, Ipoh on 1 and 2 June 2019. It was attended by 45 participants. New and current members came together to ideate and decide on the YLC's plan for the year. We also had a brainstorming session on, amongst others, the struggles faced by young lawyers, workplace sexual harassment issues, pros and cons of having a union for the lawyers and the importance of commercial awareness in the legal practice. The Chair of the Perak Bar Young Lawyers Committee ("Perak YLC"), Kenny Lai weighed in on some of our discussions where he shared from a more seasoned perspective. We ended the activity on the first day with dinner with several members from the Perak YLC. The YLC Amazing Race on Sunday was the highlight of the YLC Retreat 2019. Ten teams went on a three-hour adventurous food hunting and puzzle solving race around Ipoh. Thomson Reuters and Oxwhite were sponsors for the YLC Retreat.

### **SAMBUTAN AMAL AIDILFITRI**

The YLC organised a Hari Raya charity event at Pusat Jagaan Rumah Kesayangan in Petaling Jaya ("Home") on 29 June 2019 at 10:00 am. RM1,400.00 was collected from Members of the Bar which was allocated towards a meal, raya money ("duit raya"), raya gifts for the children and groceries for the Home.

### **CHARITY NIGHT 2018 - CHEQUE PRESENTATION TO CLAPAM**

Proceeds from the 14th Charity Night held on 12 October 2018 amounting to RM40,084.85 was presented by the Chairperson and Deputy Chair of YLC to the representatives of the Cleft Lip and Palate Association of Malaysia (CLAPAM) on 29 June 2019 at 3:00 pm at Wisma Central, Jalan Ampang.

### **SEMINAR ON TO GENERALISE OR TO SPECIALISE?**

This seminar was presented by Fahri Azzat, Syariah Razman, Amir Zharif Abdullah and Rajsurian Pillai at the KL Bar Auditorium on 5 July 2019 from 2:45 pm to 5:45 pm and was attended by 79 participants. The seminar was moderated by Louis Liaw. The speakers discussed, amongst others, on the pros and cons of specialising, the methods of personal branding, the factors and implications of setting up a law firm, whether a non-litigator switch to litigation practice/vice-versa, how to venture into a new practice area, insights to in-house practice and practical tips on how a young lawyer can develop himself/herself in a chosen practice area.

### **FINANCIAL PLANNING WORKSHOP**

This seminar was presented by Jenio Chong and Sow Yih Jia on 13 July 2019 at the KL Bar Auditorium. The seminar was attended by 50 participants. The speakers shared their tips on wealth protection, practical solutions towards achieving financial freedom through proper investment tools and the importance of wealth protection through proper insurance planning.

### **CHARITY NIGHT PRE-PARTY**

This Charity Night Pre-Party was held on 30 August 2019 at Social @ TREC from 7:00 pm till late. This event was organised as a platform for YLC members to promote Charity Night 2019.

### **LAWYERS AND LATTES: NAVIGATING THE WAVES OF PRACTICE**

This event aimed to give young members of the Bar an opportunity to network with the speakers in a casual setting over lunch. The four speakers were Tan Swee Im, Alex Anton Netto, Aaron Matthews and Dr Syed Adam. It was held at Mona @ Publika on 21 September 2019 from 11:30 am to 2:30 pm. The event was attended by 33 participants. The speakers were rotated throughout this session to enable everyone to interact with each speaker, hear from the speakers on a personal level and freely ask questions in a casual setting.

### **KL BAR-LINCOLN'S INN ALUMNI MOOT COURT COMPETITION 2019**

The moot competition took place at the Kuala Lumpur Court Complex on 28 and 29 September 2019. The YLC partnered with the Honourable Society of Lincoln's Inn Alumni Association Malaysia in organising this inaugural project. The aim of the competition was to provide law students with the experience of making an argument in an actual court setting. Participants were afforded practical tips on how to improve in their oral and written advocacy after their moot rounds.

The moot question of the Competition was modelled after the recent landmark Federal Court decision of the case JRI Resources Sdn Bhd v Kuwait Finance House [2019] 3 MLJ 561, which discussed inter alia the doctrine of separation of powers, the Federal List, Ninth Schedule of the Federal Constitution, and whether the Shariah Advisory Council's ruling on Shariah issue could have the effect of finally determining court action between parties.

Nine teams from both public and private universities participated in this competition. The results were as follows:

**Champions** (Chow Kok Leong & Co Award): Advance Tertiary College;

**1<sup>st</sup> Runner Up** (Thomas Philip Award): University Malaya;

**Best Oralist** (Vignesh Kumar & Associates Award): Subash Jai Devaraj from Advance Tertiary College; and

**Best Team Written Submissions** (Shook Lin & Bok Award): University Utara Malaysia.

### CHARITY NIGHT 2019

This year marked the 15th anniversary of the Charity Night. The Charity Night, themed “Whimsical Wonderland” was held on 4 October 2019 at Glasshouse, Seputeh. This year’s Charity Night was organised in aid of the Independent Living & Training Centre Malaysia (“ILTC Malaysia”). ILTC Malaysia is a not-for-profit, charitable organisation formed by the disabled, for the disabled. ILTC Malaysia provides services for the disabled all over Malaysia by teaching, guiding and assisting disabled members to lead an independent and integrated life with self-confidence. ILTC Malaysia takes in individuals suffering from spinal cord injury and are wheelchair bound, and then assists them with training for, and securing, new jobs. ILTC Malaysia also sends these individuals for physiotherapy sessions.

We had a total of 15 performances, namely by Adreena, Angel & The Evcs, Gabriel Fairuz Louis, Iman & Friends, Izral Partnership’s Who Let The Mats Out, Jessie & The Juicy Jellybeans, JJ, Justin Faun, Larissa & Joseph, MG, Quiin Hng, Space Between Us, The White Queen Raynequella, The Young Ariffs and TriAngelz.

Our sponsors were Brickfields Asia College, UEM Sunrise Berhad, Scribe Synergy Sdn Bhd, Messrs Jamie Wong, Mah Weng Kwai & Associates, Tech Law Sdn Bhd, Joshua Rishi Andran, Brendan Navin Siva, MJ Wong and David Peter.

The total donations collected amounted to RM61,686.80 which will support ILTC Malaysia to fund disabled members’ physiotherapy services, and to acquire and run a specially adapted van for the transportation of disabled members for training programmes.

A mock cheque of the donations collected will be presented to the representatives of the ILTC Malaysia in early 2020.

### SEMINAR ON CIVIL LITIGATION: TRIAL & ADVOCACY

This seminar was presented by Yang Arif S. Nantha Balan and Yang Arif Dato’ Lim Chong Fong at the KL Bar Auditorium on 23 November 2019 from 9:00 am to 1:00 pm. The seminar was moderated by Steven Thiru and was attended by 100 participants. The speakers shared the Bench’s perspective on how to effectively prepare for and conduct pre-trial case management, what is expected of counsel when handling trials and the methods of effectively executing trial strategy.

### UPCOMING EVENTS / INITIATIVES:

NO	DATE	PARTICULARS	SPEAKER(S)
1	11 January 2020	Kopi, Kuih & Kaunsel	Honey Tan Lay Ean Dato’ Kevin Joshua Kenneth Wong Poh Lim Vinu Kamalanathan
2	29 February 2020	Introduction to the Legal Profession for Law Students / Getting Ready for the Bar	Farez Jinnah Khaizan Sharizad Ab Dali (Sherrie)

### APPRECIATION

The activities and projects of the YLC would not have been successful but for the contribution, effort and support of its members and the KL Bar Secretariat whom have seamlessly worked alongside us and behind the scenes to ensure our projects were carried out to its successful completion.

### Vivian Kuan Hui Xian

Chairperson

Young Lawyers Committee

Date: 12 December 2019







# BAR COUNCIL LEGAL AID CENTRE (KUALA LUMPUR)

**Collin Arvind Andrew**  
Chairperson



## 1. REPORT OF MANAGEMENT PANEL Bigger, Better & Stronger

The above indeed sums up the year for the Bar Council Legal Aid Centre (Kuala Lumpur) ("KLLAC") which has time and time again proved its mettle by rising to the occasion.

I wish to take this opportunity to thank all those who have placed confidence in me as I complete my final term as Chairperson for the year 2019. Indeed, we are proud to have accomplished much in this short period of 2019. Allow me to highlight the key events as follows:

### 1. Opening Ceremony of Bar Council Legal Aid Centre (Kuala Lumpur)

14 October 2019 was a historic day as we officially launched our premises at Wisma Badan Peguam Malaysia. We had the pleasure of having the Attorney General, Tan Sri Tommy Thomas, alongside the current and past Presidents of the Malaysian Bar to grace the launch event. This new office marks the end of our rented premises days, and the beginning of our enhanced commitment to serve the community effectively and efficiently in many more years to come.

### 2. Refugees & Asylum Seekers' Legal Aid Scheme ('RALAS')

As a result of the success of our pilot scheme held last year in October 2018, and the general satisfaction of the refugee community pertaining to this scheme, UNHCR and the Malaysian Bar Council entered into an agreement this year in July 2019 to expand this scheme; covering Penang and Kuala Lumpur. RALAS aims to equip lawyers with knowledge pertaining to refugees and asylum-seekers; this would enable lawyers to help empower and assist refugees as well as asylum-seekers to become more self-reliant through legal means.

As at October 2019, there are some 177,800 persons of concern registered with UNHCR Malaysia. The vast majority of them are situated within the Klang Valley, Penang and Johor. If one were to compare this figure with the legal migrant workforce of about two million, and undocumented migrants which is thought to be five million, this figure really only represents a fraction of the foreigners in our country. Whilst the existing legal framework does not distinguish between an economic migrant and a refugee, the distinction is an apparent one with the latter, amongst other things, being unable to return to his country of origin for fear of persecution.

In this regard, it is heartening to note that the judicial approach in Malaysia appears to be advancing refugee protection. Some notable examples are seen in cases such as *Jiramat bin Mohd Rashid v PP [2017] 7 AMR 128 and Ruwaida@Royeda binti Muhammad Siddiq & 6 Ors. v Komandan, Depot Imigresen Belantik & 3 Ors [2019] 4 AMR 619*, inter alia, recognising

**Honorary Secretary**  
Terrence Lee Ro Hui

**Assistant Honorary Secretary**  
Crystal Lee Yenru

**Treasurer**  
Chan Yen Hui

**Panel Members**  
Arun Kumar  
David Tan Seng Keat  
Harleen Kaur  
Joachim Xavier  
Kasthuri a/p Krishnan  
Kenneth Koh  
Ku Amirul Faiz Bin Ku Seman  
Muhamad Izwan Bin Ishak  
Parvinder Kaur  
Shiyamala Devi a/p Manokaran  
Sumitra Devi a/p Krishnan  
Tan Hui Wen  
Thayalan a/l Moorthy

alternatives to detention for minors and giving effect to Article 22 of the Convention on the Rights of the Child where asylum seeking children are to be given protection and humanitarian assistance.

It is also heartening to note the government's response towards refugee protection efforts pertaining to the provision of legal access for employment matters. It is perhaps opportune for me to quote aptly an excerpt from the judgment in the High Court case of *Pyu Pyu Ma v Dr. Lim Soo How & 6 Ors*. at page 34 –

“despite such embargo placed on the Plaintiff, in reality most refugees in Malaysia, including the Plaintiff, have no choice but to work in order to survive, In this regard, the Plaintiff's earnings in an electric manufacturing factory cannot be said to be derived from illegal activities. As long as that remains the case, the Plaintiff is entitled to claim for loss of earnings”.

Whilst efforts are positively undertaken by various stakeholders in implementing a policy and legislative framework, it is hoped that with this scheme, more lawyers will be sensitised in the refugee protection context and will come forth to assist these communities in Malaysia.

**3. Thai Citizens Legal Aid Scheme (T-CLAS)**

The success of T-CLAS in its pilot stage at the end of 2017 saw the expansion of this scheme and its services to the Thai citizens here for the year 2018; whereafter this scheme also saw its continuance through the year 2019. T-CLAS is essentially a scheme where our lawyers provide free legal representation to Thai citizens in Malaysia whilst being paid, with funding given by the Royal Thai Embassy. The payment rates for lawyers largely incorporate the existing YBGK payment rates. T-CLAS was officially launched by the Ambassador of the Royal Thai Embassy in Kuala Lumpur on 29 November 2017, followed by a widely covered press conference held on 13 December 2017 at the Royal Thai Embassy alongside the President of the Malaysian Bar: Mr. George Varghese. With this scheme, we have had several Embassies showing interest in forging a similar scheme; and we remain positive in our vision that more Embassies will come forward to forge a similar scheme with the KLLAC so that we will be able to represent all foreigners caught within the justice system.

**4. YBGK Campaign at KL Courts premises**

With the continuous support and close working relationship with the Kuala Lumpur Courts, effective 21 November 2019, we are now able to actively promote YBGK services to the public; whereby a YBGK booth has been set up at the lobby of the Kuala Lumpur Courts premises.

I am also pleased to report that we have now seen an increase in the number of persons who are more aware of the YBGK scheme and whom we are able to provide our legal services in the area of criminal law.

**5. Secretariat for YBGK, T-CLAS and RALAS**

Whilst the KLLAC also acts as the YBGK Secretariat and has served for years, in order to effectively and efficiently assist the public, the KLLAC has further undertaken work to act as Secretariats for T-CLAS and RALAS; an undertaking of which execution would not have been successful without the dedication and support of all KLLAC staff, participating lawyers, and pupils. With the earnest cooperation by all of you, I am certain our work will continue to flourish and reach greater heights.

**6. KLLAC Pupils' Programmes & Other Activities**

We continue to work closely with our partners in implementing our pupils' programme. Our dedication is appended in the respective reports and this in itself speak volumes of the dedication of KLLAC staff, volunteer lawyers, pupils, and all who are involved in its continuing success.

**7. Acknowledgments**

Now, credit must be given where it's due. I would like to thank each and every staff at the KLLAC for the dedication they have shown in their daily workload, and extra hours spent beyond their working hours on the various programmes and activities that we have taken up. Special thanks is also due to the Executive Director, Stephanie Bastian, who had made my job as Chairperson less stressful especially with the running of day to day administration of the Centre and in the organisation of activities at KLLAC.

I am grateful to the Office Bearers and members of the Management Panel at KLLAC who continue to support the respective committees, programmes, and activities conducted at KLLAC.

I am also grateful for the time and support given by senior members of the Bar, such as Ravi Nekoo, Ravin Singh, Harleen Kaur just to name a few.

And to the lawyers and pupils who have assisted KLLAC, thank you for your time and support.

This is Collin signing out as Chairperson for the final term and best wishes to my successor and KLLAC team to continue the good work at KLLAC.

**Collin Arvind Andrew**

Chairperson

**2. BAR COUNCIL LEGAL AID CENTRE KUALA LUMPUR (“KLLAC”)  
ANNUAL REPORT JANUARY TO OCTOBER 2019**

**STATISTICS ON CLIENTS**

**A. KLLAC CLIENTS**

<b>A</b>	<b>CLINIC/PROGRAMME</b>	<b>CLIENTS 2018 (JAN-DEC)</b>	<b>CLIENTS 2019 (JAN - OCT)</b>
1	Sungai Buloh Remand (non-citizen)	-	-
2	Kajang Women (non-citizen)	-	-
3	Kajang Men (non-citizen)	-	-
4	KLLAC Walk in clients	1888	1625
5	Syariah Clinic	67	24
6	KLLAC/SIS	414	392
7	KLLAC/AWAM	96	135
8	KLLAC/WAO	487	510
9	KLLAC/Tenaganita	3765	2735
10	KLLAC/UNHCR	1896	914
11	KLLAC/ MTUC	261	282
	<b>Total</b>	<b>8874</b>	<b>6617</b>

**B. YBGK CLIENTS**

<b>B</b>	<b>CLINIC/PROGRAMME</b>	<b>CLIENTS 2018 (JAN-DEC)</b>	<b>CLIENTS 2019 (JAN - OCT)</b>
1	Sungai Buloh Remand (Citizen)	166	-
2	Kajang Women (Citizen)	88	-
3	Kajang Juvenile (Citizen)	113	-
4	Kajang Men (Citizen)	4	-
5	Pusat Koreksional Puncal Alam	120	-
6	YBGK Walk in Clients	463	502
7	Arrest	-	-
8	Remand	17592	14631
9	Bail	-	-
10	Mitigation	-	-
11	Juvenile Remand Home	-	-
12	Dock Brief Programme	3431	2356
	<b>Total</b>	<b>21977</b>	<b>17489</b>

**C. THAI CITIZENS' LEGAL AID SCHEME (T-CLAS) CLIENTS**

<b>C</b>	<b>CLINIC/PROGRAMME</b>	<b>CLIENTS 2018 (JAN-DEC)</b>	<b>CLIENTS 2019 (JAN - OCT)</b>
13	Prison Visit (Kajang Women)	108	227
14	Prison Visit (Kajang Men & Juvenile)	136	79
15	Prison Visit ( Sungai Buloh )	112	195
	<b>Total</b>	<b>356</b>	<b>501</b>

**D. KLLAC + YBGK CLIENTS + T-CLAS CLIENTS**

<b>D</b>	<b>KLLAC, YBGK &amp; T-CLAS CLIENTS GRAND TOTAL</b>	<b>CLIENTS 2018 (JAN-DEC)</b>	<b>CLIENTS 2019 (JAN - OCT)</b>
1	Sub Total KLLAC Clients	8874	6617
2	Sub Total YBGK Clients	21977	17489
3	Sub Total T-CLAS Clients	356	501
	<b>Grand Total KLLAC &amp; YBGK Client's</b>	<b>31207</b>	<b>24607</b>

### STATISTICS ON FILES OPENED, ASSIGNED AND UNASSIGNED FOR KLLAC AND YBGK FILES

	CATEGORY	AS AT DECEMBER 2018			AS AT OCTOBER 2019		
		OPENED	ASSIGNED / SETTLED	UNASSIGNED	OPENED	ASSIGNED / SETTLED	UNASSIGNED
<b>A</b>	KLLAC Files						
1	Criminal Files	2	2	-	1	1	-
2	KLLAC Employment Files	39	39	-	31	31	-
3	KLLAC Family Files	22	22	3	29	32	-
4	Syariah Files	-	-	-	-	-	-
5	MISC Files	1	1	-	3	3	-
	<b>Sub-Total KLLAC</b>	<b>64</b>	<b>64</b>	<b>3</b>	<b>64</b>	<b>67</b>	<b>-</b>

<b>B</b>	YBGK FILES	AS AT DECEMBER 2018			AS AT OCTOBER 2019		
		OPENED	ASSIGNED / SETTLED	UNASSIGNED	OPENED	ASSIGNED / SETTLED	UNASSIGNED
	<b>CRIMINAL – YBGK FILES</b>						
	• YBGK KLLAC Files	134	142	3	164	150	17
	• YBGK Prisons Files	50	56	1	27	28	-
	• YBGK Court Letters	44	44	-	29	29	-
	• YBGK Court Interview	-	-	-	27	27	-
	• SOSMA	-	-	-	1	1	-
	• Court project	-	-	-	1	1	-
	Sub-Total YBGK	<b>228</b>	<b>242</b>	<b>4</b>	<b>249</b>	<b>236</b>	<b>17</b>

<b>C</b>	KLLAC & YBGK FILES	OPENED	ASSIGNED / SETTLED	UNASSIGNED	OPENED	ASSIGNED / SETTLED	UNASSIGNED
1	Sub Total KLLAC Files	64	64	3	64	67	-
2	Sub Total YBGK Files	228	242	4	249	236	17
	<b>Grand Total KLLAC &amp; YBGK Files</b>	<b>292</b>	<b>306</b>	<b>7</b>	<b>313</b>	<b>303</b>	<b>17</b>

### 3. REPORT ON LEGAL AWARENESS PROGRAMME

#### Project Heads

Shiyamala Devi a/p Manokaran  
Joachim Xavier  
Kenneth Koh

*“Knowledge will bring you the opportunity to make a difference”*

#### Introduction

The Legal Awareness Programme (“Programme”) is one of the most significant programmes run by the Bar Council Legal Aid Centre (Kuala Lumpur) (“KLLAC”). This programme aims to provide understanding, awareness, and preparation to pupils of what is expected of them during their 14 days of Compulsory Legal Aid Duty. This programme also introduces the different clinics available at the KLLAC to pupils.

### **Objectives**

- To help pupils discover and understand their roles and responsibilities as an advocate and solicitor in society;
- To educate pupils on issues pertaining to social responsibility, human rights, the rule of law, and the right to access to justice;
- To expose pupils to issues relating to human rights, justice, and most importantly the importance of being committed towards aiding people; as well as to instil in them a long term commitment towards legal aid, which extend beyond their Compulsory Legal Aid Duties.

### **Activities**

Throughout the year of 2019, the Legal Awareness Programme Committee (“Committee”) has conducted the following programmes/sessions:

#### **a) Orientation Sessions**

The number of pupils has increased. The orientation sessions utilise a participatory methodology; incorporating group dynamics, open discussion, input on human rights topics, as well as an introduction to the various KLLAC programmes/clinics.

For this year, Joachim Xavier and Kenneth Koh facilitated the sessions. Besides that, the Committee also conducted the session “Where do you stand” to bring awareness to pupils. During the orientation session, pupils are encouraged to voice out their opinions in order to be able to gain valuable knowledge, experience, and skills as a result of Legal Aid Duties.

#### **b) Exit Evaluation Sessions**

This session is designed to appreciate the pupils’ contributions towards the public and KLLAC. At the end of the 13 sessions, the pupils will have the opportunity to speak on their perspectives and share their experiences in the various programmes/clinics which they served in as part of their legal aid duty.

Besides that, one pupil will be chosen from each group to represent the group and share the most significant experience which they had throughout the program.

### **Strengths**

- Committee members’ commitment and their ability to come up with ideas to implement and further improve the training sessions;
- Motivating pupils on the need to serve the needy and marginalised;
- Educating pupils on human rights which instils a sense of justice in them;
- Influencing change in pupils’ mindset on how to contribute to society, assist people to gain access to justice, and help the public to attain their rights under the law.

### **Recommendations**

- To organise more workshops for pupils;
- To divide pupils into smaller groups in order to encourage involvement from pupils;
- Planning to make more videos about the programme and to record the pupils during the sessions

The Committee has done its best to educate the pupils on their role in assisting the public in need, and the Committee is ready for a more challenging year to come.

***Further, we would like to extend our gratitude to Asian International Arbitration Centre (AIAC) and Brickfields Asia College (BAC) for graciously offering their premises for the carrying out of the sessions whilst the KLLAC premises were undergoing renovations.***

#### 4. REPORT ON DOCK BRIEF PROGRAMME

##### Project Heads

Collin Arvind Andrew  
Chan Yen Hui

##### Introduction

The Dock Brief Programme first started in 1989 at Jalan Raja Magistrate Court. In the beginning it started with two courts with four pupils on duty. Now it covers 14 courts with 75 to 80 pupils to assist local and foreign clients, including juveniles.

The pupils are trained to develop both advocacy and interview skills. The services for criminal cases provided under this programme include mitigation, bail application, and other advices to walk in clients at Dock Brief Room.

In ensuring that the pupils are equipped with adequate knowledge and skills, senior lawyers are invited by the Committee to conduct trainings. This year, Collin Arvind, Kitson Foong, and Ravin Singh have conducted the trainings. In addition to the trainings given by the senior lawyers, the Committee also conducted role-play and mock-trial during the trainings to ensure the pupils have a better understanding of the Dock Brief programme.

Until December 2019, the Committee had:

1. Conducted four Dock Brief Training Programmes for the pupils from Batches 98, 99, 100 and 101. A total of 315 pupils attended the said trainings.
2. Conducted four Mid Term Reviews for the pupils of this Programme.

##### Statistics Number of Pupils Per Batch

BATCH	98	99	100	101
No. of Pupils	75	75	80	85

#### 5. REPORT ON KLLAC WALK-IN CLINIC

##### Project Heads

Kasthuri a/p Krishnan  
Thayalan a/l Moorthy

The KLLAC Walk-in Clinic is one of the programmes set up by the Bar Council Legal Aid Centre Kuala Lumpur (“KLLAC”) to provide free legal advice to the public at large, and free legal representation for certain areas of law. It operates at the KLLAC and is open to the public from Monday to Friday, 10:00 am to 5:00 pm.

A total of 35 pupils are allocated for each batch to assist the KLLAC in ensuring the programme is conducted smoothly.

These pupils are required to attend trainings before they commence their duties at the KLLAC Walk-in Clinic. The pupils are trained on the proper steps to conduct interviews and give proper advice in respect of different areas of law. These pupils will then extract the relevant information from client’s case and refer the matter to a KLLAC volunteer lawyer for his/her further instructions.

Given the limited areas of law that the KLLAC covers, clients are often referred to various organisations or body when the KLLAC thinks fit. The pupils assist in conducting intervention, such as accompanying the clients to police stations, other government bodies and organisations.

Apart from the above, the KLLAC Clinic has also conducted several outreach programmes to bring legal awareness to the society. Further, the KLLAC has also been invited by Astro to offer legal opinions on different areas of law in order to educate the public in respect of their legal rights.

## **6. REPORT ON SYARIAH WALK-IN CLINIC**

### **Project Head**

Ku Amirul Faiz Bin Ku Seman

The Syariah Walk-in Clinic is handled by four pupils placed in the KLLAC Clinic. These pupils are under the supervision of several senior Syariah lawyers. They are trained by experienced Syariah lawyers in an interactive manner so as to ensure that they can provide accurate advice on legal issues which involve Syariah law.

The Syariah Walk-in Clinic is conducted at the KLLAC and is open to the public from Monday to Friday from 10:00 am to 4:30 pm. The Clinic mainly offers advice to clients, as cases which involve representation are normally referred to the Legal Aid Department.

Placement for this legal aid programme is limited. Hence, those which have a background in Syariah law are preferred. It would be a great opportunity for those who intend to pursue a legal career in Syariah Law to put their knowledge to the test in a practical setting.

## **7. REPORT ON KLLAC/AWAM/WAO/SIS CLINIC**

### **Project Heads**

Sumitra Devi a/p Krishnan

Muhamad Izwan Bin Ishak

*"It is our duty to stand up for humanity. Step in and correct things that are wrong."*

The need for protection and the various issues affecting women brought about the establishment of a few gender-based NGOs, including: All Women's Action Society (AWAM), Women's Aid Organisation (WAO), and Sisters in Islam (SIS).

AWAM is a non-profit, independent feminist organisation in Malaysia committed to ending gender based violence and upholding equality and rights for all. It was established in 1998 and it has helped with the enactment of Domestic Violence Act 1994 and the inclusion of the word "gender" in Article 8 of the Federal Constitution.

WAO is also involved in discussing various women-related issues. Beyond raising general awareness pertaining to women's issues, WAO's services include providing temporary shelter for battered women and their children. They also act as counsellors for women.

SIS is another important organisation that is primarily involved in protecting Muslim women from discrimination in Syariah Courts as well as providing them with protection with regard to matters relating to Islamic law.

Pupils support these organisations in managing the activities of the organisations whilst being active in the organisations' legal and non-legal research. They assist the organisations with research, advocacy outreach, etc. in addition to providing legal advice. Every batch of pupils would attend training before beginning their duty. A mid-term review would be conducted during the 7th week of each batch in which the pupils will share their experiences and any deficiencies they faced during their legal aid duty. The members of each NGO would also provide input on the pupils' results.

In 2019, many clients approached the organisations and the majority of them were given sufficient and apt assistance; either by the opening of a file or the giving of advice. Unfortunately, a small percentage of clients did not fall within the jurisdictional purview of the organisations and those clients were referred to the Jabatan Bantuan Guaman (JBG). That being said, an even smaller percentage of clients fell outside of the ambit of the JBG. In these cases, the clients were advised to seek private representation.

Both the NGOs and the pupils gave positive feedback on the programme and both benefited from it. The pupils gave walk-in clients legal advice as well as to those who called on the telephone. They also performed legal research for the corresponding NGOs. In addition, they were involved in fieldwork such as helping clients to lodge police reports and rescuing them from homes. This programme has indeed yielded a great benefit to all.

## 8. REPORT ON KLLAC-TENAGANITA CLINIC

### Project Heads

Sumitra Devi a/p Krishnan  
Muhamad Izwan Bin Ishak

*“The rights of every man are diminished when the rights of one man are threatened.”*

TENAGANITA has played pivotal role in society – and in particular Malaysia - to promote equality and stand up for human rights for almost 28 years since 1991. It embarked on its first programme for female workers who work in plantations and factories where programmes were held pertaining to women’s leadership, health and safety, union organisation, and English proficiency. TENAGANITA has managed to champion the rights of women, children, and migrant workers; and to ensure that they are free from slavery and discrimination.

All programmes that were established under it were aimed to provide full support and protection for the rights of women and children, and migrants including refugees.

There were about four batches of pupils-in-chambers of up to 85 people that were tasked to TENAGANITA this year. All these four batches had to undergo two days of training prior to the commencement of their duty. During the training, all of them have obtained sufficient knowledge and skills which include advising, proper giving of advice techniques, and documentation competency.

During the commencement of their duties, the important issues that were being identified, amongst others, were as follow:

- Immigration Department refusal or reluctance to renew special pass to migrant workers pending court cases;
- Employers’ refusal to permit their employees’ continuance of work pending court cases;
- Huge fraud cases by agents in promising of legal employment and renewal of working and visa passes.

A mid-term review was held throughout the 6th week of their duty period at TENAGANITA. The objective of mid-term review was to identify the shortcomings, issues, and recommendations from the pupils regarding the programme held in TENAGANITA.

In conclusion, the collaboration gave great awareness to the pupils about the reality of the practical world, and the effort that would be needed to preserve the rights of women, children and migrant workers.

## 9. REPORT ON UNITED NATIONS HIGH COMMISSIONER FOR REFUGEES (UNHCR) CLINIC

### Project Heads

Sumitra Devi a/p Krishnan  
Muhamad Izwan Bin Ishak

The collaboration/joint effort between the KLLAC and the United Nations High Commissioner for Refugees (UNHCR) seeks to achieve the objectives of UNHCR which, amongst others, are to acknowledge and provide protection to the refugees in Malaysia.

This year, there were five batches of 55 pupils who were assigned to UNHCR for their Legal Aid Duty. Each batch received their introductory training and mid-term review during the process of completing their 14 weeks of Legal Aid Duty. The conduct of the mid-term review plays a vital role in UNHCR where at this stage, all the shortcomings, weaknesses, and lacunae could be identified and improvised.

Among the issues being addressed during the mid-term review were as follows:

- Marital-related problems such as divorce, child custody and inter-countries solemnisation;
- Wrongful detention by the local authorities in order to extort money from the refugees; and
- Shortage of interpreters to accommodate multi-language refugees where local pupils mostly could not assist the refugees due to failure to comprehend them.

Overall, the programmes conducted at the UNHCR were able to provide pupils with an insight of the major problems and issues that plague refugees in Malaysia, and their role in mitigating the said issues.

## 10. REPORT ON KLLAC-MTUC

### Project Heads

Arun Kumar  
David Tan Seng Keat

Discriminatory and non-payment of wages, cancellation of work permits, and unsafe working conditions are but some of the few problems faced by workers in various sectors in Malaysia. Although there are various rights and forms of protection accorded to workers in general through the National Act, the process of obtaining the legal remedies may take a long time which may further exacerbate the circumstances of these workers.

Acknowledging that there is a general lack of assistance rendered to workers concerning labour rights violations, in particular involving migrant workers, the KLLAC has collaborated with MTUC to create a new legal aid clinic this year: the KLLAC-MTUC Clinic. MTUC is a federation of trade unions, with the objective, inter alia, to improve the economic and social conditions of workers. MTUC activities are geared towards promoting equality, improving the economic and social conditions of workers and creating a better and safer working environment.

The KLLAC-MTUC Clinic kicked off this year with 20 pupils for the first batch. They assisted MTUC on various issues faced by employees. The number of pupils gradually increased to 25 for the second and third batches each. This decision was made as a result of the positive feedback given by our pupils who signed up for this programme. Now more pupils are able to join the fight to advocate for the rights of workers.

## 11. REPORT ON ATTACHMENT PROGRAMME

### Project Head

Terrence Lee Rohui

*“Even though the world is large, one person can still make a world of difference.”*

Internship is an opportunity for undergraduates and graduates to expose themselves earlier to the real corporate life. Likewise, our legal fraternity also has something similar, but only a few are aware of it. KLLAC provides law undergraduates the opportunity to expose themselves to real experiences in the legal world through the KLLAC Secretariat’s internship programme known as the ‘attachment programme’.

The options available are as follows:

- (a) **KLLAC Clinic** – pupil-in-chambers will first interview clients and subsequently advise and/or assist in the matter;
- (b) **Dock Brief Programme** - pupils-in-chambers will help in conducting bail and/or mitigation application at Court;
- (c) **Non-Governmental Organisations (NGOs)** such as the All Women’s Action Society Malaysia (“AWAM”), Women’s Aid Organisation (“WAO”), Sisters in Islam (“SIS”), United Nation High Commissioner for Refugees (“UNHCR”), Tenaganita, and Pink Triangle Foundation (pupils-in-chambers will conduct interview and/or assist the less fortunate and/or distressed clients).

Law undergraduates can participate in the above-mentioned programmes organised by KLLAC for a period of three to six weeks and upon completion, participants will be awarded with a certificate from the KLLAC.

Many students from various education institutions had attended our programme and expressed their satisfaction. In light of this feedback, we would like to extend our gratitude to the following universities, colleges and law firms for participating in the attachment programme for the year 2019:

- I University of Malaya (UM);
- II International Islamic University Malaysia (IIUM);
- III Taylor's University College;
- IV KDU LAW School;
- V BAC LAW School;
- VI ATC LAW School;
- VII UKM;
- VIII Zaid Ibrahim & Co; and
- IX Skrine.

## 12. REPORT ON THAI CITIZENS LEGAL AID SCHEME (T-CLAS)

The KLLAC and The Royal Thai Embassy entered into an agreement in 2017 to provide legal assistance to Thai citizens within the Klang Valley. The success of this pilot programme brought about the discussion for extension and expansion of this scheme, and this was crystallised through an agreement signed between the Malaysian Bar and the Royal Thai Embassy on 1 March 2019. The extension saw participation of five more States (Kelantan, Terengganu, Penang, Kedah and Perlis) in addition to Kuala Lumpur. The expansion also brought about more area of laws being covered under the scheme. Currently the area covered under the scheme comprise of the following:

- 1) Prison Visit;
- 2) Representation for Criminal, Immigration, Family, Syariah and Employment Matter;
- 3) Writing of Pardon's Petition;
- 4) Conducting Outreach on the abovementioned areas of law.

A total of three trainings were conducted to equip lawyers with the necessary knowledge to be part of the scheme. Only trained lawyers could undertake work under this scheme. The trainings were conducted in Penang, Kelantan and Kedah.

To date, Perlis, Kelantan, and Kuala Lumpur has conducted the Outreach. Kuala Lumpur conducts prison visit twice a month. Kelantan has an upcoming prison visit to assist death row inmates in writing pardon's petition.

## 13. REPORT ON REFUGEE AND ASYLUM SEEKERS LEGAL AID SCHEME (RALAS)

RALAS programme was created in partnership with the UN High Commissioner for Refugees ("UNHCR") to provide free legal awareness to refugees who are at constant risk of arrest, detention, prosecution, sentencing, and deportation (if not identified by the UNHCR) because Malaysia does not have any domestic laws to govern and/or regulate refugees and asylum seekers in the country.

Following the success of the Refugees and Asylum-Seekers' Legal Aid Scheme ("RALAS")'s pilot programme by KLLAC in 2018, UNHCR expressed their interest to extend the programme for 2019, with the inclusion of the Penang KLLAC. The extension was formalised through an agreement signed between the Malaysian Bar and UNHCR for a period of six months, commencing from July 2019 at its launch on 4 July 2019, which was officiated by Abdul Fareed Abdul Gafoor, President of the Malaysian Bar, and Maja Lazic, Deputy Representative of UNHCR Malaysia.

Under this extended programme, it was agreed that KLLAC acts as the Secretariat. A total of four outreach programmes were conducted by KLLAC which covered the Rohingya, non-muslim Myanmar, Sri Lankan, and Somalis communities; whereas two outreach programmes involving the Rohingya communities were conducted by the Penang LAC.

In order to assist in this programme, both the KL and Penang LACs trained 30 lawyers respectively, who would advise on the queries raised by the refugees at the outreach programmes. The legal services covered under this outreach programme include criminal and immigration law; employment related matters; family related matters including adoption, domestic violence and syariah; and general civil matters.

## **14. REPORT ON YAYASAN BANTUAN GUAMAN KEBANGSAAN (YBGK)**

### **1. Introduction**

Since its commencement on 2 April 2012, YBGK has to date provided free legal assistance to a myriad of Malaysian citizens, as well as non-citizens, below the age of 18 who were remanded at police stations and also those charged in court for various criminal offences. A means test is applied on those who seek representation at trials and appeals, whereby the client must have a salary of less than RM36,000.00 per year.

YBGK is facilitated by the National Legal Aid and Yayasan Bantuan Guaman Committee and supported by the YBGK Secretariat located at the KLLAC. The existing Bar Council State Legal Aid Centres also act as the offices of the State YBGK Secretariat.

### **2. YBGK Statistics**

YBGK Kuala Lumpur covers five IPDs and one IPK. The five IPDs are Dang Wangi, Brickfields, Cheras, Putrajaya and Sentul. YBGK Kuala Lumpur also covers three remand courts in Jinjang, Dang Wangi and Putrajaya.

In the past ten months (January – October 2019), YBGK lawyers from KLLAC have attended to 14,631 persons at remand courts. In addition, 249 criminal files have been opened and 236 files were assigned to YBGK lawyers during the same period.

### **3. YBGK Training for Lawyers**

A total of 10 YBGK Trainings for Lawyers were carried out in both East and West Malaysia for the year 2019. As of 2019, a total of 3,034 lawyers were registered as YBGK lawyers from both West and East Malaysia.

### **4. YBGK Pupils Programmes**

YBGK Pupils Programme was introduced in 2013 due to the extensive scope and educational experience provided by the YBGK programme. Under this programme, the pupils are exposed to various aspects of criminal law and proceedings.

The pupils assist with interviewing clients, legal interventions work, monitoring at the remand courts and police stations, and administrative duties. The pupils are also required to carry out research on various aspects of the criminal justice system and make proposals and recommendations for law reform.

Each batch of this programme consists of about 15-20 pupils. The pupils are briefed about YBGK and trained in criminal law and proceedings.

### **5. Secretariat for YBGK**

The KLLAC as an initiating party of the YBGK programme also finds itself in a coordinating position in relation to several aspects of the YBGK programme. The KLLAC acts as a secretariat for YBGK in liaising with other State LACs, mainly for policy, administrative, and training purposes.

The KLLAC also networks with relevant authorities and departments to ensure the smooth running of the YBGK programme.

The KLLAC also liaises with the YBGK office which is currently in Asian International Arbitration Centre in terms of registration of YBGK lawyers, the checking of claims and payments to lawyers, and the implementation of standard operation procedures.



# LAPORAN Pengerusi

## A. PENGENALAN

Apabila saya dipilih sebagai Pengerusi pada bulan Februari 2019, saya mendapati bahawa Laporan Kewangan yang telah diaudit menunjukkan bahawa Jawatankuasa Bar Kuala Lumpur ("KLBC") mencatat defisit sebanyak RM51,533.00 pada tahun 2017 dan defisit RM126,480.00 pada tahun 2018. Dalam terma yang lebih mudah, perbelanjaan melebihi daripada pendapatan. Satu cara untuk meningkatkan pendapatan kita adalah dengan menaikkan Yuran Tahunan. Walau bagaimanapun, sebelum mengambil langkah tersebut, saya ingin memastikan bahawa saya dan Jawatankuasa saya bersama dengan Sekretariat melakukan segala yang kami boleh untuk menguruskan akaun. Untuk itu, saya berusaha melakukan perkara berikut:

- Saya meminta Jawatankuasa dan Sekretariat untuk memberi tumpuan kepada Akaun setiap bulan untuk memastikan pendapatan melebihi perbelanjaan setiap bulan;
- Saya menubuhkan Jawatankuasa Kewangan yang terdiri daripada bekas Pengerusi Jawatankuasa Bar Kuala Lumpur atau bekas Bendahari Majlis Peguam untuk meluluskan Belanjawan dan mencari jalan untuk meningkatkan dana;
- Saya meminta draf Belanjawan untuk disediakan bagi perbelanjaan keseluruhan dan juga untuk Jawatankuasa-jawatankuasa Kecil pada permulaan Penggal;
- Saya memberikan Jawatankuasa-jawatankuasa Kecil sasaran kewangan untuk dipenuhi; dan
- Saya meneruskan perundingan dengan Majlis Peguam berkenaan bayaran Yuran Penyelenggaraan.

Saya amat berbesar hati memaklumkan bahawa Jawatankuasa dan Sekretariat menyokong semua inisiatif di atas. Hasil daripada Jawatankuasa dan Sekretariat bekerjasama untuk memastikan kejayaan inisiatif di atas, KLBC telah mencatatkan keuntungan RM209,950.00.

Selaras dengan perkara di atas, bagi tahun 2019, KLBC secara aktif menumpukan perhatiannya terhadap kebajikan ahli-ahli Bar Kuala Lumpur dengan menawarkan tajaan kepada ahli-ahli untuk menghadiri pelbagai persidangan. Kami berjaya menaja 39 peguam. Kami berharap dapat meningkatkan jumlah tajaan pada tahun hadapan.

Setiap Jawatankuasa Kecil telah menganjurkan acara dan/atau melaksanakan projek-projek yang bertujuan untuk meningkatkan kebajikan ahli-ahli. Di bawah adalah petikan laporan bagi tahun 2019.

## B. SETIAUSAHA KEHORMAT DAN AHLI-AHLI YANG DI LANTIK

Dalam mesyuarat pertama pada 5 Mac 2019, KLBC telah melantik Jacky Loi Yap Loong sebagai Setiausaha Kehormat. KLBC juga melantik Nizam Bashir dan Collin Arvind Andrew sebagai ahli-ahli KLBC di bawah Seksyen 73(vii) Akta Profesion Undang-Undang 1976.

## C. AKTIVITI-AKTIVITI KLBC

### i) Laporan Aktiviti Bulanan Dan Menyampaikan Maklumat Kepada Ahli-Ahli

KLBC terus memaklumkan ahli-ahli berkenaan aktiviti-aktiviti melalui laporan aktiviti bulanan yang dimuat naik ke Blog Bar Kuala Lumpur. Kami juga terus mengekalkan penggunaan Twitter dan Facebook sebagai saluran tambahan untuk menyampaikan maklumat kepada ahli-ahli selain daripada e-blast. Penggal ini, kami telah menambah satu lagi platform media sosial iaitu Instagram untuk memaklumkan ahli-ahli tentang aktiviti-aktiviti KLBC dan jawatankuasa-jawatankuasa kecil.

### ii) Perjumpaan Tahunan Antara KLBC Dan Jawatankuasa Bar Selangor ("SBC")

Dihoskan oleh SBC pada penggal ini, Perjumpaan Tahunan antara KLBC dan SBC telah diadakan pada 5 April 2019 di Sheraton, Petaling Jaya. Perjumpaan Tahunan ini bertujuan untuk membolehkan pemegang jawatan baru dari kedua-dua KLBC dan SBC untuk mengenali antara satu sama lain dan kerjasama mencari jalan bagi memenuhi keperluan bersama ahli-ahli Bar Kuala Lumpur dan Bar Selangor. Seperti pada masa lalu, perjumpaan ini pastinya telah meningkatkan dan memperkukuhkan hubungan baik yang sedia ada antara KLBC dan SBC.

**iii) Lawatan Majlis Peguam Pro-Bono Bangladesh**

Tiga Ahli Eksekutif dari Majlis Peguam Pro Bono Bangladesh telah membuat kunjungan hormat ke premis KLBC di Wisma Badan Peguam Malaysia pada 25 Mac 2019 jam 5:00 petang. Delegasi itu berkongsi dengan KLBC tentang kesusahan Rohingya di Bangladesh dan Pengerusi Pusat Bantuan Guaman Majlis Peguam (Kuala Lumpur) berkongsi dengan delegasi mengenai kerja Pusat Bantuan Guaman.

**iv) Lawatan Brigedier Jeneral Dato' Fitzgerald J.K. Augustin, Komander, Rejimen 515 Askar Wataniah**

KLBC menerima kunjungan hormat pada 12 Jun 2019 dari Brigedier Jeneral Dato' Fitzgerald J.K. Augustin yang juga seorang ahli Bar. Lawatan ini adalah untuk membincangkan bagaimana KLBC dapat memainkan peranan dalam membantu menjangkau ahli-ahli Bar Kuala Lumpur untuk menyertai Askar Wataniah. KLBC telah diberi sedikit pengertian mengenai latihan dan pengalaman yang boleh didapati sebagai askar wataniah. KLBC membantu Brigedier Jeneral dengan menghantar eblast menjemput ahli-ahli Bar Kuala Lumpur untuk menyertai Askar Wataniah.

**v) Dialog Dengan Pemegang Jawatan Bar Malaysia**

Pemegang Jawatan Bar Malaysia telah membuat kunjungan hormat ke Bar Kuala Lumpur pada 10 Oktober 2019 dan bertemu dengan ahli-ahli untuk sesi dialog semasa lawatan tersebut. Walaupun bilangan kehadiran ahli adalah rendah, terdapat perbincangan konstruktif mengenai isu-isu yang menjejaskan ahli-ahli Bar. Pemegang Jawatan Bar Malaysia juga berkongsi beberapa cadangan mereka dan berharap cadangan tersebut dapat meningkatkan kebajikan ahli-ahli Bar.

**vi) Kempen Derma Darah Tahunan**

Kempen Derma Darah Tahunan yang dianjurkan dengan bantuan Bank Darah Nasional telah diadakan di Aras 2, Kompleks Mahkamah Kuala Lumpur pada 19 Ogos 2019. Ahli-ahli Bar, kakitangan Mahkamah dan orang awam telah hadir untuk menyertai Kempen Derma Darah ini. Sejumlah 36 unit darah telah dikumpulkan daripada para penderma.

**vii) Makan Malam Penghargaan**

Makan Malam Penghargaan akan diadakan pada 21 Februari 2020 untuk semua ahli Bar dan bukan ahli yang telah mengorbankan masa mereka untuk Bar Kuala Lumpur. Para sukarelawan ini telah menyumbang dengan memberi taklimat, menjalankan atau menyampaikan seminar-seminar/bengkel-bengkel, mewakili KLBC semasa Upacara Penerimaan Masuk Peguambela dan Peguamcara, menggagotai jawatankuasa-jawatankuasa kecil, menaja acara-acara dan memberikan bantuan yang diperlukan kepada KLBC.

**viii) Program Penajaan**

- KLBC menaja 10 peguam muda untuk menghadiri Konvensyen Peguam Muda Kebangsaan 2019 yang diadakan pada 23 dan 24 Februari 2019 di Renaissance Johor Bahru. Bertemakan, "Membentuk Masa Depan Profesion Mulia", konvensyen ini direka untuk memberi peguam muda peluang untuk bertemu dengan peguam yang berpengalaman dalam pelbagai bidang amalan dan dapat berkongsi idea-idea.
- KLBC terus menaja tiga peguam muda untuk menghadiri Persidangan Perlembagaan dan Peraturan Perundangan LAWASIA yang diadakan pada 4 dan 5 Oktober 2019 di Hotel One World, Petaling Jaya.
- Lima peguam muda yang berpengalaman kurang daripada tiga tahun dan dari firma kecil dengan lima peguam atau kurang juga ditaja untuk menghadiri Konvensyen Firma Kecil yang dianjurkan oleh Jawatankuasa Amalan Firma Kecil Majlis Peguam yang diadakan pada 14 November 2019 di AIAC.
- 10 peguam muda lagi yang beramal kurang daripada tiga tahun telah ditaja untuk menghadiri Persidangan Litigasi Strategik Kedua 2020 dengan tema "Reinvigorating Human Rights for a New Malaysia" yang dianjurkan oleh Jawatankuasa Hak Asasi Manusia Majlis Peguam ("BCHRC") dan Pusat Perlembagaan dan Hak Asasi Manusia Malaysia ("MCCHR") yang akan diadakan pada 19 Januari 2020 di Hotel Renaissance Kuala Lumpur.
- Sebagai tanda penghargaan kepada ahli jawatankuasa kecil yang telah melaksanakan kerja dengan baik kepada Bar Kuala Lumpur dan untuk menyokong Persidangan Undang-undang Antarabangsa Malaysia yang dianjurkan oleh Majlis Peguam, KLBC menaja 11 orang ahli jawatankuasa kecil untuk menghadiri Persidangan tersebut yang akan diadakan dari 12 hingga 14 Ogos 2020 di Pullman Kuala Lumpur.
- Bagi menyokong Pertandingan Penghujahan Mahkamah Peringkat Kebangsaan 2019 yang dianjurkan bersama oleh Majlis Peguam, Dewan Bahasa dan Pustaka dan UIAM, KLBC menaja satu pasukan daripada Jawatankuasa Peguam Muda untuk menyertai pertandingan tersebut yang diadakan pada 16 dan 17

November 2019. Objektif pertandingan ini adalah untuk meningkatkan penggunaan Bahasa Melayu sebagai bahasa rasmi dalam bidang kehakiman dan perundangan di negara ini. Ia juga bertujuan meningkatkan kecekapan Bahasa Melayu di kalangan peguam muda, pelatih dalam kamar dan pelajar undang-undang Universiti Awam dan Institusi Pengajian Tinggi Swasta. Pasukan kami yang terdiri daripada Syazana Jehan, Dennis Lim dan Kee Hui Yee, terlepas hanya dengan tiga mata untuk masuk ke peringkat separuh akhir tetapi kami tetap bangga kerana mereka menduduki tempat kelima daripada 12 pasukan.

**ix) Acara-Acara Lain**

Selain dari menyertai berbagai acara-acara anjuran Majlis Peguam, KLBC juga turut menyertai acara-acara berikut atas jemputan Agensi-agensi/Badan-badan yang berkenaan:

- **Badan Kehakiman**  
Majlis Pelancaran Sistem “eReview” dan “Video Conferencing” Pengurusan Kes pada 12 Mac 2019
- **Lembaga Pembiayaan Perumahan Sektor Awam (LPPSA)**  
Seminar Integriti LPPSA 2019 pada 19 Ogos 2019
- **Pejabat Ketua Pendaftar**  
Majlis Perasmian Sambutan Hari Integriti, Pejabat Ketua Pendaftar Mahkamah Persekutuan (PKPMP) 2019 dan Menandatangani Dokumen Ikrar Bebas Rasuah pada 15 Oktober 2019

**x) Mesyuarat KLBC**

Setakat 31 Disember 2019, KLBC telah bermesyuarat 10 kali dan kehadiran setiap ahli adalah seperti berikut:

Harleen Kaur (Leena)	- 10
Jacky Loi Yap Loong	- 8
Sharmila Ravindran	- 6
Foong Cheng Leong	- 8
S. Saravana Kumar	- 7
Alvin Oh Seong Yew	- 8
New Sin Yew	- 9
Vivekananda Sukumaran	- 8
Vivian Kuan Hui Xian	- 10
Rajsurian Pillai	- 8
Louis Liaw Vern Xien	- 8
Nizam Bashir	- 9
Collin Arvind Andrew	- 7

Shashi Devan Thalmalingam, wakil Bar Kuala Lumpur ke Majlis Peguam, di jemput untuk menghadiri mesyuarat-mesyuarat KLBC sebagai pemerhati dan juga untuk melaporkan kepada Majlis Peguam dan memberi maklumat kemas kini kepada KLBC tentang perkara-perkara yang berkaitan apabila diperlukan. Beliau telah menghadiri mesyuarat sebanyak tujuh kali dan bekerja rapat dengan KLBC.

**xi) Kewangan, Yuran Tahunan dan Pendapatan bukan Yuran Tahunan**

Untuk pertama kalinya, Jawatankuasa Kewangan ditubuhkan untuk mengkaji, memantau dan membincangkan kedudukan kewangan KLBC dan cuba dan memastikan bahawa semua jawatankuasa kecil termasuk Sekretariat Bar Kuala Lumpur bekerja dalam Belanjawan yang diluluskan.

Saya dengan sukacitanya melaporkan bahawa kedudukan kewangan KLBC kekal sihat dan stabil dengan jumlah RM1,376,731.00 dalam Deposit Tetap. Butiran mengenai kedudukan kewangan KLBC dinyatakan dalam Akaun yang Diaudit yang berakhir pada 31 Disember 2019.

Yuran Tahunan untuk tahun 2019 ditetapkan pada RM125.00 pada Mesyuarat Agung Tahunan yang lepas pada 21 Februari 2019. Pada penutupan tahun kewangan KLBC pada 31 Disember 2019, terdapat 160 ahli masih belum menjelaskan Yuran Tahun 2019.

Penggal ini, KLBC berjaya mengumpul sejumlah RM422,498.94 daripada penajaan, pengiklanan di laman sesawang dan surat berita, seminar-seminar dan ceramah-ceramah anjuran PDC dan jawatankuasa-jawatankuasa kecil yang lain.

**D. JAWATANKUASA-JAWATANKUASA KECIL DAN PUSAT BANTUAN GUAMAN MAJLIS PEGUAM (KUALA LUMPUR)**

KLBC mengekalkan sembilan jawatankuasa-jawatankuasa kecil dari penggal sebelumnya, memisahkan Jawatankuasa Teknologi Maklumat dan Penerbitan menjadi dua jawatankuasa kecil, dan menubuhkan dua jawatankuasa kecil baru iaitu Jawatankuasa Kewangan dan Jawatankuasa Membaharui Amalan Firma dan Berkumpulan. Secara keseluruhannya, KLBC telah menubuhkan 12 jawatankuasa kecil penggal ini.

12 Jawatankuasa-jawatankuasa dan pengerusinya adalah:

- i) Jawatankuasa Amalan Sivil dan Perhubungan Mahkamah**  
Harleen Kaur (Leena)  
Nizam Bashir
- ii) Jawatankuasa Amalan Korporat dan Konveyansing**  
Vivekananda Sukumaran
- iii) Jawatankuasa Amalan Undang-Undang Jenayah**  
Jacky Loi Yap Loong
- iv) Jawatankuasa Kewangan**  
Harleen Kaur (Leena)
- v) Jawatankuasa Membaharui Amalan Firma dan Berkumpulan**  
New Sin Yew
- vi) Jawatankuasa Kesaksamaan Jantina dan Diversiti**  
Sharmila Ravindran
- vii) Jawatankuasa Teknologi Maklumat**  
Foong Cheng Leong
- viii) Jawatankuasa Pembangunan Profesional**  
S. Saravana Kumar
- ix) Jawatankuasa Penerbitan**  
Louis Liaw Vern Xien
- x) Jawatankuasa Pelatih Dalam Kamar**  
Alvin Oh Seong Yew  
Rajsurian Pillai
- xi) Jawatankuasa Sukan**  
Rajsurian Pillai  
Alvin Oh Seong Yew
- xii) Jawatankuasa Peguam Muda**  
Vivian Kuan Hui Xian

Dipilih pada Ulasan dan Pilihan Raya Tahunan Pusat Bantuan Guaman Majlis Peguam (Kuala Lumpur) ["KL LAC"] yang diadakan pada 13 Februari 2019, Collin Arvind Andrew mempengerusikan KL LAC.

Laporan-laporan jawatankuasa-jawatankuasa kecil yang disertakan merupakan gambaran aktiviti-aktiviti yang dilaksanakan oleh jawatankuasa-jawatankuasa kecil dan berikut adalah beberapa aktiviti yang saya ingin sebutkan secara khusus:

- **Isu-Isu Berkaitan Mahkamah Kuala Lumpur**  
Jawatankuasa Amalan Sivil dan Perhubungan Mahkamah (“CPCLC”) menerima 130 aduan pada penggal ini dan berjaya menyelesaikan 85% aduan-aduan. CPCLC juga telah berjaya menyelesaikan isu yang lama tertunggak berkenaan pemilikan tanah yang berada di luar Kompleks Mahkamah Kuala Lumpur dengan Dewan Bandaraya Kuala Lumpur (“DBKL”) bagi tujuan penyelenggaraan kedua-dua tempat letak kereta di atas tanah tersebut termasuk memangkas pokok-pokok. DBKL telah mula memangkas pokok-pokok di kedua-dua tempat letak kereta. Sistem saliran juga sedang dibersihkan oleh kontraktor Mahkamah Kuala Lumpur.
- **Bengkel Praktikal mengenai Amalan Konveyansing Dan Seminar Mengenai Wasiat, Probet, LA Dan SEDA**  
Jawatankuasa Amalan Korporat dan Konveyansing (“CCPC”) telah berjaya mengendalikan dua bengkel mengenai Wasiat, Probet, LA dan SEDA di penggal ini. Ini mengikuti bengkel-bengkel dan seminar-seminar yang telah dilangsungkan dengan jayanya dalam penggal-penggal yang lalu. Tahniah kepada CCPC atas pelaksanaan kerja yang baik.
- **Bengkel Dua Hari Mengenai Pengurusan Strata Dan Tribunal**  
Satu lagi projek terpuji oleh CCPC, Bengkel Dua Hari ini mengenai Pengurusan Strata dan Tribunal akan berlangsung pada 19 dan 20 Februari 2020 dengan 11 orang penceramah.
- **Akses Peguam Kepada Anakguam Mereka Di Pusat Reman Dang Wangi Dan Kesukaran Bagi Peguam Yang Mewakili Suspek Yang Ditangkap Untuk Mendapatkan Maklumat**  
Peguam kini telah dibenarkan akses kepada anakguam mereka di Pusat Reman Dang Wangi dan anggota polis telah ditugaskan untuk memberikan maklumat kepada peguam yang mewakili suspek yang ditangkap, terima kasih kepada usaha Jawatankuasa Amalan Undang-undang Jenayah mengemukakan kedua-dua isu tersebut dengan OCPD IPD Dang Wangi. Satu eblast yang menyediakan nama dan nombor telefon anggota polis telah dihantar kepada ahli-ahli Bar pada 23 Oktober 2019.
- **Penyekatan Masalah Ulat (Tout) Di Mahkamah Kuala Lumpur**  
Sebagai salah satu langkah untuk menyekat masalah ulat di Mahkamah Kuala Lumpur, sebuah kaunter YBGK telah ditubuhkan oleh KL LAC di lobi utama Kompleks Mahkamah Kuala Lumpur untuk dipromosikan secara aktif tentang perkhidmatan YBGK kepada orang ramai yang mungkin didekati oleh ulat. Penubuhan kaunter YBGK adalah hasil daripada mesyuarat-mesyuarat yang diadakan dengan pihak Mahkamah untuk mencari langkah untuk mengatasi masalah ulat.
- **Program Bimbingan AWL-KLBC GEDC**  
Jawatankuasa Kesaksamaan Jantina dan Diversiti (“GEDC”) mesti dipuji kerana bekerjasama dengan Persatuan Peguam Wanita untuk memulakan program bimbingan yang memenuhi dwi tujuan penjenamaan wanita sebagai mentor dan pemimpin yang berpemikiran dan memberikan sokongan, pemindahan pengetahuan dan kemahiran kepada peguam-peguam muda dan bukan muda dari semua jantina. Program bimbingan ini telah dilancarkan di Persidangan Peguam Wanita 2019 pada 8 November 2019.
- **Kaji Selidik Gangguan Seksual Di Tempat Kerja**  
Satu lagi projek GEDC yang patut dipuji, kaji selidik ini dijalankan dengan harapan untuk menangani gangguan seksual dalam profesion undang-undang yang merupakan sebahagian daripada usaha berterusan KLBC untuk meningkatkan kebajikan umum semua ahli. 49 respon diterima dan GEDC akan menyusun keputusan dan melihat bagaimana ia dapat menawarkan sokongan kepada majikan dan pekerja dalam menangani masalah gangguan seksual.
- **Kertas Rundingan Mengenai Pembaharuan Kaedah-Kaedah Profesion Undang-Undang (Publisiti) 2001 Dan Kaedah-Kaedah Profesion Undang-Undang (Amalan Undang-Undang Berkumpulan) 2018**  
Kredit kepada Jawatankuasa Membaharui Amalan Firma dan Berkumpulan (“PRC”) untuk mengemukakan dua Kertas Rundingan yang mencadangkan pembaharuan kepada Kaedah-Kaedah Profesion Undang-Undang (Publisiti) 2001 dan Kaedah-Kaedah Profesion Undang-Undang (Amalan Undang-Undang Berkumpulan) 2018 dan menjalankan perundingan dalam talian untuk menerima maklum balas daripada ahli-ahli Bar Kuala Lumpur mengenai pembaharuan yang dicadangkan. PRC sedang menyiapkan laporan akhir yang menggabungkan maklum balas untuk diserahkan kepada Majlis Peguam.

- **Seminar Perkongsian Perisian: Ketahui Cara-Cara Dan Pertimbangan Yang Sewajarnya**  
 Topik yang dinanti-nantikan, Jawatankuasa Teknologi Maklumat berjaya menganjurkan seminar ini dengan dua penceramah terkemuka, Dr Jasmine Begum dan Intan Haryati. Diadakan pada 19 Oktober 2019, seminar ini telah menarik ramai peserta.
- **Persidangan Litigasi Kebangsaan 2019**  
 Satu lagi kejayaan penggal selain program-program pembangunan profesional yang meliputi topik-topik yang sangat menarik, sebutan khas perlu dinyatakan tentang Persidangan Litigasi Kebangsaan yang pertama kali diadakan dengan jayanya pada 30 November 2019 di Connexion Convention & Event Centre di Bangsar South City, Kuala Lumpur dengan Ketua Hakim Negara yang hadir sebagai Tetamu Kehormat dan menyampaikan ucapan pembukaan. Lima orang Hakim, satu yang telah bersara, menyertai sebagai panelis dan persidangan tersebut telah menarik kehadiran penuh. Ia benar-benar satu usaha yang mengagumkan oleh Jawatankuasa Pembangunan Profesional mengaturkan persidangan ini.
- **Pengembalian RELEVAN – Penerbitan Bar Kuala Lumpur**  
 Kepujian kepada Jawatankuasa Penerbitan kerana telah menghidupkan semula RELEVAN dalam bentuk elektronik kali ini, selepas tempoh 10 tahun - pengeluaran RELEVAN berhenti pada tahun 2009. Bermula sebagai surat berita elektronik suku tahunan, isu pertama telah dikeluarkan pada bulan Ogos 2019 dengan isu kedua pada Disember 2019.
- **“Pupils Dining: Taste Of The Bar VIII”**  
 Tahniah kepada Jawatankuasa Pelatih Dalam Kamar yang telah menganjurkan satu lagi Makan Malam yang berjaya dengan kehadiran lebih ramai pada penggal ini - tiga orang Hakim yang bersara, 17 peguam kanan dan 79 peguam muda dan pelatih dalam kamar. Acara ini pastinya memenuhi objektifnya untuk menyediakan satu platform bagi pelatih-pelatih dalam kamar dan peguam-peguam muda untuk bertemu, berinteraksi dan belajar tentang amalan terbaik daripada hakim-hakim dan peguam-peguam yang lebih berpengalaman.
- **Bengkel Penyelidikan Undang-undang Untuk Pelatih Dalam Kamar**  
 Menyedari bahawa penyelidikan undang-undang menjadi satu cabaran terutamanya bagi pelatih-pelatih dalam kamar dan peguam-peguam muda khususnya apabila berhadapan dengan topik undang-undang yang tidak diketahui atau apabila tarikh akhir semakin dekat dan mereka masih buntu, Jawatankuasa Pelatih Dalam Kamar menganjurkan Bengkel Penyelidikan Undang-undang di mana pelatih-pelatih dalam kamar dan peguam-peguam muda diajar bagaimana mereka dapat mengatasi cabaran tersebut. Bengkel ini telah menarik 101 orang peserta.
- **Pertandingan Mahkamah Moot Bar KL-Lincoln’s Inn Alumni**  
 Satu inisiatif hebat oleh Jawatankuasa Peguam Muda dengan kerjasama Lincoln’s Inn Alumni dan bantuan dari Pentadbiran Mahkamah Kuala Lumpur, Pertandingan Mahkamah Moot tersebut telah berjaya diadakan pada 28 dan 29 September 2019 di Kompleks Mahkamah Kuala Lumpur. Sembilan pasukan dari universiti awam dan swasta mengambil bahagian dalam pertandingan pertama ini.
- **Malam Amal 2019 – “Whimsical Wonderland”**  
 Sekali lagi Jawatankuasa Peguam Muda berjaya mengumpulkan dana sebanyak RM61,686.80 di Malam Amal bertema “Whimsical Wonderland” yang diadakan pada 4 Oktober 2019 di Glasshouse @ Seputeh untuk manfaat Pusat Hidup & Latihan Bebas Malaysia, sebuah organisasi amal yang bukan organisasi keuntungan yang ditubuhkan oleh orang kurang upaya (OKU) untuk OKU.
- **Peguam Dan Latte; Kopi, Kuih & Kaunsel**  
 Jawatankuasa Peguam Muda juga harus dipuji untuk memulakan satu siri baru, yang pertama dikenali sebagai “Peguam dan Latte” dan yang kedua, “Kopi, Kuih & Kaunsel”, di mana peguam-peguam muda dapat berinteraksi dengan penceramah-penceramah iaitu ahli-ahli Bar yang berpengalaman dan bertanya soalan-soalan secara bebas dalam suasana santai. Idea ini timbul kerana didapati peguam-peguam muda cenderung menjauhkan diri daripada bertanya soalan-soalan di seminar-seminar rasmi.
- **Larian Bar Kuala Lumpur 2020**  
 Larian Bar Kuala Lumpur kini sudah di tahun yang keenam, acara perdana Bar Kuala Lumpur, dijadualkan berlangsung pada 16 Februari 2020 di Taman Tasik Perdana. Semasa laporan ini dikeluarkan, 114 pasukan dengan 456 pelari telah mendaftar untuk Larian ini. Tahniah kepada Jawatankuasa Sukan khususnya dua Pengarah Perlumbaan baru, Eunice Ong dan Kevin Wong, atas kerja yang baik.

Sekali lagi, seperti pada tahun lepas, Larian Bar Kuala Lumpur bekerjasama dengan Care2Run - program mentor sukan untuk belia berusia 8-18 tahun dengan tumpuan khusus kepada kanak-kanak dengan keperluan pembelajaran yang lebih tinggi yang berasal dari latar belakang ekonomi sosial yang berbeza. Ia adalah satu program untuk memupuk perpaduan sosial dan perkhidmatan komuniti yang bermakna melalui sukan.

#### **E. OBITUARI**

KLBC dengan rasa dukacita merakamkan ahli-ahli Bar Kuala Lumpur yang telah meninggal dunia pada tahun 2019:

- Gopal Krishnan s/o Munusamy pada 02.01.2019
- Wong Sai Heng pada 31.03.2019
- Kuppusamy a/l Rengasamy pada 20.05.2019
- Christopher Teoh Pek Wei pada 04.09.2019
- Joga Singh Dhaliwal pada 07.10.2019
- Neoh Li Leng pada 13.10.2019
- G. Krishnan pada 14.11.2019
- Dato' Arunan Selvaraj pada 19.12.2019
- Ang Hean Leng pada 22.12.2019

Istiadat Reference bagi menghormati dan memperingati ahli-ahli di atas akan diadakan pada 25 Februari 2020 jam 9:00 pagi di Mahkamah Tinggi Kuala Lumpur di hadapan Y.A. Dato' Nordin bin Hassan.

#### **F. SEKRETARIAT**

Sekretariat menyokong tugas-tugas KLBC dan jawatankuasa-jawatankuasa kecilnya. Kecuali Pusat Bantuan Guaman yang mempunyai kakitangannya sendiri, projek-projek dan aktiviti-aktiviti 12 jawatankuasa kecil yang lain telah diselenggarakan dan diuruskan oleh kakitangan Sekretariat. Dengan kekuatan hanya 12 orang, kakitangan Sekretariat telah bekerja tanpa mengenal penat lelah sepanjang tahun untuk memastikan kelancaran urusetia dan kejayaan pelaksanaan projek-projek dan aktiviti-aktiviti KLBC dan jawatankuasa-jawatankuasa kecilnya. Ini termasuk melaksanakan tugas-tugas biasa lain seperti menyimpan rekod prosiding mesyuarat, memproses Petisyen Penerimaan Masuk ke Bar, mengumpul yuran tahunan, mengekalkan akaun, laman sesawang dan media-media sosial Bar Kuala Lumpur, melayan pertanyaan-pertanyaan dari ahli-ahli Bar, pelatih-pelatih dalam kamar dan orang-orang awam, adalah sebahagian dari tugas mereka.

KLBC bertuah mempunyai sekumpulan kakitangan yang setia dan berdedikasi, yang majoriti mereka telah berkhidmat dengan KLBC selama bertahun-tahun. Tahun lepas dua kakitangan telah menerima anugerah perkhidmatan yang panjang dan pada tahun ini, satu lagi kakitangan menerima anugerah tersebut – Siti Affaeza, Pegawai Kewangan & Pentadbiran, yang telah berkhidmat dengan KLBC selama 15 tahun.

Walau bagaimanapun, kami juga kehilangan dua kakitangan pada tahun lepas. Norhayati Rahmad, Penolong Pengarah, meninggalkan Sekretariat untuk menceburi bidang lain setelah berkhidmat dengan KLBC selama 10 tahun manakala Vasanth Kumari, Pembantu Pentadbiran dan Penyambut Tetamu, yang telah berkhidmat dengan KLBC selama enam tahun, berhenti atas sebab kesihatan.

Noratikah Shahrudin yang menyertai Sekretariat pada 2017 melangkah untuk mengambil alih portfolio Norhayati dan kedudukan kosong yang ditinggalkan olehnya diisi oleh Fathihah Rahim pada 17 Jun 2019. Kim Lee menyertai Sekretariat pada 1 Mac 2019 menggantikan Vasanth.

Struktur Organisasi dengan maklumat terperinci mengenai portfolio bagi setiap kakitangan boleh didapati di Laman Sesawang Bar Kuala Lumpur [www.klbar.org.my](http://www.klbar.org.my).

Seperti biasa, kakitangan Sekretariat bekerja rapat dengan KLBC dalam usaha untuk memberi khidmat yang lebih baik kepada ahli-ahli Bar Kuala Lumpur dan menyediakan Sekretariat yang lebih berkesan dan cekap. Kami mengalu-alukan maklum balas dan cadangan yang boleh membantu ahli-ahli dan meningkatkan keberkesanan dan kecekapan Sekretariat.

**G. PENGIKTIRAFAN DAN KESIMPULAN**

Semua projek dan aktiviti tidak berjaya dilaksanakan tanpa usaha Sekretariat, Jawatankuasa dan ahli-ahli Jawatankuasa-jawatankuasa kecil. Saya bekerja rapat dengan Sekretariat, terutama dengan Mary, Melissa dan Atikah. Saya menggalakkan kakitangan berjumpa dengan saya dan bercakap dengan bebas semasa mesyuarat-mesyuarat kakitangan. Ahli-ahli Jawatankuasa saya terdiri daripada ahli-ahli yang lalu dan berpengalaman serta ahli-ahli yang baru. Mereka semua bekerja keras. Mereka semua mempunyai kebajikan ahli-ahli Bar Kuala Lumpur dalam fikiran. Sesetengah daripada mereka bukan sahaja memenuhi sasaran mereka tetapi melebihi jangkaan saya. Saya mengucapkan terima kasih dan penghargaan kepada mereka.

Saya percaya bahawa setiap Jawatankuasa membina kerja Jawatankuasa sebelumnya. Untuk tujuan itu, rancangan peralihan dan benih adalah penting. Pengerusi-pengerusi Jawatankuasa Kecil semasa telah menyediakan perancangan/nota peralihan untuk Pengerusi-pengerusi Jawatankuasa Kecil seterusnya dan saya, tanpa ragu ragu, pasti bahawa mereka akan bertindak lanjut rancangan-rancangan tersebut dan tekad bekerja untuk manfaat semua ahli-ahli Bar Kuala Lumpur.

**Harleen Kaur (Leena)**

Pengerusi

Jawatankuasa Bar Kuala Lumpur 2019/20

Tarikh: 31 Disember 2019

# JAWATANKUASA AMALAN SIVIL DAN PERHUBUNGAN MAHKAMAH

Objektif utama Jawatankuasa Amalan Sivil dan Perhubungan Mahkamah ("CPCLC") adalah untuk menyelesaikan isu-isu kehakiman dan pentadbiran yang dihadapi oleh ahli-ahli Bar Kuala Lumpur. CPCLC bekerjasama rapat dengan pihak pengurusan Mahkamah Kuala Lumpur untuk mencapai objektif di atas.

Aktiviti-aktiviti dalam penggal 2019/20 adalah seperti berikut:

## **MESYUARAT DENGAN PENGURUSAN MAHKAMAH KUALA LUMPUR**

Mesyuarat tersebut telah diadakan pada 8 April 2019 jam 2:30 petang di Mahkamah Kuala Lumpur. Leena dan Nizam Bashir telah menghadiri diri. Antara perkara yang dibincangkan dalam mesyuarat tersebut adalah isu berkaitan dengan tempat letak kereta, penghawa dingin, keadaan bilik air dan isu-isu lain yang dibangkitkan oleh ahli-ahli Bar Kuala Lumpur kepada CPCLC.

## **KAUNTER ADUAN CPCLC**

Kaunter Aduan dianjurkan bersama Jawatankuasa Pelatih Dalam Kamar pada 11 April 2019 di Kafeteria, Aras B1, Kompleks Mahkamah Kuala Lumpur dari jam 10:00 pagi hingga 2:00 petang. Sebanyak 69 borang maklum balas telah dikumpulkan sepanjang sesi tersebut.

## **MAKLUM BALAS BERKAITAN KEHAKIMAN**

CPCLC telah menghantar satu eblast pada 15 Jun 2019 kepada ahli-ahli untuk mendapatkan maklum balas mengenai Badan Kehakiman. Maklum balas tersebut telah dipanjangkan kepada Ketua Hakim Negara dan mesyuarat di antara Ketua Hakim Negara dan Pemegang Jawatan Bar Malaysia bersama Jawatankuasa Penghubungan Mahkamah Majlis Peguam ("BCCLC") telah dijadualkan pada 24 Oktober 2019. BCCLC telah diwakili oleh Leena dan AG Kalidass.

## **MESYUARAT DENGAN NAZA TTDI SDN BHD**

Mesyuarat telah diadakan pada 18 Jun 2019 di Sekretariat Bar Kuala Lumpur. Pemaju telah membentangkan projek MET 1 mereka di mana projek tersebut akan membina pusat membeli-belah, hotel, pejabat untuk sewaan dan pangsapuri. Pemaju memaklumkan bahawa pembangunan projek mereka mengandungi tempat letak kereta awam dengan laluan pejalan kaki yang menurut perancangan pemaju akan disambungkan terus ke Kompleks Mahkamah. Projek dijangka siap sepenuhnya pada April 2021.

## **MAKLUM BALAS / ADUAN BERKENAAN E-REVIEW**

Permintaan maklum balas mengenai E-Review telah dikeluarkan pada 21 Jun 2019. Kami telah menerima maklum balas daripada tiga peguam berkaitan E-Review dan isu-isu tersebut telah disampaikan kepada Hakim Besar Malaya serta Hakim Besar Sabah dan Sarawak. Kami telah dinasihatkan bahawa garis panduan yang lebih jelas tentang penggunaan E-Review akan dikeluarkan kelak.

## **KAJI SELIDIK KIOSK PENGURUSAN KES**

Kaji selidik telah dihantar melalui eblast pada 21 Jun 2019 untuk mendapatkan maklum balas daripada ahli-ahli Bar Kuala Lumpur mengenai cadangan Kiosk Sistem Pengurusan Kes (CMS) di Aras B1 dipindahkan ke Aras L1. Kami telah menerima 73 maklum balas dan 70 ahli-ahli menyatakan bahawa mereka bersetuju bahawa Kiosk CMS dipindahkan ke L1. Maklum balas tersebut telah disampaikan kepada Pentadbiran Mahkamah Kuala Lumpur.

## **Pengerusi Bersama**

Harleen Kaur (Leena)  
Nizam Bashir

## **Ahli-Ahli Jawatankuasa**

Lim Yang Ern  
Nimalan a/l Devaraja  
Nur Syafinaz Vani binti Abdullah  
Sarita Menon a/p Mohan  
Tan Chong Pei

## **Pemerhati**

Irfan Husin bin Rosli  
Narandra a/l Kangatharan  
Pavitra a/p Apparao  
Vivian Ch'ng Meiyong  
Wan Idi Amin bin Ibrahim  
Wong Chong Ee

## **Sokongan Sekretariat**

Noratikah Shaharudin

**MESYUARAT DIANTARA CPCLC, HAKIM PENGURUSAN DAN PENTADBIRAN MAHKAMAH KUALA LUMPUR**

Mesyuarat tersebut telah diadakan pada 19 Julai 2019 pada jam 3:00 petang di Mahkamah Kuala Lumpur dan dihadiri oleh Leena, Nizam Bashir, Wong Chong Ee dan Syafinaz Vani. Isu-isu yang dibincangkan dalam mesyuarat tersebut termasuk isu-isu yang berkaitan dengan tandas, kafeteria, Infrastruktur Mahkamah, Pengurusan Mahkamah, tempat letak kereta dan E-Review. Kebanyakan isu yang dibangkitkan adalah aduan yang diterima daripada Kaunter Aduan yang diadakan pada 11 April 2019.

**MAKLUM BALAS BERKENAAN MAHKAMAH RAYUAN**

Pada 4 September 2019, CPCLC telah meminta maklum balas mengenai Mahkamah Rayuan daripada ahli-ahli Bar Kuala Lumpur. Maklum balas telah diperolehi dengan tujuan untuk mengenalpasti sebarang isu yang dihadapi oleh ahli-ahli dalam berurusan dengan Pegawai Mahkamah dan Kehakiman di Mahkamah Persekutuan dan Mahkamah Rayuan. Maklum balas yang diperolehi kemudiannya dikemukakan kepada Majlis Peguam Malaysia dan isu-isu tersebut telah dibangkitkan kepada Presiden Mahkamah Rayuan.

**PELAKSANAAN E-REVIEW**

Pada 22 October 2019, ahli-ahli Bar Kuala Lumpur dimaklumkan melalui eblast berkenaan Pelaksanaan Modul E-Review di Mahkamah Tinggi dan Mahkamah Rendah di Semenanjung Malaysia. Makluman tersebut juga dimuat naik ke laman sesawang Bar Kuala Lumpur.

**SESI LATIHAN ANJURAN E-KEHAKIMAN**

Sesi latihan untuk E-Review, E-Lelong dan E-Jamin telah dianjurkan oleh E-Kehakiman dan jemputan tersebut telah dilanjutkan kepada ahli-ahli Bar Kuala Lumpur untuk menghadiri latihan tersebut. Sesi latihan telah diadakan di Mahkamah Kuala Lumpur pada 18 November 2019.

**PENYELENGGARAAN TEMPAT LETAK KERETA DI HADAPAN KOMPLEKS MAHKAMAH KUALA LUMPUR.**

Kami telah menangani beberapa isu yang berkaitan dengan kawasan tempat letak kereta yang terletak di hadapan Kompleks Mahkamah Kuala Lumpur ("Parkir Diluar Kawasan"). Sebelum ini, terdapat beberapa ketidakpastian tentang pemilikan tanah di lokasi Parkir Diluar Kawasan dan ini menyebabkan DBKL tidak dapat menyelenggara kawasan tersebut. Penjelasan pemilikan tanah telah diperolehi dan maklumat yang berkaitan kemudiannya dikemukakan kepada pegawai DBKL yang berkenaan dalam suatu mesyuarat yang diadakan pada 29 November 2019.

Kerja memangkas pokok-pokok rendah yang berada berdekatan dengan Parkir Diluar Kawasan telah dilakukan sejak Disember 2019. Kerja-kerja penyelenggaraan oleh DBKL kemudiannya akan dibantu dengan kerja-kerja pembersihan saluran yang akan dijalankan oleh kontraktor swasta Mahkamah Kuala Lumpur.

**LOG ADUAN**

Log Aduan telah diwujudkan bagi membolehkan penyimpanan rekod yang lebih baik dan untuk membantu CPCLC di masa hadapan. Pada tahun 2019, CPCLC telah menerima kira-kira 130 aduan di mana sebahagian besarnya terdiri daripada aduan yang berkaitan dengan kebersihan kemudahan yang berada di Mahkamah Kuala Lumpur. CPCLC berjaya menyelesaikan kira-kira 85% daripada aduan yang diterima. Kami dengan sukacitanya memaklumkan bahawa kebanyakan aduan telah pun diselesaikan. Kami akan menindaklanjuti isu-isu yang masih belum dapat diselesaikan.

**KESIMPULAN DAN PENGHARGAAN**

Kami ingin merakamkan ucapan terima kasih dan penghargaan kami kepada ahli-ahli Bar Kuala Lumpur atas semua maklum balas, masa dan sokongan yang diberikan kepada CPCLC.

**Harleen Kaur (Leena)**

**Nizam Bashir**

Pengerusi Bersama

Jawatankuasa Amalan Sivil dan Perhubungan Mahkamah

Tarikh: 19 Disember 2019

## JAWATANKUASA AMALAN KORPORAT DAN KONVEYANSING

Jawatankuasa Amalan Korporat dan Konveyansing (“CCPC”) mengekalkan objektif utamanya untuk menyelesaikan masalah-masalah dan isu-isu yang dihadapi oleh pengamal korporat dan konveyansing dengan pelbagai pihak berkepentingan.

CCPC telah menganjurkan aktiviti-aktiviti berikut untuk penggal 2019/20:

### **SEMINAR BERKENAAN “WILLS, PROBATE, LETTER OF ADMINISTRATION AND SMALL ESTATES DISTRIBUTION ACT”**

Seminar tersebut telah disampaikan oleh Nahzatul Ain, Sarah Kambali, Daphne Lew Chah Yee dan Selva Balan Sinnan pada 24 Januari 2019 di Auditorium Bar Kuala Lumpur dari jam 10:00 pagi hingga 4:30 petang. Seminar tersebut berlangsung dengan amat jayanya dengan kehadiran 98 orang peserta. Disebabkan sambutan yang amat menggalakkan, CCPC sekali lagi menganjurkan seminar tersebut pada 12 September 2019. Seminar tersebut berlangsung dengan amat jayanya dengan kehadiran 83 orang peserta.

### **BENGKEL PRAKTIKAL 2-HARI BERKENAAN AMALAN KONVEYANSING**

Bengkel ini telah berjaya dianjurkan sebanyak dua kali untuk tahun 2019 pada 27 dan 28 Februari 2019 serta 9 dan 10 Julai 2019. Kedua-dua bengkel ini diadakan di Auditorium Bar Kuala Lumpur yang berlangsung dari 9:00 pagi hingga 4:30 petang masing-masing dengan 66 dan 65 orang peserta.

Kami merekodkan penghargaan dan ucapan terima kasih kepada para penyampai/fasilitator iaitu Lee Peck Ha, Yogeswari, Dennis Teoh, Chong Wai Kuan, Susan Joseph, Sarah Kambali, Nahzatul Ain, Daphne Lew Chah Yee dan Donny Kwa atas masa dan sumbangan mereka.

### **SEMINAR BERKENAAN PERBANKAN ISLAM**

Seminar tersebut telah disampaikan oleh Dr. Syed Adam AlHabshi pada 14 Mac 2019 di Auditorium Bar Kuala Lumpur dari jam 2:30 hingga 5:30 petang. Seminar tersebut berlangsung dengan amat jayanya dengan kehadiran 64 peserta. CCPC telah menganjurkan sekali lagi seminar tersebut pada 20 Jun 2019 dan telah dihadiri oleh 27 orang peserta.

### **MAKLUMBALAS BERKENAAN PIHAK BERKUASA KERAJAAN**

Satu eblast telah dikeluarkan pada 28 Mei 2019 untuk mendapatkan maklum balas mengenai Pihak Berkuasa Kerajaan seperti Pejabat Pengarah Tanah dan Galian Wilayah Persekutuan (PTGWP), Lembaga Hasil Dalam Negeri Malaysia (LHDN), Jabatan Insolvensi, Suruhanjaya Syarikat Malaysia (SSM) dan Lembaga Pembiayaan Perumahan Sektor Awam (LPPSA).

### **SEMINAR LPPSA INTEGRITI 2019**

Seminar ini dianjurkan oleh Lembaga Pembiayaan Perumahan Sektor Awam (LPPSA) dan diadakan di LPPSA pada 19 Ogos 2019, jam 8:30 pagi hingga 1:00 petang. CCPC diwakili di Seminar oleh Vivek, Lee Peck Ha, Nahzatul Ain, Dennis Teoh dan Hng Huey Koon.

### **SEMINAR BERKENAAN “APAKAH TUGAS BERKANUN BAGI PEMAJU/JMB/MC?”**

Seminar tersebut telah diadakan pada 26 September 2019 dari jam 2:30 hingga 5:30 petang di Auditorium Bar Kuala Lumpur dan telah disampaikan oleh Lai Chee Hoe. Seminar tersebut berlangsung dengan jayanya dengan kehadiran 79 orang peserta.

#### **Pengerusi**

Vivekananda Sukumaran

#### **Ahli-Ahli Jawatankuasa**

Chew Yik Ming

Chew Yong See

Chia Kim Meang

Chong Wai Kuan

Donny Kwa Soo Chuan

Lee Jie Jiun

Lee Peck Ha

Leong Bee Teent

Lim Yin Faye

Loi Yap Loong

Nahzatul Ain binti Mohd Khalid

Ong June Siang

Ong Wen Yee

Ooi Tuan Leng

Rauramah a/p Appanan

Sarguna Kumaari a/p Munusamy

Susan a/p Joseph

Teh Jin Yao

Teoh Kheng Siang @ Dennis Teoh

Thilagavathy a/p Jayakumar

Thong Kim Ying

Wong Joo Yee

Yogeswari a/p Nyandy @ K

Rathakrishnan

#### **Pemerhati**

Chin Lian Jie

Chua Chi Hong

Daphne Lew Chah Yee

Hng Huey Koon

Ng Lai Li

Nur Amiera Kamarahzaman

Sarah Kambali

Toh Gim Phaik

#### **Sokongan Sekretariat**

Noratikah Shaharudin

### **LAWATAN KUNJUNGAN HORMAT KE JABATAN KETUA PENGARAH TANAH DAN GALIAN PERSEKUTUAN**

CCPC telah membuat lawatan kunjungan hormat ke Jabatan Ketua Pengarah Tanah dan Galian Persekutuan (“JKPTG”) di Putrajaya pada 19 November 2019. Tujuan kunjungan tersebut adalah untuk mewujudkan kerjasama dan mengeratkan silaturahmi dengan JKPTG serta membincangkan Persidangan Konveyansing akan datang yang dijadualkan pada awal tahun 2020. CCPC diwakili oleh Vivek, Nahzatul Ain, Lee Peck Ha, Yogeswari dan Chong Wai Kuan.

### **LOG ADUAN**

Log Aduan telah diwujudkan untuk membolehkan penyimpanan rekod yang lebih baik. Semua maklumbalas/aduan yang diterima daripada ahli-ahli telah direkod di dalam Log Aduan dan tindakan yang sewajarnya telah diambil.

### **ACARA AKAN DATANG**

- **Seminar Berkenaan “Basic Aviation Law”**

Tarikh: Khamis, 13 Februari 2020

Masa: 2:30 petang hingga 5:30 petang

Penceramah: Sarguna Kumaari

- **Bengkel Praktikal 2-Hari Berkenaan Pengurusan Strata & Tribunal**

Tarikh: Rabu & Khamis, 19 & 20 Februari 2020

Masa: 9:00 pagi hingga 5:15 petang

Penceramah:

- 1) Lee Peck Ha
- 2) Krishnamoorthy Mylvaganam @ Krishna
- 3) Christine Toh
- 4) Denise Phang
- 5) Lee Ai Wi
- 6) N. Sabrina Atikah
- 7) Teo Kui Cheng
- 8) Allen Khor Haw Lun
- 9) Sarguna Kumaari
- 10) Ng Zhi Ying
- 11) Lee May Mey

- **Persidangan Konveyansing 2020**

Tarikh: Khamis, 16 April 2020

Masa: 9:00 pagi hingga 5:00 petang

Penceramah:

- 1) Jabatan Ketua Pengarah Tanah dan Galian Persekutuan (JKPTG)
- 2) Bank Negara Malaysia (BNM)
- 3) Lembaga Hasil Dalam Negeri Malaysia (LHDN)
- 4) Bahagian Jenayah Komersial, Polis Diraja Malaysia
- 5) Jabatan Insolvency Malaysia
- 6) Jabatan PII & Pengurusan Risiko, Majlis Peguam Malaysia

Tempat:

Asian International Arbitration Centre (AIAC) Auditorium

Bangunan Sulaiman, Jalan Sultan Hishamuddin, Kuala Lumpur

**KESIMPULAN DAN PENGHARGAAN**

Saya ingin merakamkan ucapan terima kasih dan penghargaan kepada semua ahli atas masa dan sokongan mereka kepada CCPC.

**Vivekananda Sukumaran**

Pengerusi

Jawatankuasa Amalan Korporat dan Konveyansing

Tarikh: 12 Disember 2019

# JAWATANKUASA AMALAN UNDANG-UNDANG JENAYAH

Jawatankuasa Amalan Undang-Undang Jenayah (“CLPC”) meneruskan objektif utamanya untuk mengatasi isu-isu dan masalah-masalah yang dihadapi oleh pengamal undang-undang jenayah dengan agensi-agensi yang berkaitan iaitu Badan Kehakiman, Jabatan Peguam Negara, Polis Diraja Malaysia dan Jabatan Penjara Malaysia.

Aktiviti-aktiviti bagi penggal 2019/2020 adalah seperti berikut:

## **SUMBANGAN KEPADA PENJARA SUNGAI BULOH**

Pada penggal ini, CLPC telah melancarkan satu projek khas bagi mengumpul item-item untuk kegunaan Penjara Sungai Buloh. Kempen tersebut telah dijalankan dari 15 Mei 2019 sehingga 31 Julai 2019. Seorang ahli Bar telah menyumbangkan dua buah kerusi roda yang telah diserahkan kepada Penjara Sungai Buloh pada 3 September 2019.

## **MESYUARAT DENGAN HAKIM PENGURUS MAHKAMAH KUALA LUMPUR DAN BAHAGIAN JENAYAH MAHKAMAH TINGGI KUALA LUMPUR**

Mesyuarat antara Hakim Pengurus Mahkamah Kuala Lumpur, Bahagian Jenayah Mahkamah Tinggi Kuala Lumpur, CLPC, Yayasan Bantuan Guaman (“YBGK”) dan Pusat Bantuan Guaman Majlis Peguam (Kuala Lumpur) [“KL LAC”] telah diadakan pada 26 Jun 2019, jam 3:30 petang di Bilik Melati, Aras 6, Kompleks Mahkamah Kuala Lumpur.

Perbincangan utama di mesyuarat tersebut adalah mengenai isu-isu berkaitan dengan YBGK. Jacky Loi mewakili CLPC, Ravi Nekoo mewakili YBGK dan Collin Arvind Andrew mewakili KL LAC di mesyuarat tersebut.

## **MESYUARAT DENGAN KETUA POLIS DAERAH DANG WANGI, KUALA LUMPUR**

Mesyuarat dengan Ketua Polis Daerah Dang Wangi telah diadakan pada 30 Ogos 2019. CLPC diwakili oleh Jacky Loi dan Nur Aminahtul Mardiah.

Isu utama yang dibincangkan dalam mesyuarat tersebut adalah kesulitan yang dihadapi oleh peguam yang mewakili suspek yang ditangkap (“anak guam”) untuk mendapatkan maklumat daripada anak guam dan keadaan di mana peguam tidak dibenarkan masuk ke dalam lokap untuk melakukan perbincangan reman. Ahli-ahli telah dimaklumkan tentang perkembangan isu-isu yang dibincangkan melalui eblast pada 23 Oktober 2019.

## **MESYUARAT BERSAMA JABATAN PEGUAM NEGARA (“AGC”)**

Satu surat telah diutuskan kepada Puan Julia Ibrahim, Pengarah Pendakwa Negeri, pada 15 Mei 2019 untuk mengadakan suatu kunjungan hormat dan mesyuarat bagi membincangkan isu-isu yang dihadapi oleh ahli-ahli Bar ketika berurusan dengan pegawai-pegawai AGC. Mesyuarat tersebut telah ditetapkan pada 30 Disember 2019.

## **ULAT (TOUTS)**

CLPC mengambil langkah untuk membendung masalah ulat (tout) dengan cara mengeluarkan eblast kepada ahli-ahli pada 25 Oktober 2019 untuk meminta kepada ahli-ahli supaya mengelakkan dari mengamalkan aktiviti ulat dan menghentikan amalan tersebut sekiranya mengamalkannya. Para ahli juga disarankan untuk mendedahkan maklumat tentang pengamalan aktiviti tersebut jika mempunyai sebarang maklumat berkenaan aktiviti ulat.

### **Pengerusi**

Jacky Loi Yap Loong

### **Ahli-Ahli Jawatankuasa**

Ernie Sulastrri Ahmad

Mahajoth Singh a/l Darshan Singh

Norziehan Binti Muhamad Fauzi

Ponnusamy a/l Kalaichelvan

Shashi Devan a/l Tharmalingam

Teoh Kung Yu

Rajsurian Pillai a/l Chellappa Pillai

Raul Lee Bhaskaran

Nur A'minahtul Mardiah Md Nor

Shaharudin bin Ali

### **Pemerhati**

Afiqah binti Hudzari

Annesha Mary Koshy

Chan Foong Yee

Dayang Nur Bahirah binti Awg Matsni

Edlyn Ashwini Jacobs

Iman Nabilah binti Khairi

Janice Ng Xiao Yen

N. Rajesvaran K. Nagarajan

Pavitra a/p Apparao

Tong Joe Jye

Wan Idi Amin bin Ibrahim

Wong Yoke Ting

Yap Tsu Sheng

Yeoh Yu Xian

### **Sokongan Sekretariat**

Noratikah Shaharudin

**MAKLUM BALAS DARI AHLI-AHLI BAR**

CLPC mengeluarkan eblast kepada ahli-ahli pada 26 Ogos 2019 untuk mendapatkan maklum balas berkaitan dengan Amalan Undang-Undang Jenayah.

**LOG ADUAN**

Log Aduan telah diwujudkan untuk membolehkan penyimpanan rekod yang lebih baik dan untuk membantu CLPC yang seterusnya. Semua maklum balas dan aduan yang diterima direkod di dalam Log Aduan. CLPC telah menangani kebanyakan aduan yang telah diterima.

**KESIMPULAN DAN PENGHARGAAN**

Saya ingin merakamkan ucapan ribuan terima kasih dan penghargaan kepada ahli-ahli CLPC untuk masa, sokongan dan kerjasama mereka sepanjang tahun 2019/2020.

**Jacky Loi Yap Loong**

Pengerusi

Jawatankuasa Amalan Undang-Undang Jenayah

Tarikh: 18 Disember 2019

## JAWATANKUASA KEWANGAN

Untuk pertama kalinya, Jawatankuasa Kewangan telah ditubuhkan dan fungsinya adalah untuk mengkaji, memantau dan membincangkan kedudukan kewangan Jawatankuasa Bar Kuala Lumpur ("KLBC").

### **BELANJAWAN 2019**

Jawatankuasa Kewangan telah memulakan penggalnya dengan merangka belanjawan bagi perbelanjaan sepanjang tahun 2019. Tujuannya adalah untuk cuba menjauhkan dari keputusan ad hoc yang dibuat mengenai perkara kewangan. Semua jawatankuasa kecil termasuk Sekretariat Bar Kuala Lumpur perlu mematuhi belanjawan yang telah diluluskan bagi memastikan tidak berlaku perbelanjaan yang berlebihan. Untuk tujuan ini, Jawatankuasa Kewangan dengan sukacitanya melaporkan bahawa pada akhir bulan November 2019, semua perbelanjaan adalah dalam belanjawan yang diluluskan.

### **MENGEMUKAKAN CADANGAN UNTUK PENGECUALIAN YURAN PENYELENGGARAAN**

Dengan penolakan permintaan KLBC oleh Majlis Peguam yang dibuat dalam penggal yang lalu untuk pengecualian penuh yuran penyelenggaraan bagi premis baru di Wisma Badan Peguam Malaysia, Jawatankuasa Kewangan, selepas perbincangan yang sewajarnya, mencadangkan kepada KLBC bagi mengemukakan permintaan baru untuk mendapat pengecualian sebanyak 50% daripada yuran penyelenggaraan sekiranya Majlis Peguam tidak dapat menyetujui pengecualian 100% pada masa ini, dan seterusnya memberikan KLBC 100% pengecualian apabila pinjaman yang diambil oleh Majlis Peguam untuk membeli bangunan tersebut telah dibayar sepenuhnya. Dalam kapasiti sebagai Pengerusi KLBC, saya telah dijemput untuk menyampaikan representasi permintaan kami ini secara persendirian di salah satu mesyuarat Jawatankuasa Kewangan Majlis Peguam.

Kami dengan sukacitanya melaporkan bahawa Jawatankuasa Kewangan Majlis Peguam meluluskan pengecualian sebanyak 50% daripada yuran penyelenggaraan. Walau bagaimanapun, mereka tidak dapat membuat keputusan atas permintaan kedua kami untuk pengecualian 100% apabila pinjaman telah dibayar sepenuhnya. Keputusan itu hanya boleh dilakukan apabila pinjaman telah diselesaikan dan mengambil kira kewangan Bar Malaysia pada masa itu.

Dengan pengecualian 50% tersebut, yuran penyelenggaraan adalah dikurangkan dari RM8,476.00 kepada RM4,238.00 sebulan.

### **MENGEMBANGKAN WANG DALAM DEPOSIT TETAP**

Jawatankuasa Kewangan sedang mengkaji cara-cara untuk mengembangkan wang dalam deposit tetap berjumlah kira-kira RM1.3 juta. Matlamatnya adalah untuk mendapatkan pulangan yang lebih baik untuk memberi manfaat kepada ahli-ahli Bar Kuala Lumpur khususnya dalam bidang pembangunan profesional berterusan atau pendidikan undang-undang berterusan.

Pada masa ini, Jawatankuasa Kewangan sedang bertemu dengan Perancang-perancang Kewangan dan meneroka pilihan pelaburan yang berbeza.

### **Pengerusi**

Harleen Kaur (Leena)

### **Ahli-Ahli Jawatankuasa**

Karen Cheah Yee Lynn

Brendan Navin Siva

Ravinder Singh Dhaliwal (Ravin)

### **Sokongan Sekretariat**

Mary Tan

Siti Affaeza binti Bolot

**PENGHARGAAN**

Kejayaan Jawatankuasa Kewangan terletak atas tenaga dan masa yang diberikan oleh ahli-ahli Jawatankuasa ini, semuanya adalah bekas Pengerusi Jawatankuasa Bar Kuala Lumpur atau Bendahari Bar Malaysia. Pengetahuan mereka yang luas tentang kerja-kerja Bar Negeri dan kewangan telah membantu dengan baik. Saya juga sangat berterima kasih kepada sikap dedikasi dan perhatian yang terperinci yang ditunjukkan oleh Mary, Pengarah Eksekutif dan Siti, Pegawai Kewangan & Pentadbiran. Mereka sentiasa membantu Jawatankuasa Kewangan dengan memantau kedua-dua pendapatan dan perbelanjaan setiap bulan.

**Harleen Kaur (Leena)**

Pengerusi

Jawatankuasa Kewangan

Tarikh: 12 Disember 2019

# JAWATANKUASA MEMBAHARUI AMALAN FIRMA DAN BERKUMPULAN

Jawatankuasa Membaharui Amalan Firma dan Berkumpulan (“PRC”) telah ditubuhkan untuk menyemak dan mencadangkan pembaharuan kepada undang-undang yang sedia ada, peraturan-peraturan dan kaedah-kaedah berkenaan amalan undang-undang bagi tujuan meliberalisasikan dan memodenkan profesion undang-undang untuk ahli-ahli Bar Kuala Lumpur.

Bagi penggal ini, PRC telah mempertimbangkan pembaharuan-pembaharuan kepada perkara-perkara berikut:

- Kaedah-Kaedah Profesion Undang-Undang (Publisiti) 2001;
- Kaedah-Kaedah Profesion Undang-Undang (Amalan Undang-Undang Berkumpulan) 2018;
- Kaedah-kaedah Majlis Peguam “Bar Council Rulings” yang ketinggalan zaman dan usang; dan
- Kaedah-kaedah berkenaan peguambela dan peguamcara yang dilantik sebagai setiausaha syarikat, ejen paten berdaftar, ejen hak cipta, ejen rekabentuk perindustrian dan/atau ejen petunjuk geografi.

Berdasarkan di atas, dua kertas perundingan telah disediakan:

- Kaedah-Kaedah Profesion Undang-Undang (Publisiti) 2001 (“LPPR”); dan
- Kaedah-Kaedah Profesion Undang-Undang (Amalan Undang-Undang Berkumpulan) 2018 (“Kaedah GLP”)

Bagi LPPR, PRC telah membuat cadangan sementara untuk memperkenalkan kaedah-kaedah publisiti yang baru (“Kaedah-Kaedah Baru”) dengan pendekatan berasaskan prinsip dan pendekatan preskriptif dalam keadaan-keadaan yang terhad.

Tujuan Kaedah-Kaedah baru ini adalah untuk meliberalisasikan kaedah-kaedah publisiti untuk peguam-peguam. Publisiti haruslah dibenarkan selagi publisiti tersebut adalah tepat, tidak mengelabui dan tidak merendahkan amanah yang diberikan oleh orang awam kepada peguambela dan peguamcara dalam perkhidmatan undang-undang. Perkara ini akan memberi manfaat kepada orang awam sekiranya terdapat penyebaran maklumat yang lebih bebas kerana mereka dapat membuat pilihan yang tepat dalam perlantikan peguambela.

Bagi Kaedah GLP, PRC telah membuat cadangan sementara untuk membatalkan peruntukan-peruntukan yang menyekat, (1) jumlah firma-firma dalam suatu Amalan Undang-Undang Berkumpulan (“GLP”) kepada 5; (2) jumlah peguambela dan peguamcara dalam satu ahli firma GLP kepada 5; (3) firma-firma yang mempunyai cawangan daripada menyertai GLP; dan (4) GLP dari mempunyai cawangan. Tujuan cadangan sementara tersebut dibuat adalah untuk membenarkan firma-firma kecil dan juga GLP untuk bersaing dengan lebih hebat. Ini akan memanfaatkan orang awam kerana mereka akan mempunyai pilihan dan akses yang lebih banyak untuk perkhidmatan undang-undang.

## **Pengerusi**

New Sin Yew

## **Ahli-Ahli Jawatankuasa**

Ariane Nisha a/p Rabindran

Benjamin John Thompson

Chew Zhen Tao

Dato’ DP Vijandran

Dato’ Jerald Allen a/l Gomez

Joshua Wu

Kevin Lim Kang Wen

Lim Li Fong

Marcus Tan Kian Han

Nur Fathanah binti Mohd Rafee

Randy Chew

Sivajothi a/p Ganason

Syed Rashid Alsree

Terrance Lee

Too Xing Ji

Wong Sue Wan

## **Sokongan Sekretariat**

Melissa Linda Dass

Kertas-kertas perundingan boleh didapati dalam talian. Selain itu, emel telah dihantar kepada ahli-ahli Bar Kuala Lumpur untuk mendapatkan pandangan mereka tentang cadangan sementara PRC tersebut. Jika cadangan sementara PRC tersebut diterima dengan baik, PRC bercadang untuk mencadangkan kepada Peguam Negara untuk menerimapakai pembaharuan-pembaharuan yang dicadangkan.

Sesi perundingan telah bermula sejak Oktober 2019 dan masih berlangsung. Tempoh akhir perundingan telah dilanjutkan sehingga pertengahan bulan Januari 2020.

Selepas perundingan tamat, satu laporan akhir untuk LPPR dan juga Kaedah GLP akan disediakan.

**New Sin Yew**

Pengerusi

Jawatankuasa Membaharui Amalan Firma dan Berkumpulan

Tarikh: 26 Disember 2019

# JAWATANKUASA KESAKSAMAAN JANTINA DAN DIVERSITI

Jawatankuasa Bar Kuala Lumpur berkomit untuk menggalakkan kecemerlangan, diversiti, rasa hormat dan inklusi di Bar selaras dengan prinsip keadilan dan kesaksamaan. Untuk mencapai matlamat ini, Jawatankuasa Kesaksamaan Jantina dan Diversiti (“GEDC”) ditubuhkan untuk memimpin pembangunan, pelaksanaan dan inisiatif yang direka untuk:

- menyokong budaya tempat kerja yang tidak berdiskriminasi di Bar;
- mengenalpasti dan berusaha untuk mengatasi halangan dan kecenderungan tanpa sedar yang dihadapi oleh ahli-ahli kerana jantina, orientasi seksual atau ketidakupayaan yang mungkin menghalang kesamaan peluang sejati; dan
- mendidik ahli-ahli mengenai amalan kesamarataan dan diversiti yang terbaik melalui pembangunan modul pengenalan dan latihan yang lebih maju.

Sepanjang tahun lalu, seminar dan program pemekaan berikut telah dianjurkan:

## MODUL BULANAN DIVERSITI DAN INKLUSI UNTUK PELATIH DALAM KAMAR

GEDC telah bekerjasama dengan Jawatankuasa Pelatih Dalam Kamar untuk memasukkan satu modul “Diversiti dan Inklusi” selama satu jam ke dalam Sesi Pengenalan Bulanan Pelatih Dalam Kamar. Matlamatnya adalah untuk mendidik dan mewujudkan kesedaran di kalangan pelatih-pelatih atas, antara lain, isu-isu yang berkaitan dengan pemekaan jantina, gangguan seksual dan kecenderungan tidak sedar:

TARIKH	PENYAMPAI	BILANGAN PELATIH DALAM KAMAR
23 Januari 2019 (pagi)	Pang Kee Teck (Seksualiti Merdeka) Goh Siu Lin	91
23 Januari 2019 (petang)	Thilaga (Justice for Sisters) Goh Siu Lin	91
3 April 2019	Goh Siu Lin	90
12 Jun 2019	Goh Siu Lin	108
24 Julai 2019	Robyn Choi (Former HAKAM Secretary General) Goh Siu Lin	99
21 Ogos 2019	Nik Shazarina (Sisters in Islam) Goh Siu Lin	97
18 September 2019	Yu Ren Chung (Women’s Aid Organisation) Goh Siu Lin	98
16 October 2019	Numan Affi (Pelangi Campaign)	96
27 November 2019	Nazreen Nizam (Women’s Aid Organisation)	69
18 Disember 2019	Dr Lai Suat Yan (University of Malaya)	92
15 Januari 2020 (akan datang)	Dr Colin Nicholas (Centre for Orang Asli Concerns)	

### Pengerusi

Sharmila Ravindran

### Ahli-Ahli Jawatankuasa

Au Yang Siong

Chanravathane S Ponnudurai

Chew Yi Hsien

Devinia Sunshine Owen Devan

Esther Liew

Goh Siu Lin

Ho Lee Wan Ling

Kiew Sui Ning

Meera Samanther

Michelle Tan Seok Hui

Nabila Kamarudin

Nathalie Annette Kee Xuan Li

Norliza binti Rasool Khan

Nur Amira bt Ahmad Azhar

Pavitra Apparao

Raaasi Laarnia a/p Rajandran

Rajinah Ashwini Chandra Serharan

Ramesh N Puranachandran

Selva Barathy Krishnan

Sivaram Prasad

Syahira Rahim

### Pemerhati

Betty Yeoh

Yu Ren Chung

### Sokongan Sekretariat

Melissa Linda Dass

### **SEMINAR BERKENAAN ADAKAH MALAYSIA MEMERLUKAN UNDANG-UNDANG GANGGUAN SEKSUAL YANG MANDIRI?**

Seminar ini telah diadakan pada 30 Januari 2019 dan dibentangkan oleh David Morais, Fahri Azzat dan Chang Mei Yen dan diselia oleh Meera Samanther di Auditorium Bar Kuala Lumpur dari jam 3:00 petang hingga 6:00 petang. Seminar ini dihadiri oleh 26 orang peserta. Seminar ini adalah satu kajian semula keputusan penting Mahkamah Persekutuan di dalam kes Mohd Ridzwan Abdul Razak lwn Asmah Hj Mohd Nor (“Kes Tabung Haji”).

### **SEMINAR “GET ON BOARD”**

Seminar ini telah diadakan pada 19 Mac 2019 dan telah dianjurkan bersama dengan Kelab 30% Malaysia. Seminar ini, yang diadakan sempena dengan Hari Wanita Antarabangsa disampaikan oleh P. Raj Kumar, TP @ Tian Pouw, Marzida Mohd Noor, Aliza Ashari dan Dato ‘Azmi Mohd Ali di Auditorium Bar Kuala Lumpur dari 2:30 petang hingga 5:30 petang. Dihadiri oleh 28 orang peserta, penceramah memberi tumpuan kepada tiga topik iaitu “Jadilah Yang Diperkuatkan”; “Meningkatkan Keupayaan”; dan “Petua Cari dan Mempelajari”.

### **BENGGEL KESIHATAN MENTAL DAN KESELAMATAN DI TEMPAT KERJA**

Bengkel ini yang diadakan pada 25 Mei 2019 di Auditorium Bar Kuala Lumpur dari 9:00 pagi hingga 1:00 petang merupakan satu kerjasama antara GEDC bersama dengan Lean in Malaysia dan disokong oleh Suruhanjaya Tinggi Australia. Acara ini dihadiri oleh 54 orang peserta serta Pesuruhjaya Tinggi Australia, Andrew Goledzinowski, yang menyampaikan ucapan utama. Sidang panel terdiri daripada tiga individu iaitu Azran Osman Rani, Ketua Pegawai Eksekutif dan Pengasas bersama Naluri; Eulis Rachmatiah Iskandar, Ketua Etika dari Celcom Axiata Berhad; dan Andre Gan, Rakan Pengurusan Wong & Partners yang berkongsi pengalaman dan petua tentang cara mengatasi tekanan di tempat kerja. Azran juga mengadakan sesi ‘break-out’ untuk berkongsi dengan para peserta cara-cara menangani masalah kesihatan mental dan tekanan di tempat kerja.

### **SEMINAR BERKENAAN KENAPA WANITA PERLU LEBIH MELABUR**

Seminar ini telah diadakan pada 31 Julai 2019 dan disampaikan oleh Wong Wai Ken, Pengurus Negara StashAway – Malaysia, di Bilik Mesyuarat Sekretariat Bar Kuala Lumpur dari 3:30 petang hingga 5:00 petang. Penceramah bukan hanya bercakap tentang mengapa lebih ramai wanita perlu melabur tetapi juga berkongsi asas-asas pelaburan seperti, “Kelas aset dan apa yang sesuai dengan anda”; “Mengapa garis masa penting semasa melabur”; “Adakah pengaturan masa pasaran perkara yang betul untuk dilakukan?”; dan “Kepelbagaian dan bagaimana membuat portfolio seimbang”. Seminar ini dihadiri oleh 12 orang peserta.

### **DIVERSITI DALAM TIMBANG TARA**

Acara ini diadakan pada 8 Oktober 2019. Ahli-ahli panel adalah Shamila Neelakandan, Sudharsanan Thillainathan, Sharon Chong Tze Ying dan Irene Mira. Sesi ini diselia oleh Norliza binti Rasool Khan. 20 orang peserta menghadiri acara tersebut. Isu-isu yang dibincangkan pada sesi panel ini berkaitan dengan diversiti di dalam arena timbang tara dan ahli-ahli panel telah berkongsi pengalaman mereka di dalam timbang tara.

### **PROGRAM MENTORSHIP AWL-BAR KUALA LUMPUR**

Persatuan Peguam Wanita (“AWL”) bersama dengan GEDC telah melancarkan Program Mentorship ini pada Persidangan Peguam Wanita Malaysia 2019 pada 8 November 2019. Mentor-mentor yang dipilih adalah:

1. Yang Arif Dato’ Mary Lim (Patron);
2. Sitpah Selvaratnam;
3. Fiona Mathilda Bodipalar;
4. Selvamalar Alagaratnam;
5. Shanti Abraham;
6. Janice Leo;
7. Norliza binti Rasool Khan;
8. Sangeet Kaur Deo; dan
9. Idza Hajar binti Ahmad Idzam.

### **KAJI SELIDIK GANGGUAN SEKSUAL DI TEMPAT KERJA**

Satu kaji selidik gangguan seksual di tempat kerja telah dijalankan pada 4 November 2019 sehingga 2 Disember 2019 melalui Jawatankuasa Bar Kuala Lumpur. Kami menerima 49 balasan. 77.1% adalah wanita dan 22.9% adalah lelaki. Kami sedang menganalisis data dan menyediakan Laporan Akhir dan akan menyiarkan/menerbitkan Laporan Akhir tersebut secara rasminya setelah selesai.

**AKTIVITI-AKTIVITI AKAN DATANG****1. FORUM WANITA DALAM AMALAN 2019**

GEDC asalnya bercadang untuk menganjurkan “Forum Wanita dalam Amalan 2019” pada November 2019. Tema forum ini ialah “Memajukan Kerjaya Peguam Wanita dan Menggalakkan Roh Persahabatan”. Forum ini, acara setengah hari dan akan diadakan di ruang kerja bersama, adalah untuk menyatukan personaliti-personaliti dari sektor kerajaan, perundangan dan kewangan membincangkan cabaran-cabaran, isu-isu, dan peluang wanita di sekitar profesion masing-masing untuk membincangkan isu-isu kritikal wanita dalam tenaga kerja termasuk prasangka terhadap jenis pekerjaan tertentu, stereotaip jantina, siling kaca, jurang gaji, mentoring dan memupuk tenaga kerja wanita, serta gangguan seksual. Forum ini telah ditangguhkan kerana ianya bercanggah dengan Persidangan Peguam Wanita 2019 yang juga diadakan pada November 2019. Kami merancang untuk mengadakan Forum pada tahun 2020 dan sedang mencari sumber penaja.

**2. E-RISALAH DAN POLISI GANGGUAN SEKSUAL**

Bersamaan dengan Kaji Selidik Gangguan Seksual di Tempat Kerja yang dijalankan, GEDC sedang dalam perbincangan dengan All Women’s Action Society (“AWAM”) untuk melancarkan E-Risalah bagi Gangguan Seksual di Tempat Kerja secara spesifik untuk firma-firma guaman di Kuala Lumpur yang boleh diedarkan melalui emel dan media sosial bagi tujuan peningkatan kesedaran dan mengubah budaya kerja dan tingkah laku dalam firma-firma guaman.

**Sharmila Ravindran**

Pengerusi

Jawatankuasa Kesaksamaan Jantina dan Diversiti

Tarikh: 19 Disember 2019

# JAWATANKUASA TEKNOLOGI MAKLUMAT

Jawatankuasa Teknologi Maklumat ("ITC") telah meneruskan usaha dalam mereformasikan dan membuat perubahan dalam rangka kerja teknologi maklumat Bar Kuala Lumpur dan memodenkan Sekretariat Bar Kuala Lumpur

## **APLIKASI MOBIL BAR KUALA LUMPUR**

Kami berbangga untuk mengumumkan pelancaran Aplikasi Mobil Bar Kuala Lumpur. Ahli-ahli dan pelatih-pelatih dalam kamar kini boleh menempah atau membeli tiket untuk acara-acara dalam talian menggunakan Aplikasi Mobil ini.

Bagi pengguna Android, Aplikasi Mobil Bar Kuala Lumpur kini boleh dimuat turun dari Setor Google Play.

Aplikasi Mobil Bar Kuala Lumpur untuk pengguna Apple iOS masih dalam pelaksanaan dari pemaju, Agile D3velper Sdn Bhd. Kami akan mengemaskini ahli-ahli tentang perkembangan aplikasi dengan sewajarnya.

## **BILLPLZ DI LAMAN SESAWANG BAR KUALA LUMPUR**

Selain dari iPay88, Billplz telah dilaksanakan sebagai mod pembayaran dalam talian tambahan di laman sesawang Bar Kuala Lumpur dan Aplikasi Mobil Bar Kuala Lumpur.

Kadar penerimaan adalah baik. Kami telah menjana lebih daripada RM250,000.00 setakat ini melalui pembelian tiket dalam talian melalui mod pembayaran ini.

## **SISTEM PENGURUSAN KEAHLIAN BARU DI SEKRETARIAT**

Brainymations Studio Sdn Bhd, yang dilantik oleh kami pada tahun 2016 untuk membina Sistem Pengurusan Keahlian akan menyiapkan Sistem Pengurusan Keahlian ini. Pada masa ini, bahagian hadapan sistem adalah berfungsi sepenuhnya. Hanya terdapat satu atau dua ciri di bahagian belakang yang masih sedang dibina.

Pangkalan data keahlian Bar Kuala Lumpur kini adalah diselaraskan dengan pangkalan data keahlian Majlis Peguam. Sistem Pengurusan Keahlian juga telah ditingkatkan untuk memproses alamat emel ahli-ahli dari Sistem Aplikasi Aplikasi SAPC. Notis Mesyuarat Agung Tahunan Bar Kuala Lumpur kini akan dihantar melalui emel kepada ahli-ahli dan ia akan menjimatkan kos sekitar RM5,000.00 untuk bayaran pos.

## **CADANGAN TEKNOLOGI MAKLUMAT**

Satu kaji selidik telah dikeluarkan pada 8 Mei 2019 kepada ahli-ahli bagi tujuan mendapatkan cadangan mengenai teknologi maklumat untuk membantu ahli-ahli dalam bidang amalan mereka. Kami dengan dukacitanya memaklumkan bahawa kami tidak menerima apa-apa maklum balas daripada ahli-ahli.

### **Pengerusi**

Foong Cheng Leong

### **Timbalan Pengerusi**

Leon Gan Han Chen

### **Ahli-Ahli Jawatankuasa**

Anita Kaur Gerewal

Carmen Yen Pei Ying

Chong Chyi

Kenneth Chong Kheng Aik

Melissa Lim Shi Hui

Muhammad Azrul bin Abdul Hamid

Nurul Fatimah binti Abdul Ghani

Phang Sin Yee

Sarah Samantha Huang

Wong Shou Sien

### **Pemerhati**

Yew Yean Minn

Wan Zafran Pawancheek

Wong Chong Ee

### **Sokongan Sekretariat**

Noratikah Shaharudin

### **PEMELIHARAAN LEGISA KITA - PERTEMUAN DENGAN AHLI KANAN BAR**

Dalam usaha kami untuk memelihara sejarah undang-undang Bar Malaysia dan Bar Kuala Lumpur, kami meneruskan projek penggal yang lepas untuk merekodkan sejarah guaman kita.

Kami sedang bekerjasama dengan Jawatankuasa Penerbitan untuk memuktamadkan transkrip pertemuan dengan Dato' W.S.W. Davidson, Tan Sri VC George, Chooi Mun Sou, Tan Sri James Foong Cheng Yuen dan Dato' Mah Weng Kwai. Apabila transkrip telah dimuktamadkan, transkrip tersebut akan diterbitkan di Blog Bar Kuala Lumpur.

### **SEMINAR PERKONGSIAN PERISIAN: KETAHUIKAN BAGAIMANA DAN PERTIMBANGAN YANG SEWAJARNYA**

Seminar Perkongsian Perisian: Ketahuikan Bagaimana dan Pertimbangan telah diadakan pada 19 Oktober 2019 di Auditorium Bar Kuala Lumpur. Kami amat berbangga bahawa seminar ini disampaikan oleh Dr. Jasmine Begum dari Syarikat Microsoft dan Intan Haryati dari Tetuan Christopher Lee & Ong. Seminar ini memang berjaya dengan penyertaan 77 ahli.

Dr. Jasmine Begum berkongsi pengalamannya dalam menangani hal ehwal undang-undang sebagai Pengarah Perundangan, Hal Ehwal Korporat dan Kerajaan untuk Microsoft dan membentangkan bagaimana perkembangan teknologi yang pesat mempengaruhi proses perolehan dan juga pertimbangan undang-undang dan kemudian perangkaan kontrak. Intan Haryati pula berkongsi mengenai terma-terma penting yang perlu diperbadankan dalam kontrak untuk membina perisian. Intan juga berkongsi tentang pelbagai pendekatan dalam proses pembinaan perisian.

### **PENGHARGAAN**

Projek-projek ITC tidak dapat dilakukan tanpa kekuatan dan minat daripada ahli-ahli yang sentiasa berada di belakang tabir untuk menggerakkan dan memajukan projek-projek ITC. Ahli-ahli ITC tidak henti-henti menyokong dan selalu membantu.

#### **Foong Cheng Leong**

Pengerusi

Jawatankuasa Teknologi Maklumat

Tarikh: 10 Disember 2019

# JAWATANKUASA PEMBANGUNAN PROFESIONAL

Objektif utama Jawatankuasa Pembangunan Profesional ("PDC") adalah untuk terus menawarkan kepada ahli-ahli Bar dan pelatih-pelatih dalam kamar peluang untuk memperkukuhkan kemahiran asas undang-undang mereka, dan mengemaskinikan pengetahuan mereka berkenaan perkembangan dalam pelbagai bidang amalan. Ini dicapai melalui program-program pendidikan undang-undang yang dianjurkan oleh PDC untuk kedua-dua ahli-ahli Bar dan juga pelatih-pelatih dalam kamar.

Tahun ini, PDC telah menganjurkan sejumlah 38 acara-acara yang meliputi pelbagai topik termasuk tiga seminar dalam Bahasa Malaysia, iaitu Gambaran Keseluruhan Akta Keterangan 1950 oleh Prof. Madya Dr. Ramalinggam Rajamanickam, Semakan Kehakiman: Bagaimana untuk Menyemak Kuasa Eksekutif? oleh Syahredzan Johan dan Pengenalan kepada Prosedur Mahkamah Perusahaan oleh Atan Mustaffa Yussof Ahmad. Acara-acara tersebut disenaraikan di mukasurat-mukasurat berikutnya.

Tahun ini, PDC menganjurkan Persidangan Litigasi Kebangsaan pertamanya yang diadakan pada 30 November 2019 di Pusat Konvensyen & Acara Connexion di Bangsar South City, Kuala Lumpur. Persidangan ini terdiri daripada lima Sesi dengan moderator, ahli panel dan penceramah yang berikut:

## **SESI 1 - DISCERNING RECENT JUDICIAL TRENDS IN INSOLVENCY & COMMERCIAL FRAUD DISPUTES**

Tan Kim Chuan (Rakan Kongsi dan Ketua Forensik, KPMG Malaysia), YA Datuk Nallini Pathmanathan (Hakim Mahkamah Persekutuan), Yoong Sin Min (Rakan Kongsi, Shook Lin & Bok), dan Andrew Chiew Ean Vooi (Rakan Kongsi, Lee Hishammuddin Allen & Gledhill).

## **SESI 2 - THE ART & CRAFT OF PERSUADING A JUDGE**

Datuk D.P. Naban (Rakan Kongsi, Lee Hishammuddin Allen & Gledhill), Dato' T. Selventhiranathan (Hakim Mahkamah Rayuan yang telah bersara), Dato' Mah Weng Kwai (Hakim Mahkamah Rayuan yang telah bersara) dan Dato' Ambiga Sreenevasan (Bekas Presiden, Bar Malaysia).

## **SESI 3 - EFFECTIVE EXAMINATION OF EXPERT WITNESS IN INTELLECTUAL PROPERTY TRIALS**

Rodziah Zainudin (Ketua Perundangan, Shell Malaysia), YA Datuk Wong Kian Kheong (Hakim Mahkamah Tinggi), Cindy Goh Joo Seong (Rakan Kongsi, Chooi & Company + Cheang & Ariff) dan Bahari Yeow (Rakan Kongsi, Lee Hishammuddin Allen & Gledhill).

## **SESI 4 - WHAT LIES AHEAD IN INTERNATIONAL ARBITRATION & CONSTRUCTION DISPUTES?**

Izhar Ismail (Ketua Perundangan, Tenaga Nasional Berhad), YA Datuk Harmindar Singh Dhaliwal (Hakim Mahkamah Rayuan), Sanjay Mohanasundram (Rakan Kongsi, Sanjay Mohan) dan Darshendev Singh (Rakan Kongsi, Lee Hishammuddin Allen & Gledhill).

## **SESI 5 - INSIGHTS INTO LAND LAW DISPUTES AT THE APPELLATE COURTS**

Su Puay Leng (Ketua Perundangan, Maxis Berhad), YA Datuk Vazeer Alam bin Mydin Meera (Hakim Mahkamah Rayuan), Gan Khong Aik (Rakan Kongsi, Gan Partnership) dan Rosli Dahlan (Rakan Kongsi, Lee Hishammuddin Allen & Gledhill).

### **Pengerusi**

S. Saravana Kumar

### **Ahli-Ahli Jawatankuasa**

Ariane Nisha a/p Rabindran

Atan Mustaffa Yussof Ahmad

(Meletak Jawatan - 28.11.2019.

Dilantik sebagai PK - 29.11.2019)

Chew Siew Wah (Emily)

Darmashakthini a/p Arujunan

Edham Reza Shah bin Abdul Rahman

Ezra Voon Bu Khiong

Farid Afwan bin Tarmizi

Faridah bt Mahmud

Kirthiraj Rajasundram

Low Henn Kai

Mohamad Farhan bin Kamarudin

Muhamad Mustaqim bin Ahmad Huzaini

Ng Chwe Hwa

Nur Syafinaz Vani binti Abdullah

Nurul Kamillah binti Hanif Kondon

R. Rishikessingam

Shaun Wong Chan Sheong

Shermaljit Singh a/l Amarjit Singh

Yap Yoong Wei

Yeoh Yu Xian

Yuvaraj Sugapathy

### **Pemerhati**

Wong Eng Yew

### **Sokongan Sekretariat**

Melissa Linda Dass

Persidangan tersebut ditaja oleh Lee Hishammuddin Allen & Gledhill, Shook Lin & Bok, Chooi & Company + Cheang & Ariff, Sanjay Mohan dan Gan Partnership.

Tetamu Kehormat adalah Ketua Hakim Negara, YAA Tan Sri Tengku Maimum binti Tuan Mat, dan beliau memberi Ucapan Pembukaan kepada 228 orang peserta yang menghadiri persidangan tersebut.

Sambutan kepada acara-acara PDC terus menggalakkan dan adalah menjadi harapan kami bahawa ahli-ahli akan mengambil bahagian dalam program-program kami untuk terus meningkatkan pembangunan profesional mereka.

PDC ingin mengambil kesempatan ini untuk menjemput pengamal-pengamal undang-undang yang berpengalaman untuk berkhidmat dalam PDC dan/atau menawarkan diri menjadi penceramah. Sila hubungi PDC pada bila-bila masa untuk berkongsi pandangan atau cadangan anda supaya kita boleh terus memperbaiki kualiti dan kerelevanan Program-program PDC untuk tahun 2020.

### S. Saravana Kumar

Pengerusi

Jawatankuasa Pembangunan Profesional

Tarikh: 12 Disember 2019

NO	TARIKH	BUTIR-BUTIR	PENCERAMAH
1	17 Januari 2019	The Insolvency Act 1967  Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian
2	28 Januari 2019	Suing the Revenue: Essential Tax Law Principles for Malaysian Lawyers	Anand Raj Abhilaash Subramaniam Sharon Lau Foong Yee
3	31 Januari 2019	An Introduction to Industrial Court Procedures	Atan Mustaffa Yussof Ahma
4	11 Mac 2019	Competition Law in Malaysia: Essentials and the Opportunity to Diversify Practice	Anand Raj Haniza Abdul Ghani Jess Ngo Hui Zhong
5	12 Mac 2019	Construction Law: Pure Economic Loss	Dr. Teng Kam Wah
6	26 Mac 2019	Further Issues & Development to Companies Act 2016	Wong Tat Chung
7	4 April 2019	Legal Translation	Lisa Khalilah
8	19 April 2019	An Introduction to Industrial Court Procedures	Atan Mustaffa Yussof Ahmad
9	7 Mei 2019	Understanding Clients' Corporate Annual Reports & its Financial Statements	Lim Kien Chai
10	17 Mei 2019	Insolvency Act 1967  Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian
11	30 Mei 2019	Division of Matrimonial Assets	Vicky Alahakone
12	18 Jun 2019	An Introduction to Sports Law	Richard Wee Thiam Seng
13	28 Jun 2019	Profits from Disposal of Real Property: Chargeable Gains or Business Income?	Lim Kien Chai
14	12 Julai 2019	<b>SPONSORED TAX SEMINAR</b> Taxation of Intellectual Property Rights & Digital Economy	S. Saravana Kumar Bahari Yeow Tien Hong
15	16 Julai 2019	Advocacy in Relation to Ex-Parte Applications for Interim Injunctions	Gananathan Pathmanathan James Khong Yoon Hong

NO	TARIKH	BUTIR-BUTIR	PENCERAMAH
16	19 Julai 2019	An Introduction to Industrial Court Procedures	Atan Mustaffa Yussof Ahmad
17	23 Julai 2019	Gambaran Keseluruhan Akta Keterangan 1950	Assoc. Prof. Dr. Ramalinggam Rajamanickam
18	16 Ogos 2019	<b>SPONSORED CONSTRUCTION LAW</b> Variations and their Valuation in Construction Contracts	Chan Kheng Hoe
19	20 Ogos 2019	The Basics of Cross Examination in Civil and Commercial Trials	Brendan Navin Siva Shanmuga Kanesalingam
20	23 Ogos 2019	<b>SPONSORED TAX SEMINAR</b> Managing Tax Issues In Financial Transactions	S. Saravana Kumar Ong Eu Jin
21	27 Ogos 2019	Mergers & Acquisitions: Managing Commonly Encountered Issues	Lim Kien Chai
22	6 September 2019	Semakan Kehakiman: Bagaimana untuk Menyemak Kuasa Eksekutif?	Syahredzan Johan
23	17 September 2019	Introduction to Drafting Joint Petition for Divorce	Honey Tan Lay Ean Matt Wong Chong Ee
24	20 September 2019	Introduction to Employment Law	Corrinne Chin May Suet Tan Su Ning
25	24 September 2019	Schemes of Arrangement: Receivership and Corporate Rescue	Lee Shih Nathalie Ker Si Min
26	1 Oktober 2019	Presenting Your Client's Case – From The Inception Of The Breach To Litigation In Court	Janet Chai Pei Ying
27	3 Oktober 2019	Tackling Compulsory Land Acquisition and HDA Late Delivery Cases	Ho Ai Ting
28	4 Oktober 2019	<b>SPONSORED TAX SEMINAR</b> Tax & Corporate Considerations In M&A	S. Saravana Kumar Ooi Bee Hong
29	18 Oktober 2019	Pengenalan kepada Prosedur Mahkamah Perusahaan	Atan Mustaffa Yussof Ahmad
30	29 Oktober 2019	The Law of Joint Ventures	Lim Kien Chai
31	2 November 2019	Introduction to Drafting Applications relating to Children	Honey Tan Lay Ean Matt Wong Chong Ee
32	5 November 2019	Tourism & Hospitality Laws	Marlysa Binti Abdul Razak
33	11 November 2019	Judicial Review: A Step by Step Guide with New Sin Yew	New Sin Yew
34	14 November 2019	The Basics of Cross Examination in Civil and Commercial Trials	Brendan Navin Siva Lavinia Kumaraendran
35	20 November 2019	Legal Due Diligence: The Necessary Evil of Merger and Acquisition	Alex Lian Ting Shi Jing
36	22 November 2019	<b>SPONSORED CONSTRUCTION LAW</b> Letters of Intent and Abortive Works in Construction	Chan Kheng Hoe
37	26 November 2019	Proving your client's case in Court	Janet Chai Pei Ying
38	13 Disember 2019	<b>SPONSORED TAX SEMINAR</b> Insights Into Recent Tax Cases & AMLA Provisions In Tax Matters	S. Saravana Kumar Rosli Dahlan

### Seminar-Seminar Akan Datang

NO	TARIKH	BUTIR-BUTIR	PENCERAMAH
1	21 Januari 2020	The Insolvency Act 1967   Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian
2	11 Februari 2020	Committal Proceedings in Family Matters	Matt Wong Chong Ee
3	28 Februari 2020	<b>SPONSORED CONSTRUCTION LAW SEMINAR</b>	Chan Kheng Hoe
4	15 & 16 Mei 2020	Contested Petition Workshop	Honey Tan Lay Ean Matt Wong Chong Ee
5	19 Jun 2020	The Insolvency Act 1967   Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian
6	25 September 2020	The Insolvency Act 1967   Revamping the Bankruptcy Act 1967	Trevor Jason Mark Padasian

## JAWATANKUASA PENERBITAN

Jawatankuasa Penerbitan telah dihidupkan semula pada penggal ini dan telah mencapai seperti yang berikut:

- Menggalakkan dan memudahkan ahli-ahli Bar Kuala Lumpur bagi menulis untuk penerbitan-penerbitan Jawatankuasa Bar Kuala Lumpur;
- Mewujudkan sebuah sistem di mana ahli-ahli Bar Kuala Lumpur diberi ganjaran apabila menulis untuk penerbitan-penerbitan Jawatankuasa Bar Kuala Lumpur;
- Menubuhkan satu pasukan editor untuk mengedit penerbitan-penerbitan Jawatankuasa Penerbitan;
- Mereka-bentuk semula Blog Bar Kuala Lumpur bagi penghiasan rupa bentuk yang lebih moden;
- Mempelbagaikan penerbitan-penerbitan di Blog Bar Kuala Lumpur;
- Mengatur sebuah Kursus Pembangunan Profesional bagi kemahiran menulis untuk ahli-ahli. Seminar pertama bertajuk "Writing Masterclass: Techniques and Hacks to Maximise Readership" telah disampaikan oleh Fahri Azzat dan Tan Jin Chi pada 16 November 2019 dari 9:30 pagi hingga 12:30 petang di Auditorium Bar Kuala Lumpur. Seramai 51 orang peserta telah menghadiri seminar tersebut;
- Membawa kembali RELEVAN – iaitu e-newsletter eksklusif Bar Kuala Lumpur selepas tempoh 10 tahun. Isu pertama telah diemelkan kepada ahli-ahli Bar Kuala Lumpur pada Ogos 2019, dan edisi kedua pada Disember 2019. Edisi ketiga dijadualkan untuk pengeluaran pada Februari 2020.

Jawatankuasa Penerbitan juga telah mengedit semua laporan acara termasuk Laporan Tahunan 2019/20.

### PENGHARGAAN

Aktiviti-aktiviti Jawatankuasa Penerbitan tidak mungkin berjaya tanpa sumbangan, usaha dan sokongan ahli-ahlinya dan Sekretariat Bar Kuala Lumpur. Kami merekodkan ribuan terima kasih kepada mereka dan semua lain yang terlibat.

### Louis Liaw Vern Xien

Pengerusi  
Jawatankuasa Penerbitan

Tarikh: 12 Disember 2019

### Pengerusi

Louis Liaw Vern Xien

### Timbalan Pengerusi

Chris Toh Pei Roo

### Naib Pengerusi - Pengarang

Praveena Karunamoorthy

### Naib Pengerusi - Enewsletter

Sharifah Alliana Iddid Bt. Syed Zahir Iddid

### Naib Pengerusi - Kursus CPD

Hu Zhi Xiong

### Ahli-Ahli Jawatankuasa

Amanda Pang Tsu Teng

Chong Chyi

Choo Dee Wei

Christabelle Yap

Daljit Singh a/l Harjit Singh

Daniel Lau Hsien Yuong

Deborah Jawinder Kaur

Dennis Lim Han Woon

Desmond Goh Hsien Hwei

Feline Wong

Haniza binti Abdul Ghani

Ignatius Ng Zhi Yuan

Jeong Chun Phuoc

Jessica Ong Shu Jia

Ker Xing Yin

Khor Huy Jye

Lee Jie Jiun

Lee Mei Fei

Lee Sher Maine

Lim Zi-Han

Mayoori a/p G. Pannir Chelvam

Muhamad Azham bin Marwan

Ng Kei Kei

Parveen Kaur a/p Harnam Singh

Raymond Kok Kai Ren

Roeshan Celestine Gomez

Sarah Hazirah binti Jaseemuddeen

Shammie Wong Lye Yi

Sharifah Alliana Iddid bt. Syed Zahir Iddid

Sharifah Noorlyana bt Syed Sulaiman

Stephanie Tan Wei Ting

Umar Abd Aziz

### Pemerhati

Quiin Hng Huey Koon

### Sokongan Sekretariat

Melissa Linda Dass

# JAWATANKUASA PELATIH DALAM KAMAR

## SESI-SESI PENGENALAN PELATIH DALAM KAMAR (“SESI PDK”)

Sesi PDK dijalankan setiap bulan dan adalah wajib dihadiri oleh setiap pelatih dalam kamar. Sesi-sesi ini bertujuan untuk, antara lain, memperkenalkan pelatih-pelatih dalam kamar tentang peranan yang dimainkan oleh Majlis Peguam Malaysia dan Jawatankuasa Bar Kuala Lumpur (“KLBC”).

Dalam sesi-sesi tersebut, pelatih-pelatih dalam kamar juga bertemu dengan ahli-ahli daripada KLBC di mana mereka boleh menyuarakan sebarang isu yang dialami oleh mereka sepanjang latihan mereka. Sepanjang sesi, Pengerusi dan ahli-ahli KLBC juga menasihati dan berkongsi pengalaman mereka dalam amalan mereka sebagai peguam dengan pelatih-pelatih dalam kamar.

Sesi PDK juga merangkumi sesi mengenai “Diversiti dan Inklusi” yang bertujuan untuk mendidik dan mengukuhkan kesedaran di kalangan pelatih-pelatih dalam kamar, antara lain, isu-isu yang berkaitan dengan pemekaan jantina, gangguan seksual dan kecenderungan tidak sedarkan diri. Sesi-sesi ini dijalankan oleh beberapa orang penceramah termasuk Goh Siu Lin, Pang Kee Teck dari Seksualiti Merdeka, Thilaga dari Justice for Sisters, Robyn Choi – bekas Setiausaha Agung HAKAM, Nik Shazarina dari Sisters in Islam, Yu Ren Chung dari Women’s Aid Organisation, Numan Affi dari Pelangi Campaign dan Nazreen Nizam dari Women’s Aid Organisation.

Sesi-sesi PDK yang telah dijalankan pada tahun ini dan statistik kehadiran peserta-peserta adalah diringkaskan seperti berikut:

TARIKH	JUMLAH PDK YANG HADIR
23 Januari 2019 (Pagi)	91
23 Januari 2019 (Petang)	91
3 April 2019	90
8 Mei 2019	84
12 Jun 2019	108
24 Julai 2019	99
21 Ogos 2019	91
18 September 2019	98
16 Oktober 2019	96
27 November 2019	69

## BENGGEL-BENGGEL PELATIH DALAM KAMAR (“PDK”)

Bengkel-bengkel PDK merupakan siri bengkel yang fokus untuk menyampaikan kuliah-kuliah singkat atas sesuatu bidang amalan tertentu. Bengkel-bengkel tersebut bertujuan untuk menyempurnakan PDK dengan pengetahuan praktikal dan kemahiran yang berkenaan dengan bidang undang-undang tersebut.

### Pengerusi bersama

Alvin Oh Seong Yew  
Rajsurian Pillai

### Ahli-Ahli Jawatankuasa

Aawaisha Steven Asokan Pillai  
Davey Wan Guan Hui  
Emily Chew Siew Wah  
Feline Wong May Wee  
Jaasmine Kaur Harchan Singh  
Joanne Hoh Yen Yen  
Kasturi Puvanesvaran  
Kee Hui Yee  
Kevin Lim Kang Wen  
Kuhanraj Manokaran  
Lee Hui Juan  
Liew Khai Chyi  
Mayoori G. Pannir Chelvam  
Roopini Ramasamy  
Sew Chang Peng  
Surenthiran Raj  
Vivian Kuan Hui Xian  
Weera Premananda  
Yap Tsu Sheng

### Sokongan Sekretariat

Uvanarajan Sinniah (Rajan)  
Indira Angappan

TARIKH BENGKEL	TAJUK	PENCERAMAH
29 Mei 2019	Undang-undang Korporat	Sheba Gumis
15 Jun 2019	Penyelidikan Undang-undang	Dr. Pathmavathy Satyamoorthy Ahmad Hamidi bin Abdul Rahim Nizam Bashir Surendra Ananth
26 Jun 2019	Litigasi Jenayah	Lim Chi Chau Jacky Loi Yap Loong
25 September 2019	Amalan Konveyansing	Michael Leow Yon Meng
8 Januari 2020 (Akan Datang)	Undang-undang Korporat	Sheba Gumis

#### **ACARA BERSOSIAL PDK: PUPILS' NIGHT OUT**

Acara bersosial PDK diadakan di Souled Out, Desa Sri Hartamas pada 28 Jun 2019 (Jumaat) dari jam 7:30 petang. Acara tersebut agak berjaya dengan kehadiran 100 orang peguam dan pelatih dalam kamar.

Edisi kedua acara bersosial PDK telah dirancang untuk diadakan pada 13 Disember 2019 (Jumaat) di Concubine KL @ Kwai Chai Hong.

#### **JAMUAN MALAM PELATIH: TASTE OF THE BAR VIII**

Acara tersebut telah diadakan di Grand Ballroom, Kelab Diraja Selangor (Dataran) dari jam 6:30 petang hingga 10:30 malam. Acara ini bertujuan untuk memberikan peluang kepada pelatih dalam kamar dan peguam muda untuk berinteraksi dengan peguam-peguam kanan dan/atau Hakim-hakim yang berpengalaman dalam bidang undang-undang. 79 orang pelatih dalam kamar dan peguam muda menghadiri acara tersebut bersama dengan Hakim-hakim bersara Dato' Mah Weng Kwai, Dato' Seri Mohd Hishamudin Yunus dan Dato' John Louis O'Hara dan 17 orang peguam kanan iaitu:

- Lee Tatt Boon
- Honey Tan Lay Ean
- Atan Mustaffa Yussof Ahmad
- Goh Siu Lin
- M. Visvanathan
- Saha Deva Arunasalam
- Richard Wee Thiam Seng
- Fahri Azzat
- K Shanmuga
- H.R. Dipendra
- Thayananthan Baskaran
- Puteri Shehnaz Binti Abdul Majid
- Harleen Kaur (Leena)
- Foong Cheng Leong
- S. Saravana Kumar
- Khaizan Sharizad Ab Razak (Sherrie)
- Kenny Lai Choe Ken

#### **Alvin Oh Seong Yew**

#### **Rajsurian Pillai**

Pengerusi Bersama

Jawatankuasa Pelatih Dalam Kamar

Tarikh: 12 Disember 2019

# JAWATANKUASA SUKAN

## LARIAN BAR KUALA LUMPUR KE-5

Larian Bar Kuala Lumpur Ke-5 telah dijalankan pada hari Ahad, 13 Januari 2019 di Taman Tasik Perdana. Sejumlah 175 pasukan dengan 700 pelari telah menyertai Larian tersebut, memecahkan rekod jumlah peserta pada tahun-tahun yang lepas. Untuk memperingati Ulang Tahun ke-5 Larian ini, satu Larian Kanak-kanak telah diperkenalkan untuk anak-anak ahli Bar, berumur 7-16 di mana sembilan pelari telah menyertai Larian ini.

Seperti tahun sebelumnya, Larian Bar Kuala Lumpur telah bekerjasama dengan Care2Run yang menghantar empat pasukan untuk menyertai Larian ini. Care2Run adalah program mentor sukan untuk belia berusia 8-18 tahun dengan tumpuan khusus kepada kanak-kanak dengan keperluan pembelajaran yang lebih tinggi yang berasal dari latar belakang ekonomi sosial yang berbeza.

Keputusan Larian ini adalah seperti berikut:

### Pasukan Terpantas

Johan	-	Speedy Gonzales
Naib Johan	-	The Younglings
Tempat Ke-3	-	CLO Mean Machine
Tempat Ke-4	-	CCA Nike
Tempat Ke-5	-	Chowz

### Pelari Lelaki Terpantas

Johan	-	Barry Boey Chee Wai
Naib Johan	-	Neo Chi Chyn
Tempat Ke-3	-	Yau Yee Ming
Tempat Ke-4	-	Mohammad Adzfar bin Mohammad Alami
Tempat Ke-5	-	Lee Guan Tong

### Pelari Wanita Terpantas

Johan	-	Eunice Ong Huey Shen
Naib Johan	-	Khor Hsu Ann
Tempat Ke-3	-	Ng Ai Li
Tempat Ke-4	-	Lim Yam Poh
Tempat Ke-5	-	Janet Chai Pei Ying

### Pakaian Paling Beragam

Johan	-	Team CCA A Team
Naib Johan	-	Team JustRunLa19
Tempat Ke-3	-	Whole of CCA
Tempat Ke-4	-	Whole of CLO
Tempat Ke-5	-	Team ZRP Kancil Turbo

### Nama Pasukan Terbaik

Law and Odor

## Pengerusi Bersama

Rajsurian Pillai  
Alvin Oh Seong Yew

## Ahli-Ahli Jawatankuasa

Ahmad Nazrullah Baharuddin  
Aimee Lee Kim Moong  
Alwin Rajasurya  
Aric Wong Fong Chin  
Eunice Ong Huey Shen  
H.R. Dipendra  
James F.C. Fong  
Karthigaibalan a/l Kanthabalan  
Kenneth Yoong Ken Chinson St James  
Kenny Lam Kian Yip  
Kevin Wong Wye Keong  
Ko Chia Chea  
Noelle Low Pui Voon  
Peter-Douglas Ling  
Rajendra Navaratnam  
Shankar Govinth Balachandran  
Sia Siew Mun  
Sivaruben a/l R. Balasekaran  
Sri Sarguna Raj

## Sokongan Sekretariat

Uvanarajan Sinniah (Rajan)

### **SUKAN BAR KUALA LUMPUR-SELANGOR KE-18**

Sukan Bar Kuala Lumpur-Selangor Ke-18 telah diadakan pada hari Sabtu 23 Februari 2019 di Kompleks Sukan Persada Plus, Petaling Jaya dan Hoops Arena, Aras 4 Summit USJ Shopping Mall, dengan Bar Selangor sebagai tuan rumah. Bar Selangor mengalahkan Bar Kuala Lumpur 5-3, memenangi dalam acara golf, badminton, futsal lelaki, futsal wanita dan bola sepak untuk menjadi juara keseluruhan dan mengangkat Piala Pusingan Lal Singh Muker. Bar Kuala Lumpur memenangi acara bola jaring, bola tampar dan bola keranjang. Acara makan malam dan upacara pemberian hadiah telah diadakan pada malam yang sama di Kelab Sunway Lagoon, Subang Jaya.

### **PERTANDINGAN POOL TERBUKA BAR KUALA LUMPUR KE-5**

10 pasangan peguam yang handal dalam permainan "Pool" telah bertanding untuk kedudukan tertinggi dalam Pertandingan Pool Terbuka Bar Kuala Lumpur Ke-5 yang telah diadakan di 5ive Star Pool & Bar, SS15 Subang Jaya pada hari Sabtu, 2 Mac 2019. Peraturan dan format baru telah diperkenalkan untuk menjadikan pertandingan tersebut lebih menarik; pasukan beregu yang mempunyai "break" boleh memilih sama ada untuk bermain bola 8 atau 9, format "double-elimination" juga dilaksanakan di mana sepasangan pemain perlu dikalahkan dua kali sebelum disingkirkan dari pertandingan, dan sistem "handicap" serta "alternate breaks" juga diperkenalkan untuk menyama-ratakan pertandingan tersebut.

Dari pandangan tradisi, permainan format "8 ball" memerlukan lebih taktik dan kejituan; pemain perlu memilih poket di mana bola yang dimainkan akan dimasukkan. Rentak permainan "9 ball" adalah lebih cepat dan lebih sesuai bagi pemain yang gemar format menyerang di mana "lucky pots" turut dikira kerana poket tidak perlu dipilih. Seseengah pemain berasa bahawa "9 ball" lebih seronok atau senang berbanding "8 ball". Oleh sebab itu, ia tidak menghairankan bahawa ramai yang memilih untuk bermain format "9 ball" di dalam pertandingan ini!

Beberapa pemain baru telah mengambil bahagian dan satu pasukan beregu campuran (siap dengan penyokong-penyokong mereka) juga telah menyertai pertandingan ini. Peserta-peserta dihidangkan dengan hotdog dan kripap dari IKEA bagi mengalas perut untuk pertandingan sepanjang hari. Seseengah peguam muda menerima tunjuk ajar dan nasihat daripada pihak lawan mereka yang lebih berpengalaman. Biar pun persaingan sengit, pertandingan ini mempunyai atmosfera yang meriah dan semua peserta menunjukkan sikap sukan yang terbaik.

Peserta pusingan suku akhir memenangi cenderamata manakala empat pasukan tertinggi memenangi piala. Pemenang-pemenang piala adalah:

Separuh Akhir	:	Sean Yeow Huang-Meng dan Jason Tan Jia Xin Eugene Teo dan Lum Man Chan
Naib Johan	:	Mah Zhun Kit dan Isaac Chee Tung Shern
Johan	:	Peter-Douglas Ling dan Brian Law

### **PERTANDINGAN FUTSAL BAR KUALA LUMPUR KE-7**

Pertandingan ini telah diadakan di Samba De Futsal, Petaling Jaya pada hari Sabtu, 29 Jun 2019. Sebanyak 22 pasukan (19 pasukan lelaki dan tiga pasukan perempuan) menyertai pertandingan tersebut dan keputusan terakhir adalah seperti berikut:

#### **Kategori Lelaki**

Johan - Jingli Nona FC 3  
Pemain Terbaik - P. Haresh

#### **Kategori Plat Lelaki**

Johan - Wolfpack FC  
Pemain Terbaik - Ryan Quek

#### **Kategori Wanita**

Johan - Goal Digger  
Pemain Terbaik - Elli Famira

### **SUKAN ANTARA BAR-BAR NEGERI 2019 ("ISBG 2019")**

Bar Pahang telah menjadi tuan rumah untuk ISBG 2019 yang telah diadakan di Kuantan pada hari Sabtu, 24 Ogos 2019. 10 acara sukan dipertandingkan di ISBG 2019 dan Bar Kuala Lumpur berjaya memenangi kedudukan Johan Keseluruhan, mengalahkan Bar Selangor, 29 mata kepada 26 mata.

Pasukan-pasukan Bar Kuala Lumpur berjaya mencapai kedudukan-kedudukan yang berikut:

NO	SUKAN	KEDUDUKAN BAR KUALA LUMPUR
1	Badminton	Pertama
2	Bola Keranjang	Kedua
3	Perlumbaan Rentas Desa	Pertama
4	Damak	Keempat
5	Golf	Pertama
6	Futsal Wanita	Keempat
7	Bola Jaring	Pertama
8	Bola Sepak Premier	Kedua
9	Bola Sepak Veteran	Kedua
10	Bola Tampar	Pertama

#### **“KARNIVAL SUKAN” KE-28 – BAR KUALA LUMPUR LWN KELAB DIRAJA SELANGOR**

Kelab DiRaja Selangor (“RSC”) menjadi tuan rumah untuk Siri tahun ini yang telah diadakan pada hari Sabtu, 28 September 2019 di mana sembilan acara sukan dipertandingkan. Skuasy telah dimainkan pada hari Ahad, 22 September 2019, Hoki pada hari Selasa, 22 September 2019, dan Damak pada hari Rabu, 25 September 2019.

Awalnya, Bar Kuala Lumpur (“KL Bar”) semakin kalah 3-4 tetapi akhirnya KL Bar seri dengan RSC dengan kemenangan KL Bar dalam acara “Boat Race” yang diadakan di RSC Mont Kiara. Akhirnya, KL Bar dan RSC terpaksa berpuas hati untuk berkongsi Piala Pusingan YA Tan Sri Dato’ Harun Hashim sehingga tahun depan.

Keputusan terakhir bagi Siri ini adalah seperti berikut:

NO	SUKAN	DIMENANGI OLEH
1	Damak	RSC
2	Badminton	KL Bar
3	Hoki	RSC
4	Pool	KL Bar
5	Kricket	RSC
6	Squasy	RSC
7	Bola Sepak Premium	Seri
8	Bola Sepak Veteran	KL Bar
9	“Boat Race”	KL Bar

**Rajsurian Pillai**  
**Alvin Oh Seong Yew**  
Pengerusi Bersama  
Jawatankuasa Sukan

Tarikh: 5 Disember 2019

## JAWATANKUASA PEGUAM MUDA

Jawatankuasa Peguam Muda ("YLC") mewakili dan menggalakkan kepentingan-kepentingan peguam-peguam muda di Kuala Lumpur.

Tujuan YLC adalah untuk:

1. Menggalakkan dan mempertahankan kepentingan dan kebajikan peguam-peguam muda di Kuala Lumpur;
2. Menyediakan ruang untuk merangsang semangat keakraban antara peguam-peguam muda di Kuala Lumpur dengan ahli-ahli Bar Malaysia dan ahli-ahli badan-badan profesional lain di Malaysia;
3. Menegakkan keadilan; dan
4. Memupuk amalan-amalan terbaik dalam profesion.

Jawatankuasa-Jawatankuasa kecil YLC telah diubah dan dinamakan semula kepada empat bidang fokus utama dan kepentingan YLC. Jawatankuasa-Jawatankuasa kecil tersebut adalah:

1. Perkembangan dan Kemajuan Kerjaya;
2. Penjaringan Dalam dan Luar Badan Peguam;
3. Kebajikan dan Keadilan Sosial; dan
4. Latihan dan Kemasukan Ke Badan Peguam

Aktiviti-aktiviti yang telah dijalankan pada tahun ini adalah:

### **SEMINAR "HOW TO STAND OUT AND MAXIMISE POTENTIALS: 6 QUALITIES LAW FIRMS LOOK FOR IN A LAWYER"**

Seminar ini diadakan di Auditorium Bar Kuala Lumpur pada 16 Februari 2019 dari jam 10:00 pagi sehingga 12:30 petang dan dihadiri oleh 32 orang peserta. Lee Tatt Boon berkongsi mengenai enam mutu atau kualiti yang dijadikan sebagai kayu pengukur oleh firma-firma undang-undang dalam diri seseorang peguam, iaitu "Integrity", "Decisiveness", "Good Verbal Communicator", "Analytical Thinker", "Being Meticulous", dan "Commercial Awareness". Kandungan seminar itu diambil daripada hasil nukilan beliau sendiri, iaitu buku berjudul "Unmasking the Foundations of Good Lawyers". Penceramah menyatakan bahawa kayu pengukur mutu atau kualiti seseorang peguam tidaklah hanya terhad kepada enam mutu atau kualiti yang dinyatakan di atas. Buku tersebut disediakan untuk jualan di Bar Kuala Lumpur selepas seminar tersebut.

### **SEMINAR "EXCLUSION CLAUSE: END GAME"**

Seminar ini disampaikan oleh Ong Yu Jian dan Vince Chong Khin Young di Auditorium Bar Kuala Lumpur pada 25 April 2019 dari 2:30 petang sehingga 4:30 petang. Seminar ini telah dihadiri oleh 103 peserta. Para penceramah membincangkan keputusan Mahkamah Persekutuan dalam kes CIMB Bank Bhd v Anthony Lawrence Bourke & Anor [2019] 2 MLJ 1 baru-baru ini.

#### **Pengerusi**

Vivian Kuan Hui Xian

#### **Timbalan Pengerusi**

Shugan Raman

#### **Setiausaha**

Desmond Goh Hsien Hwei

#### **Setiausaha Agung Bersama Perkembangan dan Kemajuan Kerjaya**

Tishondra a/l Pusanathan  
Andrew Chua Chi Hong

#### **Setiausaha Agung Bersama Penjaringan Dalam dan Luar Badan Peguam**

Tan Hui Wen  
Kelvesh Deshenraj a/l N. Imbaraj

#### **Setiausaha Agung Bersama Latihan dan Kemasukan ke Badan Peguam**

Lee Jie Jiun  
Daniel Annamalai a/l N. Subramaniam

#### **Setiausaha Agung Bersama Kebajikan dan Keadilan Sosial**

Emily Chong Pei Yen  
Jason Yong Kok Yew

#### **Wakil kepada Jawatankuasa Peguam Muda dan Pelatih Dalam Kamar Nasional**

Kee Hui Yee

#### **Sokongan Sekretariat**

Melissa Linda Dass

Ong Yu Jian, peguam bagi Responden dalam kes tersebut memberikan pandangan (insights) beliau mengenai hujahan-hujahan yang dilontarkan di Mahkamah Persekutuan. Vince Chong membentangkan perspektif mengenai kebolegunaan dan keberkesanan klausa pengecualian berdasarkan keputusan Mahkamah Persekutuan tersebut. Para penceramah juga membincangkan, antara yang lain, bagaimana keputusan tersebut akan memberi kesan kepada kontrak-kontrak, bagaimana keputusan tersebut akan mempengaruhi kebebasan untuk mengontrak, ramalan undang-undang dan kaedah merangka klausa pengecualian dengan berkesan.

### **RETREAT YLC TAHUNAN**

Retreat YLC telah diadakan di MU Hotel, Ipoh pada 1 Jun 2019 sehingga 2 Jun 2019 dan dihadiri oleh 45 orang peserta. Ahli-ahli baru dan ahli-ahli semasa (new and current members) berkumpul untuk mereka bentuk (ideate) dan memutuskan rancangan YLC untuk tahun ini. Satu sesi 'brainstorming' telah dijalankan untuk membincangkan isu-isu seperti kesukaran (struggles) yang dihadapi oleh peguam-peguam muda, masalah gangguan seksual di tempat kerja, kebaikan dan keburukan mewujudkan kesatuan peguam, kepentingan kesedaran komersil dalam amalan undang-undang dan lain-lain. Kenny Lai, Pengerusi Jawatankuasa Peguam Muda Bar Perak ("YLC Perak"), menambah kepada beberapa perbincangan di atas di mana beliau berkongsi daripada perspektif pengalaman beliau. Kami mengakhiri aktiviti pada hari pertama dengan makan malam bersama beberapa ahli dari YLC Perak. Kemuncak Retreat YLC 2019 adalah 'Amazing Race' pada hari Ahad. Sepuluh pasukan terlibat dalam perjalanan memburu makanan dan menyelesaikan teka-teki selama tiga jam di sekitar bandar Ipoh. Thomson Reuters dan Oxwhite adalah penaja-penaja bagi Retreat YLC.

### **SAMBUTAN AMAL AIDILFITRI**

YLC menganjurkan acara amal Hari Raya di Pusat Jagaan Rumah Kesayangan di Petaling Jaya ("Rumah") pada 29 Jun 2019, jam 10:00 pagi. Sebanyak RM1,400.00 berjaya dikumpul daripada para ahli Bar yang telah diperuntukkan untuk makanan, duit raya, hadiah Hari Raya untuk kanak-kanak dan barangan runcit untuk Rumah.

### **MALAM AMAL 2018 - PENYAMPAIAN CEK KEPADA CLAPAM**

Perolehan dari Malam Amal ke-14 yang diadakan pada 12 Oktober 2018 berjumlah RM40,084.85 telah disampaikan oleh Pengerusi dan Timbalan Pengerusi YLC kepada wakil-wakil Persatuan Klef Bibir dan Lelangit Malaysia (CLAPAM) pada 29 Jun 2019 pada jam 3:00 petang di Wisma Central, Jalan Ampang.

### **SEMINAR "TO GENERALISE OR TO SPECIALISE?"**

Seminar ini disampaikan oleh Fahri Azzat, Syariah Razman, Amir Zharif Abdullah dan Rajsurian Pillai di Auditorium Bar Kuala Lumpur pada 5 Julai 2019 dari jam 2:45 petang sehingga 5:45 petang dan dihadiri oleh 79 orang peserta. Seminar itu dikawal bincangkan (moderated) oleh Louis Liaw. Para penceramah membincangkan, antara yang lain, mengenai kebaikan dan keburukan pengkhususan (specialising), kaedah-kaedah penjenamaan peribadi (methods of personal branding), faktor dan implikasi penubuhan sebuah firma undang-undang, kebolehan seseorang yang bukan litigator menukar kepada pengamalan litigasi atau sebaliknya, bagaimana untuk menceburi bidang amalan baru, pandangan terhadap amalan 'in-house' dan petua praktikal mengenai bagaimana seseorang peguam muda dapat mengembangkan dirinya dalam bidang amalan yang dipilih.

### **BENGKEL PERANCANGAN KEWANGAN**

Seminar ini disampaikan oleh Jeno Chong dan Sow Yih Jia pada 13 Julai 2019 di Auditorium Bar Kuala Lumpur. Seminar ini dihadiri oleh 50 orang peserta. Para penceramah berkongsi petua-petua mereka tentang perlindungan kekayaan, penyelesaian praktikal ke arah mencapai kebebasan kewangan menerusi alat pelaburan yang tepat dan kepentingan perlindungan kekayaan melalui perancangan insurans yang sesuai.

### **"CHARITY NIGHT PRE-PARTY"**

"Charity Night Pre-Party" telah diadakan pada 30 Ogos 2019 di Social @ TREC dari jam 7:00 malam sehingga lewat malam. Jamuan ini dianjurkan sebagai satu alat bagi ahli-ahli YLC untuk mempromosikan Malam Amal 2019.

### **"LAWYERS AND LATTES: NAVIGATING THE WAVES OF PRACTICE"**

Program ini bertujuan untuk memberi peguam-peguam muda suatu kesempatan untuk membina rangkaian ("network") dengan para penceramah dalam suasana kasual semasa makan tengahari. Empat orang penceramah tersebut adalah Tan Swee Im, Alex Anton Netto, Aaron Matthews dan Dr Syed Adam. Program ini diadakan di Mona @ Publika pada 21 September 2019 dari jam 11:30 pagi sehingga 2:30 petang dan dihadiri oleh 33 orang peserta. Para penceramah telah ditempatkan dalam keadaan di mana setiap penceramah dapat berinteraksi dengan semua peserta program sepanjang tempoh program berlangsung, mendengar daripada penceramah dari segi pengalaman peribadi dan bebas bertanya soalan dalam suasana kasual.

### **PERTANDINGAN MAHKAMAH MOOT BAR KUALA LUMPUR-LINCOLN'S INN ALUMNI 2019**

Pertandingan ini diadakan di Kompleks Mahkamah Kuala Lumpur pada 28 dan 29 September 2019. YLC bekerjasama dengan Persatuan Kehormat Lincoln's Inn Alumni Malaysia dalam menganjurkan projek julung kali ini. Matlamat pertandingan ini adalah untuk memberikan pelajar-pelajar undang-undang pengalaman membuat hujahan dalam suasana mahkamah yang sebenar. Para peserta diberi petua-petua praktikal tentang langkah-langkah untuk meningkatkan prestasi advokasi lisan dan bertulis selepas pusingan moot mereka.

Persoalan pertandingan ini dimodelkan berlandaskan keputusan Mahkamah Persekutuan baru-baru ini dalam kes JRI Resources Sdn Bhd v Kuwait Finance House [2019] 3 MLJ 561, yang membincangkan, antara yang lain, doktrin pengasingan kuasa, Senarai Persekutuan, Jadual Ke-Sembilan Perlembagaan Persekutuan dan sama ada keputusan Majlis Penasihat Syariah mengenai isu Syariah boleh memberi kesan dalam keputusan tindakan mahkamah antara pihak-pihak.

Sembilan pasukan dari universiti-universiti awam dan swasta mengambil bahagian dalam pertandingan ini. Keputusannya adalah seperti berikut:

**Juara** (Anugerah Chow Kok Leong & Co): Advance Tertiary College;

**Naib Juara** (Anugerah Thomas Philip): Universiti Malaya;

**Penghujah Lisan Terbaik** (Anugerah Vignesh Kumar & Associates): Subash Jai Devaraj dari Advance Tertiary College; dan

**Pasukan Hujahan Bertulis Terbaik** (Anugerah Shook Lin & Bok): Universiti Utara Malaysia.

### **MALAM AMAL 2019**

Tahun 2019 menandakan ulang tahun ke-15 Malam Amal. Malam Amal, yang bertema "Whimsical Wonderland" telah diadakan pada 4 Oktober 2019 di Glasshouse, Seputeh. Malam Amal 2019 telah dianjurkan untuk membantu Pusat Hidup & Latihan Bebas Malaysia ("ILTC Malaysia"). ILTC Malaysia adalah organisasi amal bukan untuk keuntungan (not-for-profit charitable organisation), yang ditubuhkan oleh orang kurang upaya (OKU) untuk OKU. ILTC Malaysia menyediakan perkhidmatan untuk OKU di seluruh Malaysia dengan mengajar, membimbing dan membantu OKU untuk menjalani kehidupan yang bebas dan bersepadu dengan keyakinan diri. ILTC Malaysia mengambil individu yang mengalami kecederaan saraf tunjang dan berkerusi roda dan kemudian membantu mereka dengan latihan untuk dan mendapatkan pekerjaan baru. ILTC Malaysia juga menghantar individu-individu ini untuk sesi fisioterapi.

Kami mempunyai 15 persembahan iaitu oleh Adreena, Angel & The Evcs, Gabriel Fairuz Louis, Iman & Friends, Izral Partnership Who Let The Mats Out, Jessie & Jellybeans Juicy, JJ, Justin Faun, Larissa & Joseph, MG, Quiin Hng, Ruang Antara Kami, The White Queen Raynequella, The Young Ariffs dan TriAngelz.

Penaja-penaja Malam Amal ini adalah Brickfields Asia College, UEM Sunrise Berhad, Scribe Synergy Sdn Bhd, Tetuan Jamie Wong, Mah Weng Kwai & Associates, Tech Law Sdn Bhd, Joshua Rishi Andran, Brendan Navin Siva, Wong May Jean dan David Peter.

Sumbangan yang dikutip berjumlah RM61,686.80 akan menyokong ILTC Malaysia untuk membiayai perkhidmatan fisioterapi OKU dan untuk memperoleh satu van penggunaan khas untuk beroperasi untuk pengangkutan OKU untuk program latihan.

Suatu replika cek (mock cheque) hasil perolehan tersebut akan disampaikan kepada wakil-wakil ILTC pada awal tahun 2020.

### **SEMINAR "CIVIL LITIGATION: TRIAL & ADVOCACY"**

Seminar ini telah disampaikan oleh Yang Arif Tuan S. Nantha Balan dan Yang Arif Dato' Lim Chong Fong di Auditorium Bar Kuala Lumpur pada 23 November 2019 dari jam 9:00 pagi sehingga 1:00 petang. Seminar ini dikawal bincangkan (moderated) oleh Steven Thiru dan dihadiri oleh 100 orang peserta. Penceramah berkongsi perspektif Badan Kehakiman mengenai cara untuk mempersiapkan dan mengendalikan pengurusan kes pra-bicara secara berkesan, apa yang diharapkan daripada peguam-peguam semasa mengendalikan perbicaraan dan kaedah melaksanakan strategi perbicaraan dengan berkesan.

#### ACARA-ACARA/INISIATIF-INISIATIF AKAN DATANG

NO	TARIKH	BUTIR-BUTIR	PENCERAMAH-PENCERAMAH
1	11 Januari 2020	Kopi, Kuih & Kaunsel	Honey Tan Lay Ean Dato' Kevin Joshua Kenneth Wong Poh Lim Vinu Kamalanathan
2	29 Februari 2020	<i>Introduction to the Legal Profession for Law Students / Getting Ready for the Bar</i>	Farez Jinnah Khaizan Sharizad Ab Dali (Sherrie)

#### PENGHARGAAN

Aktiviti-aktiviti dan projek-projek YLC tidak mungkin berjaya tanpa sumbangan, usaha dan sokongan ahli-ahlinya dan Sekretariat Bar Kuala Lumpur yang telah bekerjasama dengan kami di sebalik tabir untuk memastikan projek-projek kami dilaksanakan dengan jayanya.

#### Vivian Kuan Hui Xian

Pengerusi  
Jawatankuasa Peguam Muda

Tarikh: 12 Disember 2019

# PUSAT BANTUAN GUAMAN MAJLIS PEGUAM (KUALA LUMPUR)

## 1. LAPORAN PANEL PENGURUSAN

Lebih Besar, Lebih Baik dan Lebih Kukuh.

Pernyataan di atas sekaligus merumuskan pencapaian Pusat Bantuan Guaman Majlis Peguam (Kuala Lumpur) ("KLLAC") dalam usahanya berdepan dengan segala rintangan sepanjang tahun ini.

Saya ingin mengambil peluang ini untuk berterima kasih kepada semua yang telah meletakkan keyakinan terhadap saya untuk melengkapkan penggal terakhir saya sebagai Pengerusi bagi tahun 2019. Kami sungguh berbangga dengan pencapaian yang dikecapi dalam tempoh yang singkat ini. Saya ingin memfokuskan pada peristiwa utama seperti yang berikut:

### 1. **Majlis Perasmian Pusat Bantuan Guaman Majlis Peguam (Kuala Lumpur)**

14 Oktober 2019 merupakan hari yang bersejarah kerana kami telah secara rasminya melancarkan pembukaan premis kami di Wisma Badan Peguam Malaysia. Kami amat berbesar hati kerana Peguam Negara, Tan Sri Tommy Thomas, bersama-sama dengan Presiden Majlis Peguam Malaysia semasa dan yang lalu turut menyertai perasmian ini. Pejabat baru ini menandakan berakhirnya hari-hari penyewaan premis kami, dan merupakan permulaan komitmen kami yang dipertingkatkan untuk berkhidmat kepada masyarakat dengan berkesan dan cekap untuk tahun-tahun yang akan datang.

### 2. **Refugees & Asylum Seekers' Legal Aid Scheme ('RALAS')**

Hasil daripada kejayaan skim perintis kami yang diadakan tahun lepas pada Oktober 2018 dan kepuasan umum komuniti pelarian yang dikait dengan skim ini, UNCHR bersama-sama dengan Majlis Peguam Malaysia telah membuat perjanjian pada Julai 2019 untuk memperluaskan skim ini; meliputi Pulau Pinang dan Kuala Lumpur. RALAS bertujuan untuk membekalkan peguam dengan pengetahuan tentang pelarian dan pencari suaka; ini membolehkan para peguam membantu pelarian dan pencari suaka dalam menjadi lebih berdikari melalui cara undang-undang.

Setakat Oktober 2019, terdapat kira-kira 177,800 orang yang terlibat dengan UNHCR Malaysia. Kebanyakannya terletak di Lembah Klang, Pulau Pinang dan Johor. Jika seseorang membandingkan angka ini dengan tenaga kerja asing yang sah, kira-kira dua juta, dan pendatang tanpa dokumen yang dianggarkan lima juta, angka ini hanya mewakili sebahagian kecil daripada orang asing di negara ini. Walaupun rangka kerja undang-undang yang sedia ada tidak membezakan antara pendatang ekonomi dan pelarian, tetapi perbezaannya adalah jelas dimana pelarian-pelarian tidak dapat kembali ke negara asalnya kerana takut akan penganiayaan.

#### **Pengerusi**

Collin Arvind Andrew

#### **Setiausaha Kehormat**

Terrence Lee Ro Hui

#### **Timbalan Setiausaha**

Crystal Lee Yenru

#### **Bendahari**

Chan Yen Hui

#### **Ahli-Ahli Panel**

Arun Kumar

David Tan Seng Keat

Harleen Kaur

Joachim Xavier

Kasthuri a/p Krishnan

Kenneth Koh

Ku Amirul Faiz Bin Ku Seman

Muhamad Izwan Bin Ishak

Parvinder Kaur

Shiyamala Devi a/p Manokaran

Sumitra Devi a/p Krishnan

Tan Hui Wen

Thayalan a/l Moorthy

Dalam hal ini, ia adalah sangat menggembirakan untuk melihat pendekatan kehakiman di Malaysia yang ternampaknya memajukan perlindungan ke atas pelarian-pelarian. Beberapa contoh penting dapat dilihat dalam **kes Jirammat bin Mohd Rashid v PP [2017] 7 AMR 128 dan Ruwaida@Royeda binti Muhammad Siddiq & 6 Ors. v Komandan, Depot Imigresen Belantik & 3 Ors [2019] 4 AMR 619**, antara lain, mengenal pasti alternatif kepada penahanan kanak-kanak di bawah umur dan menguatkuasakan Artikel 22 Konvensyen Hak Kanak-kanak dimana kanak-kanak pencari suaka diberi perlindungan dan bantuan kemanusiaan.

Selain itu, tindak balas kerajaan terhadap usaha-usaha perlindungan pelarian untuk memperoleh akses kepada undang-undang dalam perkara-perkara pekerjaan adalah sangat menggembirakan. Ia adalah sesuai untuk saya memetik petikan dari penghakiman dalam kes Mahkamah Tinggi **Pyu Pyu Ma v Dr. Lim Soo How & 6 Ors.** pada halaman 34 –

“despite such embargo placed on the Plaintiff, in reality most refugees in Malaysia, including the Plaintiff, have no choice but to work in order to survive, In this regard, the Plaintiff’s earnings in an electric manufacturing factory cannot be said to be derived from illegal activities. As long as that remains the case, the Plaintiff is entitled to claim for loss of earnings”.

Walaupun usaha-usaha dijalankan dengan positif oleh pelbagai pihak berkepentingan dalam melaksanakan polisi dan rangka kerja perundangan, ia diharapkan dengan skim ini, bahawa lebih banyak peguam akan dijadikan sensitif dalam konteks perlindungan pelarian dan akan tampil demi membantu komuniti-komuniti ini di Malaysia.

### **3. Thai Citizens Legal Aid Scheme (T-CLAS)**

Kejayaan T-CLAS dalam peringkat perintisnya pada akhir tahun 2017 menyaksikan pengembangan skim ini dan perkhidmatannya untuk warganegara Thai pada tahun 2018, dan skim ini diteruskan dalam tahun 2019. T-CLAS pada dasarnya adalah satu skim di mana peguam-peguam kami menyediakan perwakilan undang-undang percuma kepada warganegara Thai di Malaysia dan dibayar dengan pembiayaan yang diberikan oleh Kedutaan Diraja Thailand. Kadar bayaran untuk peguam sebahagian besarnya memasukkan kadar pembayaran YBGK yang sedia ada. T-CLAS telah dilancarkan secara rasminya oleh Duta Kedutaan Diraja Thailand di Kuala Lumpur pada 29 November 2017, diikuti oleh sidang akhbar secara meluas yang diadakan pada 13 Disember 2017 di Kedutaan Diraja Thailand bersama dengan Presiden Bar Malaysia: Tuan George Varghese. Dengan skim ini, kami mempunyai beberapa Kedutaan yang menunjukkan minat untuk memajukan skim yang sama dan kami kekal positif dalam visi kami bahawa lebih banyak Kedutaan akan tampil untuk menghasilkan skim yang ser upa dengan KLLAC supaya kami dapat mewakili semua warga asing yang tertangkap dalam sistem keadilan.

### **4. Kempen YBGK di premis Mahkamah Kuala Lumpur**

Dengan sokongan berterusan dan hubungan kerja yang rapat dengan Mahkamah Kuala Lumpur, berkuatkuasa dari 21 November 2019, kami kini secara aktif dapat menganjurkan perkhidmatan YBGK kepada orang awam di mana kaunter YBGK telah didirikan di lobi premis Mahkamah Kuala Lumpur.

Saya juga dengan sukacitanya melaporkan bahawa kita kini dapat terlihat adanya peningkatan bilangan orang yang sedar akan skim YBGK dan kita dapat memberikan perkhidmatan undang-undang kita dalam bidang undang-undang jenayah.

### **5. Sekretariat YBGK, T-CLAS dan RALAS**

Sementara KLLAC yang juga bertindak sebagai Sekretariat YBGK telah berkhidmat selama bertahun-tahun, untuk membantu orang ramai secara efektif dan berkesan, KLLAC terus menanggung kerja sebagai Sekretariat untuk T-CLAS dan RALAS, dimana pelaksanaan tersebut tidak akan berjaya tanpa dedikasi dan sokongan semua kakitangan KLLAC, peguam-peguam, dan pelatih-pelatih yang mengambil bahagian. Dengan kerjasama daripada mereka, saya pasti kerja kami akan terus makmur dan berkembang ke tahap yang lebih tinggi.

### **6. Program Pelatih KLLAC dan Aktiviti Lain**

Kami terus bekerja rapat dengan rakan-rakan kongsi kami dalam melaksanakan program untuk pelatih-pelatih. Dedikasi kami dilampirkan dalam laporan masing-masing dan ini dengan sendirinya menyatakan jumlah dedikasi kakitangan KLLAC, peguam-peguam sukarela, pelatih-pelatih, dan semua yang terlibat dalam kejayaan ini yang berterusan.

**7. Penghargaan**

Sekarang, pujian hendaklah diberikan sewajarnya kepada mereka yang berkenaan, dimana saya ingin mengucapkan terima kasih kepada setiap kakitangan di KLLAC atas dedikasi mereka yang terlihat dalam bebanan kerja harian mereka, dan masa tambahan yang dihabiskan di luar waktu kerja mereka dalam pelbagai program dan aktiviti yang telah kami lakukan. Terima kasih juga kepada Pengarah Eksekutif, Stephanie Bastian yang telah membantu tugas saya sebagai Pengerusi menjadi kurang tertekan terutamanya dengan menjalankan pentadbiran harian Pusat dan dalam aktiviti aktiviti di KLLAC.

Saya bersyukur terhadap Pemegang-Pemegang Jawatan dan ahli-ahli Panel Pengurusan di KLLAC yang terus menyokong jawatankuasa, program, dan aktiviti masing-masing yang dijalankan di KLLAC.

Saya juga bersyukur atas masa dan sokongan yang diberikan oleh para Peguam Kanan Majlis Peguam seperti Ravi Nekoo, Ravin Singh, Harleen Kaur, dan juga yang lain-lain.

Dan tidak terlupa juga peguam-peguam dan pelatih-pelatih yang telah membantu KLLAC, terima kasih atas masa dan sokongan anda.

Akhirnya, saya dengan ini mengundur diri sebagai Pengerusi untuk penggal terakhir ini dan semoga berjaya saya ucapkan kepada pengganti saya dan pasukan KLLAC untuk meneruskan prestasi yang baik bagi KLLAC.

**Collin Arvind Andrew**

Pengerusi

**2. PUSAT BANTUAN GUAMAN MAJLIS PEGUAM KUALA LUMPUR (KLLAC)  
LAPORAN TAHUNAN JAN - OKT 2019**

**STATISTIK KLIEN**

**A. KLIEN KLLAC**

<b>A</b>	<b>KLINIK/PROGRAM</b>	<b>KLIEN 2018 (JAN- DIS)</b>	<b>KLIEN 2019 (JAN-OKT)</b>
1	Tahanan Reman Sungai Buloh (bukan warganegara)	-	-
2	Kajang Wanita (bukan warganegara)	-	-
3	Kajang Lelaki (bukan warganegara)	-	-
4	KLLAC "walk in" Klien	1888	1625
5	Klinik Syariah	67	24
6	KLLAC/SIS	414	392
7	KLLAC/AWAM	96	135
8	KLLAC/WAO	487	510
9	KLLAC/Tenaganita	3765	2735
10	KLLAC/UNHCR	1896	914
11	KLLAC/ MTUC	261	282
	<b>Jumlah</b>	<b>8874</b>	<b>6617</b>

**B. KLIEN YBGK**

<b>B</b>	<b>KLINIK/PROGRAM</b>	<b>KLIEN 2018 (JAN- DIS)</b>	<b>KLIEN 2019 (JAN-OKT)</b>
1	Tahanan Reman Sungai Buloh (Warganegara)	166	-
2	Kajang Wanita (Warganegara)	88	-
3	Kajang Kanak-kanak (Warganegara)	113	-
4	Kajang Lelaki (Warganegara)	4	-
5	Pusat Koreksional Puncal Alam	120	-
6	YBGK Walk in Klien	463	502
7	Tangkapan	-	-
8	Reman	17592	14631
9	Jamin	-	-
10	Mitigasi	-	-
11	Rumah Tahanan Reman Kanak-kanak	-	-
12	Program Dock Brief	3431	2356
	<b>Jumlah</b>	<b>21977</b>	<b>17489</b>

**C. KLIEN SKIM BANTUAN GUAMAN WARGANEGARA THAI (T-CLAS)**

<b>C</b>	<b>KLINIK/PROGRAM</b>	<b>KLIEN 2018 (JAN- DIS)</b>	<b>KLIEN 2019 (JAN-OKT)</b>
13	Lawatan Penjara (Kajang Wanita)	108	227
14	Lawatan Penjara (Kajang Lelaki & Juvenile)	136	79
15	Lawatan Penjara ( Sungai Buloh )	112	195
	<b>Jumlah</b>	<b>356</b>	<b>501</b>

**D. KLLAC + KLIEN YBGK + KLIEN T-CLAS**

<b>D</b>	<b>JUMLAH KESELURUHAN KLIEN LAC, YBGK &amp; T-CLAS</b>	<b>KLIEN 2018 (JAN- DIS)</b>	<b>KLIEN 2019 (JAN-OKT)</b>
1	Jumlah Kecil Klien KLLAC	8874	6617
2	Jumlah Kecil Klien YBGK	21977	17489
3	Jumlah Kecil Klien T-CLAS	356	501
	<b>Jumlah Besar Klien KLLAC, YBGK &amp; T-CLAS</b>	<b>31207</b>	<b>24607</b>

**STATISTIK UNTUK FAIL**

	KATEGORI	SETAKAT DISEMBER 2018			SETAKAT OKTOBER 2019		
		DIBUKA	DITUGASKA/ SELESAI	TIDAK DITUGASKAN	DIBUKA	DITUGASKAN/ SELESAI	TIDAK DITUGASKAN
<b>A</b>	File KLLAC						
1	Fail Jenayah	2	2	-	1	1	-
2	Fail Pekerjaan KLLAC	39	39	-	31	31	-
3	Fail Keluarga KLLAC	22	22	3	29	32	-
4	Fail Syariah	-	-	-	-	-	-
5	Fail Lain-lain	1	1	-	3	3	-
	<b>Jumlah Kecil KLLAC</b>	<b>64</b>	<b>64</b>	<b>3</b>	<b>64</b>	<b>67</b>	<b>-</b>

<b>B</b>	FAIL YBGK	SETAKAT DISEMBER 2018			SETAKAT OKTOBER 2019		
		DIBUKA	DITUGASKA/ SELESAI	TIDAK DITUGASKAN	DIBUKA	DITUGASKAN/ SELESAI	TIDAK DITUGASKAN
	<b>FAIL YBGK - JENAYAH</b>						
	• YBGK Fail LAC Walk-in	134	142	3	164	150	17
	• YBGK Fail Penjara	50	56	1	27	28	-
	• Surat Mahkamah YBGK	44	44	-	29	29	-
	• Temuduga Mahkamah	-	-	-	27	27	-
	• SOSMA	-	-	-	1	1	-
	• Project Mahkamah	-	-	-	1	1	-
	Sub-Total YBGK	<b>228</b>	<b>242</b>	<b>4</b>	<b>249</b>	<b>236</b>	<b>17</b>

<b>C</b>	KLLAC & YBGK FILES	OPENED	ASSIGNED/ SETTLED	UNASSIGNED	OPENED	ASSIGNED/ SETTLED	UNASSIGNED
1	Sub Total KLLAC Files	64	64	3	64	67	-
2	Sub Total YBGK Files	228	242	4	249	236	17
	<b>Jumlah Kecil YBGK</b>	<b>292</b>	<b>306</b>	<b>7</b>	<b>313</b>	<b>303</b>	<b>17</b>

**3. LAPORAN PROGRAM KESEDARAN UNDANG-UNDANG**

**Ketua Projek**

Shiyamala Devi a/p Manokaran  
Joachim Xavier  
Kenneth Koh

*"Knowledge will bring you the opportunity to make a difference"*

**Pengenalan**

Program kesedaran undang-undang ("Program") merupakan salah satu program yang paling penting yang dilaksanakan oleh KLLAC. Program ini bertujuan untuk memberikan pemahaman, kesedaran, dan persediaan kepada pelatih-pelatih dalam kamar berkenaan apa yang dijangkakan daripada mereka sepanjang tempoh 14 hari Tugas Bantuan Guaman Wajib mereka. Program ini juga memperkenalkan klinik-klinik berbeza yang ditawarkan oleh KLLAC kepada pelatih-pelatih dalam kamar.

### Objektif-objektif

- Membantu pelatih-pelatih dalam kamar mengenal dan memahami tugas dan tanggungjawab mereka sebagai peguambela dan peguamcara dalam masyarakat;
- Mendidik pelatih-pelatih dalam kamar berkenaan isu-isu tanggungjawab sosial, hak asasi manusia, kedaulatan undang-undang, dan hak mendapat keadilan;
- Mendedahkan pelatih-pelatih dalam kamar kepada isu-isu berkenaan hak asasi manusia, keadilan, dan yang paling mustahaknya kepentingan mempunyai komitmen untuk membantu orang dan juga untuk menyemai di dalam diri mereka komitmen berpanjangan terhadap bantuan guaman, yang melangkaui tempoh Tugas Bantuan Guaman Wajib mereka.

### Aktiviti-aktiviti

Sepanjang tahun 2019, Jawatankuasa Program Kesedaran Undang-Undang (“Jawatankuasa”) telah menjalankan program-program/sesi-sesi berikut:

#### a) Sesi-sesi Orientasi

Bilangan pelatih-pelatih dalam kamar telah meningkat. Sesi-sesi orientasi tersebut menggunakan metodologi penglibatan: ini menggabungkan dinamik berkumpulan, perbincangan terbuka, input tentang topik-topik hak asasi manusia serta pengenalan kepada pelbagai program-program/klinik-klinik KLLAC.

Bagi tahun ini, Joachim Xavier dan Kenneth Koh telah mengendalikan sesi-sesi tersebut. Selain itu, Jawatankuasa tersebut juga mengendalikan sesi “Where do you stand” yang memberi kesedaran kepada pelatih-pelatih dalam kamar. Semasa sesi orientasi tersebut, pelatih-pelatih dalam kamar telah digalakkan untuk menyuarakan pandangan mereka supaya dapat menimba ilmu yang berharga, pengalaman, dan kemahiran daripada Tugas Bantuan Guaman.

#### b) Sesi-sesi Penilaian Keluar

Sesi ini direka untuk menyampaikan penghargaan terhadap sumbangan pelatih-pelatih dalam kamar kepada masyarakat dan KLLAC. Pada penghujung kesemua tiga belas sesi tersebut, pelatih-pelatih dalam kamar diberikan peluang untuk menyuarakan pandangan mereka dan berkongsi pengalaman mereka dalam pelbagai program/klinik dimana mereka telah berkhidmat sebagai sebahagian daripada tugas bantuan guaman mereka.

Selain itu, seorang pelatih dalam kamar akan dipilih daripada setiap kumpulan untuk mewakili kumpulan tersebut dan berkongsi pengalaman yang paling bermakna dan penting yang telah mereka hadapi sepanjang program tersebut.

### Kelebihan-kelebihan

- Komitmen ahli-ahli jawatankuasa dan kemampuan mereka untuk memberi idea-idea bagi melaksanakan dan menambahbaik sesi-sesi latihan;
- Keazaman pelatih-pelatih dalam kamar tentang kepentingan untuk berkhidmat kepada pihak yang seba kekurangan dan yang dipinggirkan;
- Pengetahuan pelatih-pelatih dalam kamar tentang hak-hak asasi manusia yang menyemai sikap keadilan dalam diri mereka;
- Mempengaruhi perubahan dalam minda pelatih-pelatih dalam kamar tentang cara untuk menyumbang kepada masyarakat, membantu orang ramai untuk mendapatkan keadilan, dan menolong mereka mencapai hak mereka di bawah undang-undang.

### Cadangan-cadangan

- Mengajukan lebih banyak bengkel bagi pelatih-pelatih dalam kamar;
- Membahagikan pelatih-pelatih dalam kamar kepada kumpulan yang lebih kecil untuk menggalakkan penglibatan pelatih-pelatih dalam kamar;
- Merancang untuk membuat lebih banyak video mengenai program tersebut dan merakam sesi-sesi yang dijalankan oleh pelatih-pelatih dalam kamar.

Pihak jawatankuasa telah melaksanakan usahanya yang terbaik untuk mendidik pelatih-pelatih dalam kamar berkenaan tugas mereka untuk membantu orang awam yang memerlukan dan pihak jawatankuasa bersedia bagi menghadapi cabaran yang bakal dihadapi dalam tahun-tahun hadapan.

**Selain itu, kami ingin merakamkan penghargaan kami atas jasa baik Asian International Arbitration Centre (AIAC) dan Brickfields Asia College (BAC) yang menawarkan premis mereka untuk menjalankan sesi-sesi tersebut semasa premis KLLAC dibawah proses penambahbaikan.**

#### 4. LAPORAN PROGRAM DOCK BRIEF

##### **Ketua Projek**

Collin Arvind Andrew  
Chan Yen Hui

##### **Pengenalan**

Program Dock Brief telah diperkenalkan pada tahun 1989 di Mahkamah Majistret Jalan Raja. Pada ketika itu, ia bermula dengan hanya empat orang pelatih dalam kamar untuk bertugas di hanya dua mahkamah. Kini, ia telah melibatkan 14 mahkamah di mana 75 hingga 80 pelatih dalam kamar akan ditugaskan untuk membantu klien tempatan, klien dari negara asing, dan juga termasuk klien juvana.

Para pelatih dalam kamar dikehendaki untuk menjalani beberapa latihan bagi meningkatkan kemahiran advokasi dan temuduga. Perkhidmatan untuk kes-kes Jenayah bagi program ini merangkumi mitigasi, permohonan ikat jamin, dan nasihat lain-lain yang berkaitan kepada klien datang terus.

Bagi memastikan para pelatih dalam kamar telah dilengkapi dengan pengetahuan dan kemahiran yang diperlukan, peguam-peguam yang berpengalaman akan dijemput oleh pihak ahli jawatankuasa untuk mengadakan sesi latihan. Pada tahun ini, Collin Arvind, T. Vijay dan Ravin Singh telah dijemput oleh ahli jawatankuasa untuk mengadakan sesi-sesi latihan tersebut. Selain daripada latihan-latihan yang diberikan oleh para peguam yang berpengalaman, para ahli jawatankuasa juga mengadakan "Role Play" dan "Mock Trial" dalam latihan-latihan tersebut untuk memastikan para pelatih dalam kamar mempunyai pemahaman dan pengenalan yang lebih mendalam terhadap program Dock Brief.

Sehingga bulan Disember 2019, ahli jawatankuasa telah mengadakan:

1. Empat program latihan Dock Brief untuk pelatih-pelatih dalam kamar dari kumpulan 98, 99, 100 dan 101. Seramai 315 pelatih-pelatih dalam kamar telah menghadiri latihan-latihan tersebut.
2. Empat Ulasan Separuh Penggal (Mid Term Reviews) untuk para pelatih dalam kamar dalam program ini.

##### **Jumlah Statistik pelatih dalam kamar bagi se-kumpulan**

<b>KUMPULAN</b>	<b>98</b>	<b>99</b>	<b>100</b>	<b>101</b>
Jumlah Pelatih Kamar	75	75	80	85

#### 5. LAPORAN KLINIK BANTUAN GUAMAN LAC

##### **Ketua Projek**

Kasthuri a/p Krishnan  
Thayalan a/l Moorthy

Klinik Bantuan Guaman LAC ("KLLAC Walk-in Clinic") adalah salah satu program yang ditubuhkan oleh KLLAC, untuk memberikan nasihat undang-undang percuma kepada orang awam dan memberikan perwakilan untuk bidang undang-undang tertentu. Ia dijalankan di KLLAC dan adalah terbuka kepada orang awam pada hari Isnin hingga Jumaat, jam 10:00 pagi hingga 5:00 petang.

Sebanyak 35 pelatih dalam kamar diperuntukkan bagi setiap kumpulan untuk memastikan program tersebut dijalankan dengan lancar. Setiap pelatih dalam kamar telah dilatih untuk menjalankan temuduga dan memberi nasihat yang tepat berkenaan dengan setiap bidang undang-undang.

Pelatih dalam kamar akan mengekstrakkan maklumat-maklumat yang relevan daripada kes klien tersebut dan merujuk perkara tersebut kepada peguam sukarela KLLAC untuk arahan lanjut.

Memandangkan KLLAC hanya meliputi bidang undang-undang yang terhad, klien selalu dirujuk kepada pelbagai pertubuhan atau badan apabila KLLAC berpendapat sesuai. Pelatih dalam kamar membantu dalam menjalankan intervensi, seperti mengiringi klien ke balai polis, dan badan atau organisasi kerajaan.

Selain daripada itu, KLLAC juga menjalankan beberapa program jangkauan bagi memberi kesedaran undang-undang kepada orang awam. Tambahan pula, KLLAC juga dijemput oleh Astro untuk memberi pendapat undang-undang bagi setiap bidang undang-undang untuk mendidik orang awam berhubungan dengan hak undang-undang mereka.

## **6. LAPORAN PROGRAM KLINIK SYARIAH**

### **Ketua Projek**

Ku Amirul Faiz Bin Ku Seman

Klinik Syariah adalah ditangani oleh empat pelatih dalam kamar yang ditugaskan di Klinik KLLAC. Pelatih dalam kamar tersebut adalah berada di bawah pengawasan beberapa peguam Syariah yang berpengalaman. Mereka dilatih oleh peguam Syariah yang berpengalaman secara interaktif untuk memastikan mereka boleh memberi nasihat yang tepat berkenaan dengan isu-isu berkaitan dengan undang-undang Syariah.

Klinik Syariah dijalankan di Pusat Bantuan Guaman dan adalah terbuka kepada orang awam dari hari Isnin hingga Jumaat, dari jam 10:00 pagi hingga 4:30 petang. Klinik tersebut mengutamakan pemberian nasihat kepada klien, dan bagi kes-kes yang melibatkan perwakilan biasanya dirujuk kepada Jabatan Bantuan Guaman.

Penempatan untuk program tersebut adalah terhad, oleh itu sesiapa yang mempunyai latar belakang dalam undang-undang Syariah akan diutamakan. Ini akan menjadi peluang yang baik bagi sesiapa yang berniat untuk meneruskan kerjayanya dalam undang-undang Syariah untuk mendapat pengetahuan mereka dalam suasana yang praktikal.

## **7. LAPORAN KLINIK KLLAC/AWAM/WAO/SIS**

### **Ketua Projek**

Sumitra Devi a/p Krishnan

Muhamad Izwan Bin Ishak

*"It is our duty to stand up for humanity. Step in and correct things that are wrong"*

Keperluan untuk perlindungan wanita dan pelbagai isu yang menjejaskan wanita telah mendatangkan penubuhan beberapa NGO berasaskan jantina termasuk All Women's Action Society (AWAM), Pertubuhan Pertolongan Wanita (WAO) dan Sisters In Islam (SIS).

AWAM adalah sebuah organisasi feminis yang bukan keuntungan dan bebas di Malaysia yang berazam untuk menamatkan keganasan berasaskan jantina dan menegakkan kesaksamaan serta hak untuk semua. Ia ditubuhkan pada tahun 1998 dan telah memberi bantuan dalam penggubalan Akta Keganasan Rumah Tangga 1994 dan memasukkan perkataan "gender" dalam Perkara 8 Perlembagaan Persekutuan.

WAO juga terlibat dalam perbincangan pelbagai isu berkaitan dengan wanita. Selain daripada menimbulkan kesedaran umum tentang isu-isu wanita, perkhidmatan WAO juga termasuk menyediakan tempat perlindungan sementara bagi wanita yang mengalami keganasan rumahtangga dan anak-anak mereka. Mereka juga bertindak sebagai kaunselor untuk wanita.

SIS adalah satu lagi organisasi penting yang terlibat secara utama dalam melindungi wanita Muslim daripada diskriminasi di mahkamah Syariah serta menyediakan mereka perlindungan dalam perkara berkenaan undang-undang Islam.

Pelatih dalam kamar menyokong organisasi-organisasi ini dalam mengurus aktiviti-aktiviti organisasi dan bersikap aktif dalam penyelidikan undang-undang dan penyelidikan yang tidak meliputi undang-undang. Mereka membantu organisasi dengan menjalankan penyelidikan, jangkauan advokasi dan lain-lain sebagai penambahan atas pemberian nasihat guaman. Setiap kumpulan pelatih dalam kamar akan menghadiri latihan sebelum memulakan tugas mereka. 'Mid-term Review' akan dijalankan pada minggu ke-7 di mana pelatih dalam kamar akan berkongsi pengalaman dan kesukaran yang mereka hadapi semasa menjalankan tugas bantuan guaman mereka. Ahli-ahli daripada setiap NGO juga akan memberi input mengenai keputusan pelatih dalam kamar.

Pada tahun 2019, ramai klien telah mendekati organisasi-organisasi dan kebanyakan mereka telah diberikan bantuan yang mencukupi, sama ada dengan pembukaan fail atau pemberian nasihat. Malangnya, terdapat peratusan kecil klien yang tidak dirangkumi dalam bidang kuasa organisasi dan klien-klien tersebut telah dirujuk kepada Jabatan Bantuan Guaman (JBG). Malah terdapat peratusan yang lagi kecil dimana klien yang berada di luar bidang kuasa JBG. Dalam kes sedemikian, klien-klien tersebut telah dinasihati untuk mendapatkan peguam persendirian.

Kedua-dua NGO dan pelatih dalam kamar telah memberi maklum balas positif terhadap program, dan kedua-dua pihak memperoleh manfaat daripada program. Pelatih dalam kamar telah memberi nasihat guaman kepada klien yang terus hadir dan juga kepada mereka yang menelefon. Mereka telah melakukan penyelidikan undang-undang untuk NGOs yang berkaitan. Tambahan pula, mereka juga telah terlibat dalam kerja lapangan seperti membantu klien-klien membuat laporan polis dan menyelamatkan mereka dari tempat kediaman. Program ini memang telahpun mendatangkan manfaat yang besar kepada semua.

## **8. LAPORAN KLINIK TENAGANITA**

### **Ketua Projek**

Sumitra Devi a/p Krishnan  
Muhamad Izwan Bin Ishak

*"The rights of every man are diminished when the rights of one man are threatened"*

TENAGANITA telah memainkan peranan yang penting kepada masyarakat, khususnya di negara Malaysia bagi mempromosikan kesaksamaan dan memperjuangkan hak asasi manusia selama hampir 28 tahun sejak tahun 1991. Program yang pertama adalah terhadap pekerja-pekerja wanita yang bekerja di ladang dan kilang, dimana program tersebut yang diadakan adalah berkaitan dengan kepimpinan, kesihatan dan keselamatan, organisasi kesatuan, dan penguasaan Bahasa Inggeris wanita. TENAGANITA telah berjaya memperjuangkan hak wanita, kanak-kanak, dan pekerja asing; dan memastikan mereka bebas daripada segala perhambaan dan diskriminasi.

Semua program yang dibutuhkan di bawahnya adalah untuk memberi sokongan dan perlindungan penuh atas hak wanita dan kanak-kanak, serta pendatang asing termasuk pelarian.

Terdapat kira-kira empat kumpulan pelatih dalam kamar iaitu seramai 85 orang yang ditugaskan di TENAGANITA pada tahun ini. Semua kumpulan wajib untuk menjalani latihan sebanyak dua hari sebelum menjalankan tugas mereka. Dalam latihan tersebut, mereka memperolehi pengetahuan dan kemahiran yang mencukupi termasuk menasihati, pemberian nasihat tersebut dengan wajar, dan kompetensi dokumentasi.

Semasa menjalani tugas mereka, antara isu-isu penting yang dikenalpasti adalah seperti berikut:

- Keengganan atau kegagalan oleh Jabatan Imigresen untuk memperbaharui pas khas kepada pekerja asing sementara menunggu pelupusan kes Mahkamah;
- Keengganan majikan untuk membenarkan pekerja mereka terus bekerja sementara menunggu pelupusan kes Mahkamah;
- Kes penipuan oleh ejen yang menjanjikan peluang pekerjaan yang sah dan pembaharuan pas bekerja dan pas visa.

"Mid Term Review" telah diadakan pada minggu ke-enam semasa tempoh bertugas mereka di TENAGANITA. Objektif "Mid Term Review" diadakan adalah untuk mengenalpasti sebarang kekurangan, isu-isu, dan cadangan-cadangan daripada pelatih dalam kamar mengenai program yang diadakan di TENAGANITA.

Kesimpulannya, kerjasama ini telah memberikan kesedaran yang besar kepada pelatih dalam kamar tentang realiti dunia yang praktikal, dan usaha yang diperlukan bagi menjaga hak-hak wanita, kanak-kanak, dan pekerja-pekerja asing.

## 9. PESURUHJAYA TINGGI PERTUBUHAN BANGSA-BANGSA BERSATU UNTUK PELARIAN (UNHCR)

### Ketua Projek

Sumitra Devi a/p Krishnan  
Muhamad Izwan Bin Ishak

Kerjasama antara KLLAC dan Pesuruhjaya Tinggi Bangsa-Bangsa Bersatu Mengenai Pelarian (UNHCR) adalah bertujuan untuk mencapai objektif-objektif UNHCR yang, antara lain, untuk mengiktiraf dan memberi perlindungan kepada pelarian di Malaysia.

Pada tahun ini, terdapat lima kumpulan seramai 55 pelatih dalam kamar yang ditugaskan di UNHCR bagi tugas bantuan guaman mereka. Dalam tugas bantuan guaman selama 14 minggu tersebut, setiap kumpulan adalah wajib untuk menjalankan latihan pengenalan dan "Mid Term Review". "Mid Term Review" tersebut memainkan peranan yang amat penting di peringkat ini bagi UNHCR dimana semua kekurangan, kelemahan, dan lompong dapat dikenalpasti dan diperbaiki.

Antara isu-isu yang ditangani semasa "Mid Term Review" adalah seperti berikut:

- Masalah-masalah berkaitan dengan perkahwinan yang dihadapi oleh pelarian seperti perceraian, penjagaan kanak-kanak, dan perkahwinan antara negara yang berbeza;
- Penahanan salah ke atas pelarian bagi tujuan pemerasan wang oleh pihak berkuasa tempatan; dan
- Kekurangan penterjemah untuk membantu pelarian yang berbilang bahasa di mana kebesaran pelatih dalam kamar tidak dapat membantu pelarian disebabkan oleh kegagalan untuk memahami bahasa mereka.

Secara keseluruhannya, program yang dijalankan di UNHCR memberi pelatih dalam kamar kesedaran tentang masalah-masalah dan isu-isu yang sedang melanda pelarian di Malaysia, dan juga peranan mereka dalam menangani isu-isu tersebut.

## 10. LAPORAN KLINIK KLLAC-MTUC (KONGRES KESATUAN SEKERJA MALAYSIA)

### Ketua Projek

Arun Kumar  
David Tan Seng Keat

Diskriminasi dan kegagalan dalam pembayaran upah, pembatalan permit bekerja, dan keadaan kerja yang tidak selamat adalah antara beberapa masalah yang dihadapi oleh pekerja-pekerja di pelbagai sektor di negara Malaysia. Walaupun undang-undang telah membekalkan banyak hak dan perlindungan kepada pekerja-pekerja tersebut, proses bagi mendapat remedi yang diperuntukkan dalam undang-undang berkemungkinan mengambil masa yang panjang, dimana ia akan memburukkan keadaan pekerja-pekerja tersebut.

Dengan mengakui terdapatnya kekurangan bantuan yang diberikan kepada pekerja-pekerja berkenaan hak pekerja, terutamanya pekerja asing, KLLAC telah bekerjasama dengan MTUC untuk mewujudkan klinik bantuan guaman yang baru pada tahun ini: iaitu Klinik KLLAC-MTUC. MTUC adalah satu persekutuan kesatuan sekerja dengan objektif, antara yang lain, bagi memperbaiki keadaan ekonomi dan sosial pekerja. Aktiviti-aktiviti MTUC dituju untuk menggalakkan kesaksamaan meningkatkan keadaan ekonomi dan sosial pekerja-pekerja, dan mewujudkan keadaan kerja yang lebih baik dan selamat.

Kumpulan pertama Klinik KLLAC-MTUC bermula pada tahun ini dengan 20 pelatih dalam kamar. Mereka membantu MTUC mengenai pelbagai isu yang dihadapi oleh pekerja-pekerja. Bilangan pelatih dalam kamar masing-masing telah meningkat kepada 25 bagi kumpulan kedua dan ketiga. Keputusan ini dibuat hasil daripada maklum balas positif yang dibekalkan oleh pelatih dalam kamar yang mendaftar bagi program ini. Sekarang lebih ramai pelatih dalam kamar boleh menyertai perjuangan ini demi memelihara hak pekerja-pekerja.

## 11. LAPORAN PROGRAM SANGKUTAN

### Ketua Projek

Terrence Lee Rohui

*“Even though the world is large, one person can still make a world of difference.”*

Secara umumnya, program sangkutan merupakan program-program latihan kepada pelajar dan graduan yang ingin mendedahkan diri mereka kepada dunia korporat. Begitu juga dengan organisasi undang-undang kami yang turut mempunyai sesuatu yang serupa dengannya, namun hanya segelintir sahaja yang mengetahui bahawa KLLAC juga menyediakan peluang kepada para pelajar dari universiti-universiti awam dan swasta serta kolej-kolej untuk mendedahkan diri mereka kepada pengalaman sebenar di dalam dunia undang-undang melalui program latihan oleh Sekretariat KLLAC yang dikenali sebagai “program sangkutan”. Program-program yang ditawarkan adalah seperti berikut:

- (a) Klinik KLLAC di mana klien ditemuduga oleh pelatih dalam kamar dan diberikan nasihat dan bantuan;
- (b) Program “Dock Brief” di mana pelatih dalam kamar akan membuat permohonan pengurangan hukuman dan ikat jamin;
- (c) Badan Bukan Kerajaan (NGOs) seperti All Women’s Action Society Malaysia (“AWAM”), Pertubuhan Pertolongan Wanita (“WAO”), Sisters in Islam (“SIS”), Pesuruhjaya Tinggi Bangsa-Bangsa Bersatu Mengenai Pelarian (ÜNHCR”), Tenaganita dan Yayasan Pink Triangle di mana pelatih dalam kamar akan membantu dan/atau menjalankan temuduga bersama klien yang kurang bernasib baik dan tertekan.

Program ini bertujuan memberi peluang kepada pelajar-pelajar untuk menyertai pelbagai program yang dianjurkan oleh KLLAC bagi tempoh tiga hingga enam minggu. Setelah tamat program sangkutan, setiap pelajar sangkutan akan diberikan sijil oleh KLLAC.

Ramai pelajar dari pelbagai universiti telah menghadiri program kami dan turut menyatakan kepuasan mereka. Berdasarkan maklum balas ini, pihak kami ingin merakamkan penghargaan kami kepada universiti-universiti, kolej-kolej, dan firma-firma guaman berikut atas penyertaan program sangkutan bagi tahun 2019:

- I Universiti Malaya (UM);
- II Universiti Islam Antarabangsa Malaysia (UIAM);
- III Kolej Universiti Taylor;
- IV KDU LAW School;
- V BAC Law School;
- VI ATC Law School;
- VII UKM;
- VIII Zaid Ibrahim & Co; dan
- IX Skrine.

## 12. LAPORAN PROGRAM SKIM BANTUAN GUAMAN RAKYAT THAI (T- CLAS)

KLLAC dan Kedutaan Diraja Thailand telah bersetuju melalui satu perjanjian rasmi pada tahun 2017 untuk memberikan bantuan guaman kepada warga Thailand sekitar Lembah Klang. Kejayaan program perintis ini mendatangkan perbincangan mengenai peningkatan dan pengembangan skim ini yang telah menjadi kenyataan melalui suatu perjanjian yang ditandatangani oleh Majlis Peguam Malaysia dan Kedutaan Diraja Thailand pada 1 Mac 2019. Peningkatan ini telah menyaksikan penyertaan lima buah negeri lagi (Kelantan, Terengganu, Penang, Kedah dan Perlis) selain Kuala Lumpur. Perkembangan ini telah menambahkan lagi bidang undang-undang yang ditawarkan oleh skim ini. Antara bidang yang kini ditawarkan di bawah skim ini terdiri daripada yang berikut:

- 1) Lawatan ke Penjara;
- 2) Perwakilan bagi kes-kes Jenayah, Imigrasi, Keluarga, Syariah dan Pekerjaan;
- 3) Penulisan Petisyen Pengampunan;
- 4) Pelaksanaan program khidmat masyarakat (“Outreach Program”) mengenai bidang-bidang undang-undang yang tersebut di atas.

Sebanyak tiga sesi latihan telah dijalankan untuk membekalkan para peguam dengan pengetahuan yang sewajarnya untuk menyertai skim ini. Hanya peguam yang terlatih sahaja yang boleh mengendalikan kes di bawah skim ini. Latihan bagi peguam di bawah program ini telah diadakan di Penang, Kelantan dan Kedah.

Setakat ini, Perlis, Kelantan, dan Kuala Lumpur telah berjaya menganjurkan program khidmat masyarakat. Kuala Lumpur juga mengadakan lawatan ke penjara dua kali sebulan. Kelantan telah dijadualkan untuk mengadakan lawatan ke penjara untuk memberi bantuan kepada banduan akhir untuk menulis petisyen pegampunan.

### **13. LAPORAN SKIM BANTUAN GUAMAN PERLARIAN DAN PENCARI SUAKA ('RALAS')**

Program RALAS telah ditubuhkan seiring dengan Pesuruhjaya Tinggi Bangsa-Bangsa Bersatu untuk Pelarian ("UNHCR") untuk memberi kesedaran undang-undang percuma kepada pelarian yang berisiko untuk ditangkap, ditahan, didakwa, atau diberi hukuman dan pengusiran (jika tidak dikenal pasti oleh UNHCR) kerana setakat ini Malaysia masih tidak mempunyai undang-undang tempatan untuk mentadbir dan/atau mengawal pelarian dan pencari suaka di Malaysia.

Berikutan kejayaan program RALAS oleh KLLAC pada tahun 2018, UNHCR menyatakan minat mereka untuk melanjutkan program tersebut pada tahun 2019 dengan memasukkan LAC Pulau Pinang ke dalam program. Lanjutan program ini telah dirasmikan menerusi perjanjian yang ditandatangani antara Majlis Peguam Malaysia dan UNHCR untuk tempoh enam bulan, bermula dari Julai 2019 sewaktu pelancaran program tersebut pada 4 Julai 2019 yang dirasmikan oleh Abdul Fareed Abdul Gafoor, Presiden Badan Peguam Malaysia dan Maja Lazic, Timbalan Wakil UNHCR Malaysia.

Di bawah program lanjutan ini, KLLAC bertindak sebagai Sekretariat seperti yang telah dipersetujui. Sebanyak empat program jangkauan telah dijalankan oleh KLLAC yang meliputi komuniti Rohingya, orang bukan Islam-Myanmar, Sri Lanka, dan Somalia manakala; dua program jangkauan yang melibatkan komuniti Rohingya dijalankan oleh LAC Pulau Pinang.

Untuk membantu program ini, kedua-dua KLLAC dan LAC Pulau Pinang telah melatih 30 orang peguam yang akan menasihati pertanyaan yang ditimbulkan oleh pelarian dalam program jangkauan ini. Perkhidmatan undang-undang di bawah program jangkauan ini termasuk undang-undang jenayah dan imigresen; undang-undang buruh; undang-undang keluarga termasuk anak angkat, keganasan rumah tangga, dan undang-undang syariah; dan juga undang-undang sivil.

### **14. LAPORAN YAYASAN BANTUAN GUAMAN KEBANGSAAN (YBGK)**

#### **1. Pengenalan**

Sejak penubuhannya pada tanggal 2 April 2012 sehingga sekarang, YBGK memberikan bantuan guaman secara percuma kepada warganegara Malaysia dan juga warga asing di bawah umur 18 tahun yang telah ditahan reman di balai polis dan juga mereka yang didakwa di dalam mahkamah atas pelbagai kesalahan jenayah. Klien yang ingin mendapatkan khidmat representasi untuk perbicaraan dan rayuan perlulah menjalani ujian pendapatan atau dikenali sebagai "means test" dimana klien tersebut hendaklah mempunyai pendapatan tidak melebihi RM36,000.00 setahun.

YBGK dibantu oleh Jawatankuasa Bantuan Guaman Kebangsaan dan Yayasan Bantuan Guaman serta disokong oleh Sekretariat YBGK yang terletak di KLLAC. Pusat Bantuan Guaman Badan Peguam Negeri yang sedia ada juga bertindak sebagai pejabat-pejabat bagi Sekretariat YBGK Negeri.

#### **2. Statistik YBGK**

YBGK Kuala Lumpur merangkumi lima Ibu Pejabat Daerah (IPD) dan satu Ibu Pejabat Kontijen (IPK). Lima IPD tersebut adalah IPD Dang Wangi, IPD Brickfields, IPD Cheras, IPD Putrajaya, dan IPD Sentul. YBGK Kuala Lumpur juga bertugas di mahkamah reman di Jinjang, Dang Wangi dan Putrajaya.

Dalam tempoh 10 bulan yang lepas (Januari-Oktober 2019), Peguam YBGK dari KLLAC telah membantu seramai 14,631 orang di mahkamah reman. Selain itu, sebanyak 249 fail jenayah telah dibuka dan sebanyak 236 fail telah diberikan kepada peguam YBGK dalam tempoh masa yang sama.

#### **3. Latihan Peguam YBGK**

Sebanyak 10 Latihan Peguam YBGK telah dijalankan di kedua-dua bahagian Timur dan Barat Malaysia pada tahun 2019. Setakat tahun 2019, seramai 3,034 peguam dari Timur dan Barat Malaysia telah berdaftar di bawah YBGK sebagai Peguam YBGK.

**4. Program Pelatih Dalam Kamar (PDK) YBGK**

Program PDK YBGK telah diperkenalkan pada tahun 2013 oleh kerana lingkungan yang luas dan pengalaman pembelajaran yang ditawarkan oleh YBGK. Melalui program ini, PDK akan didedahkan kepada pelbagai aspek undang-undang jenayah dan prosiding.

PDK akan membantu dalam menemubual pelanggan, kerja-kerja campur tangan, undang-undang, dan juga menjaga pusat tahanan reman di mahkamah dan balai polis serta tugas-tugas pentadbiran. PDK juga dikehendaki membuat kajian tentang pelbagai aspek sistem keadilan jenayah dan membuat kertas kerja dan cadangan untuk menggubal undang-undang.

**5. Sekretariat YBGK**

KLLAC sebagai peneraju program YBGK juga merupakan penyelarar bagi beberapa aspek program YBGK. KLLAC juga bertindak sebagai Sekretariat YBGK untuk berhubung dengan Pusat Bantuan Negeri yang lain terutamanya bagi hal-hal polisi, pentadbiran, dan juga latihan.

KLLAC juga mempunyai rangkaian dengan pihak berkuasa dan jabatan yang berkaitan bagi memastikan kelancaran perjalanan program YBGK.

KLLAC juga berhubung dengan pejabat YBGK yang sekarang terletak di Asian International Arbitration Centre bagi pendaftaran peguam-peguam YBGK, semakan tuntutan, dan bayaran kepada peguam-peguam serta pelaksanaan tatacara operasi standard.



**AUDITED ACCOUNTS**  
KUALA LUMPUR BAR COMMITTEE  
FINANCIAL REPORT  
FOR THE YEAR ENDED 31 DECEMBER 2019

**KUALA LUMPUR BAR**

**STATEMENT BY MEMBERS OF THE COMMITTEE**

We, the undersigned, being the Chairman and the Hon Secretary of the Kuala Lumpur Bar, do hereby state that in our opinion, the financial statements set out on pages 5 to 26 are drawn up in accordance with the Malaysian Financial Reporting Standards and International Financial Reporting Standards so as to give a true and fair view of the financial position of the Kuala Lumpur Bar as at 31 December 2019 and of the financial performance and cash flows of the Kuala Lumpur Bar for the year then ended.

Signed on behalf of the Committee



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**HARLEEN KAUR A/P TARJEET SINGH**  
Chairman



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**LOI YAP LOONG**  
Hon Secretary

Kuala Lumpur  
Date: **13 FEB 2020**

**KUALA LUMPUR BAR**

**STATUTORY DECLARATION**

I, Harleen Kaur A/P Tarjeet Singh, being the Chairman responsible for the financial management of the Kuala Lumpur Bar, do solemnly and sincerely declare that to the best of my knowledge and belief, the financial statements set out on pages 5 to 26 are correct and I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act, 1960.




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**HARLEEN KAUR A/P TARJEET SINGH**  
Chairman

Subscribed and solemnly declared at Kuala Lumpur, Wilayah Persekutuan on **13 FEB 2020**

Before me:



Commissioner for Oaths

## INDEPENDENT AUDITORS' REPORT TO THE MEMBERS OF THE KUALA LUMPUR BAR

### Report on the Audit of the Financial Statements

We have audited the financial statements of the Kuala Lumpur Bar, which comprise the statement of financial position as at 31 December 2019 and the statement of income and expenditure and statement of cash flows for the year then ended, and a summary of significant accounting policies and other explanatory information, as set out on pages 5 to 27.

### Basis for opinion

We conducted our audit in accordance with approved standards on auditing in Malaysia and International Standards on Auditing. Our responsibilities under those standards are further described in the Auditors' Responsibilities for the Audit of the Financial Statements section of our report. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

### Independence and Other Ethical Responsibilities

We are independent of the Kuala Lumpur Bar in accordance with the By-Laws (on Professional Ethics, Conduct and Practice) of the Malaysian Institute of Accountants ("By-Laws") and the International Ethics Standards Board for Accountants' Code of Ethics for Professional Accountants ("IESBA Code"), and we have fulfilled our other ethical responsibilities in accordance with the By-Laws and the IESBA Code.

### Responsibilities of the Committee Members of the Kuala Lumpur Bar for the financial statements

The Committee Members of the Kuala Lumpur Bar are responsible for the preparation of financial statements of the Kuala Lumpur Bar that give a true and fair view in accordance with Malaysian Financial Reporting Standards and International Financial Reporting Standards. The Committee Members of Kuala Lumpur Bar are also responsible for such internal control as the Committee Members determine are necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

### Auditors' Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements of the Kuala Lumpur Bar as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditors' report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with approved standards on auditing in Malaysia and International Standards on Auditing will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these financial statements.

**INDEPENDENT AUDITORS' REPORT TO THE MEMBERS OF THE  
KUALA LUMPUR BAR (continued)****Auditors' Responsibilities for the Audit of the Financial Statements (continued)**

As part of an audit in accordance with approved standards on auditing in Malaysia and International Standards on Auditing, we exercise professional judgement and maintain professional scepticism throughout the audit. We also:

- Identify and assess the risks of material misstatement of the financial statements of the Kuala Lumpur Bar, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the internal control.
- Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by the Committee Members.
- Evaluate the overall presentation, structure and content of the financial statements of the Kuala Lumpur Bar, including the disclosures, and whether the financial statements represent the underlying transactions and events in a manner that achieves fair presentation.

We communicate with the Committee Members regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.

**Other Matters**

This report is made solely to the members of the Kuala Lumpur Bar, as a body, in accordance with Section 64(2) (b) of the Legal Profession Act 1976 in Malaysia and for no other purpose. We do not assume responsibility to any other person for the content of this report.



**PCCO PLT (LLP0000506-LCA)**  
No. AF 1056  
Chartered Accountants



**WONG SOOK CHUN**  
No. 01173/09/2020 J  
Chartered Accountant

Kuala Lumpur  
Date: **13 FEB 2020**

**STATEMENT OF INCOME AND EXPENDITURE**

for the year ended 31 December 2019

	NOTE	2019 RM	2018 RM
<b>INCOME</b>	6		
Advertising income		9,600	12,412
Bank commission		-	2
Interest from fixed deposits		53,343	70,836
Post box rental received		-	26,413
Photocopy charges		2,831	2,411
Sub-committee activities/programmes		583,061	368,551
Subscriptions		1,113,984	1,073,299
Sundry income		22,187	20,527
<b>TOTAL INCOME</b>		<u>1,785,006</u>	<u>1,574,451</u>
Less : <b>EXPENDITURE</b>			
Functions and events	8	383,374	293,705
Office expenses	9	105,058	263,126
Other operating expenses	10	190,492	238,315
Staff costs	11	882,031	905,785
Finance cost	12	14,101	-
<b>TOTAL EXPENDITURE</b>		<u>1,575,056</u>	<u>1,700,931</u>
<b>SURPLUS/(DEFICIT) FOR THE YEAR</b>	7	209,950	(126,480)
<b>ACCUMULATED FUND</b>			
As at 1 January		<u>2,745,069</u>	<u>2,871,549</u>
As at 31 December		<u><u>2,955,019</u></u>	<u><u>2,745,069</u></u>

The accompanying notes are an integral part of these financial statements.

**KUALA LUMPUR BAR**

**STATEMENT OF FINANCIAL POSITION**

as at 31 December 2019

	NOTE	2019 RM	2018 RM
<b>ASSETS</b>			
<b>NON CURRENT ASSETS</b>			
Property, plant and equipment	13	668,835	669,563
Right-of-use asset	14	196,134	-
		<u>864,969</u>	<u>669,563</u>
<b>CURRENT ASSETS</b>			
Subscription in arrears		12,600	18,250
Other receivables	15	13,420	200,310
Cash and cash equivalents	18	2,572,893	2,210,400
		<u>2,598,913</u>	<u>2,428,960</u>
<b>TOTAL ASSETS</b>		<u>3,463,882</u>	<u>3,098,523</u>
<b>MEMBERS' FUNDS AND LIABILITIES</b>			
Accumulated fund		2,955,019	2,745,069
<b>TOTAL MEMBERS' FUNDS</b>		<u>2,955,019</u>	<u>2,745,069</u>
<b>NON-CURRENT LIABILITIES</b>			
Lease liabilities	16	162,123	-
<b>CURRENT LIABILITIES</b>			
Other payables	17	321,729	353,454
Lease liabilities	16	25,011	-
		<u>346,740</u>	<u>353,454</u>
<b>TOTAL LIABILITIES</b>		<u>508,863</u>	<u>353,454</u>
<b>TOTAL MEMBERS' FUNDS AND LIABILITIES</b>		<u>3,463,882</u>	<u>3,098,523</u>

The accompanying notes are an integral part of these financial statements.

**KUALA LUMPUR BAR**

**STATEMENT OF CASH FLOWS**

for the year ended 31 December 2019

	NOTE	2019 RM	2018 RM
<b>CASH FLOWS FROM OPERATING ACTIVITIES</b>			
Surplus/(deficit) for the year		209,950	(126,480)
Adjustments for:			
Depreciation:			
right-of-use asset		14,010	-
property, plant and equipment		64,556	120,588
Fixed deposits interest income		(53,343)	(70,836)
Interest expenses		14,101	-
Property, plant and equipment written off		-	40,243
Operating surplus/(deficit) before working capital changes		249,274	(36,485)
Working capital changes:			
Subscription in arrears		5,650	(4,812)
Other receivables		186,890	(11,370)
Other payables		(31,725)	8,997
Cash inflows/(outflows) from operations		410,089	(43,670)
Interest paid		(14,101)	-
Interest received		53,343	70,836
Net cash inflows from operating activities		449,331	27,166
<b>CASH FLOWS FROM INVESTING ACTIVITY</b>			
Purchase of property, plant and equipment		(63,828)	(672,833)
Net cash outflows from investing activity		(63,828)	(672,833)
<b>CASH FLOWS FROM FINANCING ACTIVITY</b>			
Repayment of lease liabilities		(23,010)	-
Net cash outflows from financing activity		(23,010)	-
<b>NET INCREASE/(DECREASE) IN CASH AND CASH EQUIVALENTS</b>		362,493	(645,667)
<b>CASH AND CASH EQUIVALENTS AT BEGINNING OF YEAR</b>		2,210,400	2,856,067
<b>CASH AND CASH EQUIVALENTS AT END OF YEAR</b>	18	2,572,893	2,210,400

The accompanying notes are an integral part of these financial statements.

**KUALA LUMPUR BAR**

**NOTES TO THE FINANCIAL STATEMENTS**

for the year ended 31 December 2019

**1. FORMATION AND OBJECTIVES**

The Kuala Lumpur Bar was established under the Advocates and Solicitors Ordinance 1947 to Cater Solely for the needs of lawyers in the Federal Territory.

**2. BASIS OF PREPARATION**

**(a) Statement of compliance**

The financial statements of the Kuala Lumpur Bar have been prepared in accordance with Malaysian Financial Reporting Standards (“MFRSs”) and International Financial Reporting Standards.

The accounting policies adopted are consistent with those of previous financial year except as follows:

On 1 January 2019, the Kuala Lumpur Bar adopted the following MFRSs and Amendments to published standards mandatory for annual financial periods beginning on or after 1 January 2019:

**Standards**

MFRS 16 – Leases

Amendments to MFRS 9 – Prepayment Features with Negative Compensation

The adoption of the above MFRSs, IC Interpretation and Amendments to MFRSs does not have any material effect on the financial statements of the Kuala Lumpur Bar except as disclosed in Note 20.

The following new MFRSs and Amendments to published standards have been issued and are relevant but are not yet effective to the Kuala Lumpur Bar:

<b>Standards/Amendments</b>	<b>Effective date</b>
Amendments to MFRS 101 – Definition of Material	1 January 2020
Amendments to MFRS 108 – Definition of Material	1 January 2020
Amendments to MFRS 110 – Definition of Material	1 January 2020
Amendments to MFRS 137 – Definition of Material	1 January 2020
Amendments to References to the Conceptual Framework in MFRS Standards	1 January 2020

**NOTES TO THE FINANCIAL STATEMENTS (continued)****2. BASIS OF PREPARATION (continued)****(a) Statement of compliance (continued)**

The initial adoption of the new MFRSs and Amendments does not have any material effect on the financial statements.

**(b) Functional and presentation currency**

The financial statements are presented in Ringgit Malaysia which is the Kuala Lumpur Bar's functional and presentation currency.

**(c) Basis of Measurement**

The financial statements are prepared on the historical cost basis unless otherwise indicated in the accounting policies.

**(d) Use of estimates and judgments**

The preparation of financial statements requires management to make judgments, estimates and assumptions that affect the reported amounts of assets, liabilities, income and expenses, and the disclosure of contingent liabilities at the reporting date. However uncertainty about these assumptions and estimates could result in outcomes that could require a material adjustment to the carrying amount of the assets or liabilities affected in the future.

**3. SIGNIFICANT ACCOUNTING POLICIES**

The accounting policies set out below have been applied consistently to the periods presented in these financial statements unless otherwise stated in Note 20.

**(a) Property, plant and equipment**

All items of property, plant and equipment are initially recorded at cost.

Cost includes expenditure that are directly attributable to the acquisition of the asset and any other costs directly attributable to bringing the asset to working condition for its intended use, and the costs of dismantling and removing the items and restoring the site on which they are located.

Subsequent costs are included in the assets' carrying amounts or recognised as separate assets, as appropriate, only when it is probable that future economic benefits associated with the items will flow to the Kuala Lumpur Bar and the costs of the items can be measured reliably. The carrying amount of the replaced part is derecognised. All other repairs and maintenance are recognised in income and expenditure.

## KUALA LUMPUR BAR

NOTES TO THE FINANCIAL STATEMENTS *(continued)*3. SIGNIFICANT ACCOUNTING POLICIES *(continued)*(a) Property, plant and equipment *(continued)*

Subsequent to recognition, property, plant and equipment are stated at cost less accumulated depreciation and accumulated impairment losses, if any.

Depreciation is provided for on a straight line basis to write off the cost of each asset to its residual value over its estimated useful lives at the following annual rates:

	%
Furniture and fittings	10%
Office equipment	10% - 20%
Signboards	10%
Air – conditioners	20%
Refrigerator	10%
Cafe bar	20%
Post boxes	10%
Renovations	20%

An item of property, plant and equipment is derecognised upon disposal or when no future economic benefits are expected from its use or disposal. The difference between the net disposal proceeds, if any and the net carrying amount is recognised in the income and expenditure.

Where an indication of impairment exists, the carrying amount of the asset is assessed and written down immediately to the recoverable amount.

## (b) Impairment of assets

The carrying amounts of the Kuala Lumpur Bar's assets other than financial assets that are within the scope of MFRS 9, are reviewed at each reporting date to determine whether there is any indication of impairment. If any such indication exists, the asset's recoverable amount is estimated and an impairment loss is recognised whenever the recoverable amount is less than the carrying amount of the asset. The impairment loss is recognised in profit or loss immediately. All reversals of an impairment loss are recognised as income immediately in the income and expenditure.

## (c) Cash and cash equivalents

Cash comprises cash on hand and demand deposits. Cash equivalents are short term, highly liquid investments that are readily convertible to cash with insignificant risk of changes in value.

**KUALA LUMPUR BAR****NOTES TO THE FINANCIAL STATEMENTS (continued)****3. SIGNIFICANT ACCOUNTING POLICIES (continued)****(d) Income recognition**

Income is measured when it is probable that Kuala Lumpur Bar will collect the consideration to which it will be entitled in exchange for the services that will be transferred to the members.

Subscriptions and other income recognised when services are rendered as is the point in time that the consideration is unconditional.

**(e) Employee benefits****(i) Short term employee benefits**

Wages, salaries, bonuses and social security contributions are recognised as expenses in the year in which the associated services are rendered by employees of the Kuala Lumpur Bar.

**(ii) Defined contribution plans**

As required by law, employers in Malaysia make contributions to the state pension scheme, the Employees Provident Fund (“EPF”).

**(f) Right-of-use Assets and Lease Liabilities**

At inception of a contract, the Kuala Lumpur Bar determines whether a contract is, or contains, a lease in accordance with the definition of a lease in MFRS 16 Leases.

**(i) Operating leases – the Kuala Lumpur Bar as Lessee**

At the commencement date, if the Kuala Lumpur Bar is a lessee, it recognises a right-of-use asset and a corresponding lease liability.

The initial measurement of the right-of-use asset is at cost. The cost of the right-of-use asset comprises:

- (a) the amount of the initial measurement of the lease liability;
- (b) any lease payments made at or before the commencement date, less any lease incentives received;
- (c) any initial direct costs incurred by the lessee; and

## KUALA LUMPUR BAR

NOTES TO THE FINANCIAL STATEMENTS *(continued)*3. SIGNIFICANT ACCOUNTING POLICIES *(continued)*(f) Right-of-use Assets and Lease Liabilities *(continued)*(i) Operating leases – the Kuala Lumpur Bar as Lessee *(continued)*

- (d) an estimate of costs to be incurred by the lessee in dismantling and removing the underlying asset, restoring the site on which it is located or restoring the underlying asset to the condition required by the terms and conditions of the lease, unless those costs are incurred to produce inventories. The lessee incurs the obligation for those costs either at the commencement date or as a consequence of having used the underlying asset during a particular period.

On initial recognition, a lease liability is measured at the present value of the lease payments that are not paid over the lease term discounted at the interest rate implicit in the lease, if that rate is readily determinable, otherwise at the incremental borrowing cost of the lessee. The lease term comprises the non-cancellable period of the lease plus the optional period to extend, or not to exercise an early termination option. Lease payments comprise fixed or in-substance fixed payments, variable payments linked to an inflation-related index or rate, purchase price if the lease reflects exercise of a purchase option, penalties for termination and payment for residual value guarantees.

All classes of right-of-use assets are subsequently measured at cost:

- (a) less accumulated depreciation and accumulated impairment losses, and  
(b) adjusted for any remeasurement of the lease liability.

Right-of-use assets are generally depreciated over the shorter of the asset's useful life and the lease term on a straight-line basis. If the Bar is reasonably certain to exercise a purchase option, the right-of-use asset is depreciated over the underlying asset's useful life.

Payments associated with short term leases and all leases of low value assets are recognised on a straight-line basis as an expense in profit or loss. Short term leases are leases with a lease term of 12 months or less. Low value assets comprise assets with value less than RM20,000.

A lease liability is subsequently measured at amortised cost method to reflect interest expense, lease payments and adjustments for reassessment or modification of the lease liability.

**KUALA LUMPUR BAR**

**NOTES TO THE FINANCIAL STATEMENTS (continued)**

**3. SIGNIFICANT ACCOUNTING POLICIES (continued)**

**(f) Right-of-use Assets and Lease Liabilities (continued)**

**(i) Operating leases – the Kuala Lumpur Bar as Lessee (continued)**

The Kuala Lumpur Bar has applied MFRS 16 retrospectively, but has elected not to restate comparative information. As a result, the comparative information provided continues to be accounted for in accordance with the Bar's previous accounting policy as follows:

**(i) Classification**

A lease is recognised as a finance lease if it transfers substantially to the Kuala Lumpur Bar all the risks and rewards incidental to ownership. All leases that do not transfer substantially all the risks and rewards are classified as operating leases.

**(ii) Operating leases – the Kuala Lumpur Bar as a lessee**

Operating lease payments are recognised as an expense on a straight-line basis over the term of the relevant lease. The aggregate benefit of incentives provided by the lessor is recognised as a reduction of rental expense over the lease term on a straight-line basis.

**(g) Investments and other financial assets**

**(i) Classification**

The Kuala Lumpur Bar classify financial assets in the following measurement categories:

- those to be measured subsequently at fair value (either through other comprehensive income, or through profit or loss), and
- those to be measured at amortised cost.

The classification depends on the Kuala Lumpur Bar's model for managing the financial assets and the contractual terms of the cash flows.

For assets measured at fair value, gains and losses will either be recorded in profit or loss or other comprehensive income. For investments in equity instruments that are not held for trading, this will depend on whether the Kuala Lumpur Bar have made an irrevocable election at the time of initial recognition to account for the equity investment at fair value through other comprehensive income.

The Kuala Lumpur Bar reclassify debt instruments when and only when model for managing those assets changes.

## KUALA LUMPUR BAR

NOTES TO THE FINANCIAL STATEMENTS *(continued)*3. SIGNIFICANT ACCOUNTING POLICIES *(continued)*(g) Investments and other financial assets *(continued)*

## (ii) Measurement

At initial recognition, the Kuala Lumpur Bar measure a financial asset at its fair value plus, in the case of a financial asset not at fair value through profit or loss, transaction costs that are directly attributable to the acquisition of the financial asset. Transaction costs of financial assets carried at fair value through profit or loss are expensed in profit or loss.

Financial assets with embedded derivatives are considered in their entirety when determining whether their cash flows are solely payments of principal and interest.

**Debt Instruments**

Subsequent measurement of debt instruments depends on the Kuala Lumpur Bar model for managing the asset and the cash flow characteristics of the asset. There are three measurement categories into which the Kuala Lumpur Bar classify its debt instruments:

**(a) Amortised costs**

Assets that are held for collection of contractual cash flows where those cash flows represent solely payments of principal and interest are measured at amortised cost. Interest income from these financial assets is recognised using the effective interest rate method. Any gain or loss arising on derecognition is recognised in profit or loss together with foreign exchange gains and losses.

**(b) Fair value through other comprehensive income (FVOCI)**

Assets that are held for collection of contractual cash flows and for selling the financial assets, where the assets' cash flows represent solely payments of principal and interest, are measured at FVOCI. Movements in the carrying amount are taken through, other comprehensive income (OCI), except for the recognition of impairment gains or losses, interest income and foreign exchange gains and losses which are recognised in profit or loss. When the financial asset is derecognised, the cumulative gain or loss previously recognised in OCI is reclassified from equity to profit or loss. Interest income from these financial assets is recognised using the effective interest rate method.

**NOTES TO THE FINANCIAL STATEMENTS (continued)**

**3. SIGNIFICANT ACCOUNTING POLICIES (continued)**

**(g) Investments and other financial assets (continued)**

**(ii) Measurement (continued)**

**(c) Fair value through profit or loss (FVTPL)**

Assets that do not meet the criteria for amortised cost or FVOCI are measured at fair value through profit or loss. Any gain or loss on a debt instrument that is subsequently measured at fair value through profit or loss is recognised in profit or loss.

**Equity Instruments**

The Kuala Lumpur Bar subsequently measure all equity investments at fair values.

Where the Kuala Lumpur Bar have elected to present fair value gain and losses on equity investments in OCI, there is no subsequent reclassification of fair value gains and losses to profit or loss following the derecognition of the investment.

Changes in the fair value of financial assets at fair value through profit or loss are recognised in profit or loss.

**(iii) Impairment**

The Kuala Lumpur Bar assesses on a forward looking basis the expected credit losses associated with its debt instruments carried at amortised cost and FVOCI. The impairment methodology applied depends on whether there has been a significant increase in credit risk.

ECLs are recognised in two stages. For credit exposures for which there has not been a significant increase in credit risk since initial recognition, ECLs are provided for credit losses that result from default events that are possible within the next 12 months (“a 12-month ECL”). For those credit exposures for which there has been a significant increase in credit risk since initial recognition, a loss allowance is required for credit losses expected over the remaining life of the exposure, irrespective of the timing of the default (“a lifetime ECL”).

## KUALA LUMPUR BAR

NOTES TO THE FINANCIAL STATEMENTS *(continued)*3. SIGNIFICANT ACCOUNTING POLICIES *(continued)***(h) Financial liabilities**

The Kuala Lumpur Bar shall recognise a financial liability on its statement of financial position when the entity becomes a party to the contractual provisions of the instruments.

Financial liabilities are derecognised when it is extinguished i.e. when the obligation specified in the contract is discharged or cancelled or expired.

**(i) Financial liabilities at fair value through profit or loss (“FVTPL”)**

Financial liabilities are classified as at FVTPL when the financial liability is either held for trading or it is designated as at FVTPL.

A financial liability is classified as held for trading if:

- It has been acquired principally for the purpose of selling it in the near term;
- Part of a portfolio of identified financial instruments that are managed together and there are recent actual pattern of short-term profit-taking;
- It is a derivative (except for financial guarantee contract or a designated and effective hedging instrument).

**(ii) Other financial liabilities**

Other financial liabilities are financial liabilities that are not classified as financial liabilities at FVTPL.

Other financial liabilities are initially recognised at fair value plus transaction costs. Financial liabilities carried at fair value through profit or loss are initially recognised at fair value and transaction costs are expensed in the profit or loss.

Other financial liabilities are subsequently carried at amortised cost using the effective interest method. Financial liabilities at FVTPL are measured at fair value except for derivatives liability that are linked to and must be settled by delivery of such unquoted equity instruments whose fair value cannot be reliably measured are measured at cost.

Gains or losses arising from changes in fair value from financial liabilities classified at FVTPL are recognised in profit or loss.

Gains or losses from other financial liabilities carried at amortised costs are recognised through profit or loss.

**NOTES TO THE FINANCIAL STATEMENTS (continued)**

**4. FINANCIAL RISK MANAGEMENT OBJECTIVES AND POLICIES**

The Kuala Lumpur Bar's operating, investing and financing activities expose the Bar to credit risk and liquidity risk. The Bar's overall risk management programme focuses on the unpredictability of financial markets and seeks to minimise potential adverse effects on the Bar's financial performance.

**(a) Credit risk management**

Credit risk arise from cash and cash equivalents as well as credit exposures to customers, including outstanding receivables.

At the reporting date, there is no significant concentration of credit risk.

The Bar has applied the 12 month expected credit losses on other receivables, deposits and cash and cash equivalents and the credit risk is considered low, thus no impairment is required.

For banks and financial institutions, only major banks are accepted.

**(b) Liquidity risk management**

Liquidity risk is the risk that the Bar will not be able to meet its financial obligations as they fall due. The Bar's exposure to liquidity risk arises principally from its various payables.

The Bar monitors and maintains a level of cash and cash equivalents deemed adequate by the management to ensure, as far as possible, that it will have sufficient liquidity to meet its liabilities when they fall due.

The table below analyses the Kuala Lumpur Bar's non-derivative financial liabilities into relevant maturity groupings based on the remaining period at the reporting date to the contractual maturity date:

	<b>Within 1 year RM</b>
<b>As at 31 December 2019</b>	
<b>Non-derivative financial liabilities</b>	
Other payables	<u>321,729</u>
<b>As at 31 December 2018</b>	
<b>Non-derivative financial liabilities</b>	
Other payables	<u>353,454</u>

**KUALA LUMPUR BAR**

**NOTES TO THE FINANCIAL STATEMENTS (continued)**

**5. FINANCIAL INSTRUMENTS BY CATEGORIES AND ITS FAIR VALUE ESTIMATION**

	2019 RM	2018 RM
<b>Financial assets</b>		
Financial assets measured at amortised cost		
- Other receivables (excluding prepayments)	11,261	150,327
- Subscription in arrears	12,600	18,250
- Cash and cash equivalents	2,572,893	2,210,400
<b>Financial liabilities</b>		
Financial liabilities measured at amortised cost		
- Other payables	321,729	353,454

Financial assets and financial liabilities are not carried at fair value but their carrying amounts are reasonable approximation of their fair value due to their short term nature.

**6. INCOME**

The Bar derives income from services rendered at a point in time.

**7. SURPLUS/(DEFICIT) FOR THE YEAR**

	2019 RM	2018 RM
<b>Surplus/(deficit) for the year is stated after charging/(crediting):</b>		
Auditors' remuneration	4,000	4,000
Depreciation:		
right-of-use asset	14,010	-
property, plant and equipment	64,556	120,588
Expenses/(income) measured at amortised cost :		
Interest expenses:		
lease liabilities	14,101	-
Interest income from:		
fixed deposit	(53,343)	(70,836)
Post box rental	-	(26,413)
Property, plant and equipment written off	-	40,243
Operating lease expenses:		
rental of photocopier machine*	1,560	1,560
rental of premises	-	185,011

During the year, the Kuala Lumpur Bar contributed an amount of RM82,651 (2018:RM85,329) to the Employees' Provident Fund.

\* This is a cancellable operating lease whereby one month notice is required for termination of the agreement.

**KUALA LUMPUR BAR**

**NOTES TO THE FINANCIAL STATEMENTS (continued)**

**8. FUNCTIONS AND EVENTS**

	<b>2019</b>	<b>2018</b>
	<b>RM</b>	<b>RM</b>
Events for Committees	373,637	201,961
Functions and dinners	9,737	91,744
	<u>383,374</u>	<u>293,705</u>

**9. OFFICE EXPENSES**

	<b>2019</b>	<b>2018</b>
	<b>RM</b>	<b>RM</b>
Electricity and water	9,574	11,354
Gazette charges	64	60
Internet fee	-	13,222
Newspaper and periodicals	1,851	1,941
Office upkeep and repair	4,090	3,722
Postage	288	-
Printing and stationary	7,220	4,896
Refreshments	2,104	3,223
Relocation	-	27,041
Restoration	64,232	-
Operating lease expenses:		
rental of photocopier machine	1,560	1,560
rental of premises	-	185,011
Safety deposit box	180	182
Telephone and fax	13,895	10,914
	<u>105,058</u>	<u>263,126</u>

**10. OTHER OPERATING EXPENSES**

	<b>2019</b>	<b>2018</b>
	<b>RM</b>	<b>RM</b>
Advertisement	165	27
AGM expenses	23,456	23,492
Auditor's remuneration	4,000	4,000
Bank charges	709	424
Court proceeding expenses	-	155
	<u>28,330</u>	<u>28,098</u>
Balance carried forward	28,330	28,098

**KUALA LUMPUR BAR**

**NOTES TO THE FINANCIAL STATEMENTS (continued)**

**10. OTHER OPERATING EXPENSES (continued)**

	<b>2019</b>	<b>2018</b>
	<b>RM</b>	<b>RM</b>
Balance brought forward	28,330	28,098
Depreciation:		
right-of-use asset	14,010	-
property, plant and equipment	64,556	120,588
Digitalisation exercise	-	606
General expenses	4,874	2,650
Insurance	16,058	17,238
Premises maintenance fee	17,983	-
Property, plant and equipment written off	-	40,243
Repairs and maintenance	9,630	7,550
Sponsorship	17,107	9,725
Stamp duty	-	23
Reference proceedings	2,947	8,024
Travelling expenses	142	2,690
Upkeep of bar room	350	380
Upkeep of motorcycle	499	500
Online application and service fees	14,006	-
	<u>190,492</u>	<u>238,315</u>

**11. STAFF COSTS**

	<b>2019</b>	<b>2018</b>
	<b>RM</b>	<b>RM</b>
EPF and SOCSO	90,780	93,756
Long service staff award	12,200	19,207
Medical fees	3,169	4,361
Salary, bonus and allowance	773,691	786,020
Staff welfare	2,191	2,441
	<u>882,031</u>	<u>905,785</u>

**KUALA LUMPUR BAR**

**NOTES TO THE FINANCIAL STATEMENTS (continued)**

**12. FINANCE COST**

	<b>2019</b>	<b>2018</b>
	<b>RM</b>	<b>RM</b>
Lease liabilities	<u>14,101</u>	<u>-</u>

**13. PROPERTY, PLANT AND EQUIPMENT**

	<b>Furniture and Fittings</b>	<b>Office equipment</b>	<b>Renovation</b>	<b>Air conditioner</b>	<b>Total</b>
	<b>RM</b>	<b>RM</b>	<b>RM</b>	<b>RM</b>	<b>RM</b>
<b>2019</b>					
<b>At Cost</b>					
At 1 January 2019	130,876	112,293	523,986	54,412	821,567
Additions	22,971	5,201	35,656	-	63,828
At 31 December 2019	<u>153,847</u>	<u>117,494</u>	<u>559,642</u>	<u>54,412</u>	<u>885,395</u>
<b>Accumulated depreciation</b>					
At 1 January 2019	13,084	89,595	26,199	23,126	152,004
Charge for the year	15,386	10,306	27,982	10,882	64,556
At 31 December 2019	<u>28,470</u>	<u>99,901</u>	<u>54,181</u>	<u>34,008</u>	<u>216,560</u>
<b>Net book value</b>					
At 31 December 2019	<u>125,377</u>	<u>17,593</u>	<u>505,461</u>	<u>20,404</u>	<u>668,835</u>

KUALA LUMPUR BAR

NOTES TO THE FINANCIAL STATEMENTS (continued)

13. PROPERTY, PLANT AND EQUIPMENT (continued)

2018	Furniture and Fittings RM	Office equipment RM	Signboard RM	Renovation RM	Air conditioner RM	Refrigerator RM	Cafe bar RM	Post boxes RM	Total RM
<b>At Cost</b>									
At 1 January 2018	242,928	475,446	4,629	276,733	88,577	3,385	5,960	216,900	1,314,558
Additions	130,877	17,969	-	523,987	-	-	-	-	672,833
Written off	(242,929)	(381,122)	(4,629)	(276,734)	(34,165)	(3,385)	(5,960)	(216,900)	(1,165,824)
At 31 December 2018	130,876	112,293	-	523,986	54,412	-	-	-	821,567
<b>Accumulated depreciation</b>									
At 1 January 2018	202,373	444,037	4,569	233,368	46,408	3,384	5,959	216,899	1,156,997
Charge for the year	18,895	21,800	9	69,001	10,883	-	-	-	120,588
Written off	(208,184)	(376,242)	(4,578)	(276,170)	(34,165)	(3,384)	(5,959)	(216,899)	(1,125,581)
At 31 December 2018	13,084	89,595	-	26,199	23,126	-	-	-	152,004
<b>Net book value</b>									
At 31 December 2018	117,792	22,698	-	497,787	31,286	-	-	-	669,563

**KUALA LUMPUR BAR**

**NOTES TO THE FINANCIAL STATEMENTS (continued)**

**14. RIGHT OF USE ASSET**

	<b>Office RM</b>
<b>2019</b>	
<b>At Cost</b>	
Recognition from adoption of MFRS 16	210,144
At 31 December 2019	<u>210,144</u>
<b>Accumulated depreciation</b>	
Charge for the year (adoption of MFRS 16)	14,010
At 31 December 2019	<u>14,010</u>
<b>Net book value</b>	
At 31 December 2019	<u>196,134</u>

**15. OTHER RECEIVABLES**

	<b>2019 RM</b>	<b>2018 RM</b>
Equipment deposit	1,700	3,700
Rental deposit	-	92,506
Telephone deposit	-	1,800
Utility deposit	3,000	5,450
Parking deposit	-	1,000
Renovation deposit	-	3,212
Restoration deposit	-	32,120
Other receivables	6,561	10,539
Prepayments	2,159	49,983
	<u>13,420</u>	<u>200,310</u>

Other receivables are repayable upon demand.

**KUALA LUMPUR BAR**

**NOTES TO THE FINANCIAL STATEMENTS (continued)**

**16. LEASE LIABILITIES**

	<b>2019</b>	<b>2018</b>
	<b>RM</b>	<b>RM</b>
Minimum lease payments:		
Within one year	37,111	-
Two to five years	148,444	-
More than five years	334,000	-
	519,555	-
Less: Future interest charges	(332,421)	-
Present value	<u>187,134</u>	<u>-</u>
Repayments due:		
Within one year	25,011	-
Two to five years	154,268	-
More than five years	7,855	-
	162,123	-
	<u>187,134</u>	<u>-</u>

**17. OTHER PAYABLES**

	<b>2019</b>	<b>2018</b>
	<b>RM</b>	<b>RM</b>
Post box deposits	154,208	179,508
Accruals	22,207	12,007
Other payables	145,314	161,939
	<u>321,729</u>	<u>353,454</u>

**18. CASH AND CASH EQUIVALENTS**

	<b>2019</b>	<b>2018</b>
	<b>Total</b>	<b>Total</b>
	<b>RM</b>	<b>RM</b>
Fixed deposits with licensed banks	1,376,731	1,323,388
Fixed deposits with licensed banks – sports committee	30,000	-
Cash and bank balances	1,166,162	887,012
	<u>2,572,893</u>	<u>2,210,400</u>

Fixed deposits are made for periods of three to twelve months for the Bar and earn interest at prevailing short term deposit rates.

Deposits are placed with or entered into with reputable licensed banks.

**KUALA LUMPUR BAR****NOTES TO THE FINANCIAL STATEMENTS (continued)****19. TAXATION**

The Kuala Lumpur Bar is exempted from income tax by operation of Section 142(2) of the Income Tax Act 1967. As such no provision for taxation has been made for the current and prior years.

**20. SIGNIFICANT CHANGES IN ACCOUNTING POLICIES**

During the financial year, the Kuala Lumpur Bar changed its accounting policies on leases upon adoption of MFRS 16. The Kuala Lumpur Bar has elected to use the simplified retrospective transition method and to apply a number of practical expedients as provided in MFRS 16.

Under the simplified retrospective transition method, the 2018 comparative information was not restated and the cumulative effects of initial application of MFRS 16 where the Bar is a lessee were recognised as an adjustment to the opening balance of retained earnings as at 1 January 2019.

On adoption of MFRS 16, the Kuala Lumpur Bar recognises a right-of-use asset and the corresponding lease liabilities in relation to leases which had previously been classified as “operating leases” under the principles of MFRS 117 Leases. These assets and liabilities were measured at the present value of the remaining lease payments, discounted using the lessee’s incremental borrowing rate as of 1 January 2019.

In applying MFRS 16 for the first time, the Kuala Lumpur Bar has used the following practical expedients permitted by the standard:

- applying a single discount rate to a portfolio of leases with reasonably similar characteristics
- accounting for operating leases with a remaining lease term of less than 12 months as at 1 January 2019 as short-term leases
- using hindsight in determining the lease term where the contract contains options to extend or terminate the lease.

**KUALA LUMPUR BAR****NOTES TO THE FINANCIAL STATEMENTS** *(continued)***20. SIGNIFICANT CHANGES IN ACCOUNTING POLICIES** *(continued)*

In addition the Kuala Lumpur Bar has elected not to reassess whether a contract is, or contains a lease at the date of initial application. Instead, for contracts entered into before the transition date the Kuala Lumpur Bar relied on its assessment made applying MFRS 117 and IC Interpretation 4 Determining whether an Arrangement Contains a Lease.

There is no impact on the carrying amounts of assets, liabilities and retained profits resulting from the adoption of MFRS 16 as at 1 January 2019.

# 28<sup>TH</sup> AGM

ANNUAL GENERAL MEETING  
KUALA LUMPUR BAR



## SECRETARIAT STAFF

FRONT:

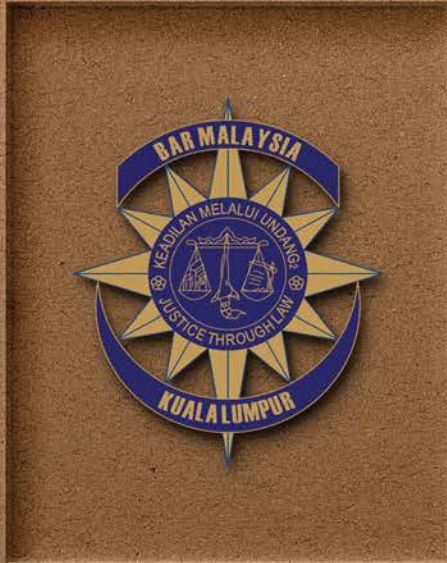
NORATIKAH SHAHARUDIN

MIDDLE (L TO R):

SILMAH SALISIN, MELISSA DASS, MARY TAN, INDIRA ANGAPPAN, ROSILAWATI IBRAHIM, JAYASHREE

BACK (L TO R):

YAZID YUSOF, SITI AFFAEZA BOLOT, KIM LEE, FATHIHAH RAHIM, UVANARAJAN SINNIH



**JAWATANKUASA BAR KUALA LUMPUR**

**KUALA LUMPUR BAR COMMITTEE**

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