



ANNUAL REPORT 2016/17

# 25<sup>th</sup> ANNUAL GENERAL MEETING KUALA LUMPUR BAR

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23 FEBRUARY 2017  
2:00 PM @ AUDITORIUM WISMA MCA  
KUALA LUMPUR

# 25<sup>th</sup> ANNUAL GENERAL MEETING KUALA LUMPUR BAR

## KUALA LUMPUR BAR COMMITTEE 2016/17



L to R (Front):

Harleen Kaur, Mary Tan (Executive Director), Ravin Singh (Chairman),  
Goh Siu Lin (Honorary Secretary), Jeremiah R Gurusamy (Rep. to Bar Council)

(Back):

Jacky Loi Yap Loong, Alex Anton Netto, Lim Chi Chau, Foong Cheng Leong,  
Shashi Devan Thalmalingam, Abd Shukor Tokachil, Amir Bahari,  
Khaizan Sharizad binti Ab Razak, Vinu Kamalanathan, Alwin Rajasurya

# CONTENT

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<b>1</b>	<b>Agenda</b>
<b>2 – 5</b>	<b>Minutes of the Adjourned 24<sup>th</sup> Annual General Meeting of the Kuala Lumpur Bar held on 25 February 2016</b>
<b>6 – 11</b>	<b>Chairman’s Report</b>
<b>12 – 58</b>	<b>Reports of Subcommittees</b>
12	Civil Practice
13 – 14	Corporate and Conveyancing Practice
15 – 16	Criminal Practice
17 – 18	Environmental
19 – 20	Information Technology
21 – 25	Professional Development
26	Publications
27 – 29	Pupils
30 – 31	Social, Arts and Recreation
32 – 37	Sports
38 – 42	Young Lawyers
43 – 58	Legal Aid
<b>59 – 64</b>	<b>Laporan Pengerusi</b>
<b>65 – 104</b>	<b>Laporan-laporan Jawatankuasa Kecil</b>
65 – 66	Amalan Sivill
67 – 68	Amalan Korporat dan Konveyansing
69 – 70	Amalan Jenayah
71 – 72	Alam Sekitar
73 – 74	Teknologi Maklumat
75 – 78	Pembangunan Profesional
79	Penerbitan
80 – 81	Pelatih Dalam Kamar
82	Sosial, Kesenian dan Rekreasi
83 – 85	Sukan
86 – 88	Peguam Muda
89 – 104	Bantuan Guaman
<b>105 – 116</b>	<b>Audited Accounts for the year ending 31 December 2016</b>

## KUALA LUMPUR BAR COMMITTEE

**25<sup>TH</sup> ANNUAL GENERAL MEETING OF THE KUALA LUMPUR BAR  
TO BE HELD ON THURSDAY, 23 FEBRUARY 2017 AT 2:00 PM  
IN THE AUDITORIUM, WISMA MCA, JALAN AMPANG, KUALA LUMPUR**

### AGENDA

- 1 To confirm and adopt the minutes of the 24<sup>th</sup> Annual General Meeting held on 25 February 2016.
- 2 Matters arising therefrom.
- 3 To consider, and if thought fit, to adopt the Annual Report 2016/17.
- 4 To consider, and if thought fit, to pass the Audited Accounts for the year ending 31 December 2016.
- 5 To confirm the subscription for the year 2017 to remain at RM125-00 per member.
- 6 To elect the Chairman of the Kuala Lumpur Bar Committee for 2017/18.
- 7 To elect ten (10) members of the Kuala Lumpur Bar Committee for 2017/18.
- 8 To elect one (1) member to represent the Kuala Lumpur Bar on the Bar Council for 2017/18.
- 9 General.



**GOH SIU LIN**

Honorary Secretary  
Kuala Lumpur Bar Committee  
2016/17

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

## MINUTES OF THE ADJOURNED 24<sup>TH</sup> ANNUAL GENERAL MEETING (“AGM”) OF THE KUALA LUMPUR BAR HELD ON 25 FEBRUARY 2016 AT 3:05 PM AT THE AUDITORIUM, LEVEL 3, WISMA MCA, NO. 163 JALAN AMPANG, KUALA LUMPUR

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Ravinder Singh Dhaliwal, as Chairman of the Kuala Lumpur Bar Committee (“KLBC”), chaired this meeting and called the meeting to order at 4:05 pm. He 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 2015:**

Dato' Abdullah bin Ngah  
Vincent Tan Zhi Chao  
Mohd Hazzan bin Md Pauzi  
Asbir Kaur Sangha  
Shamsufan Shamsuddin bin Alias  
Dato' Dr Sir Peter Mooney  
Mohd Nashir bin Hussin  
Yip Fook Thai  
Satthiyasilan a/l S.A. Shamugam  
Ajit Kumar Hastir  
Dato' Choong Phooi Ying  
Adri Amrul bin Ariffin  
Juriyah @ Juraiyah bt Jamaluddin  
Satgurunathan s/o Nagalingam  
Khoo Phaik See  
Dato' Wan Nik bin Wan Ismail  
Balakisanan a/l Appalanaido  
K. Sothinathan Kanagasingam  
Ravi Muniandy  
Alexis Diana a/p Alexander Gerald  
Ameenuddin Mohamed Ibrahim

**In 2016:**

Paramanathan s/o Kathegasu  
Chin Choon @ Chin Tee Fut

**ITEM 1 OF AGENDA:**

**TO CONFIRM AND ADOPT THE MINUTES OF THE 23<sup>RD</sup> ANNUAL GENERAL MEETING HELD ON 12 FEBRUARY 2015**

The minutes were confirmed and adopted as proposed by Anand Ponnudurai and seconded by Amir Bahari.

**ITEM 2 OF AGENDA:**

**MATTERS ARISING**

Nil.

**ITEM 3 OF AGENDA:**

**TO CONSIDER, AND IF THOUGHT FIT, TO ADOPT THE ANNUAL REPORT 2015/16**

- 3.1 The Chairman referred the House to pages 19 to 70 of the Annual Report 2015/16 and asked whether there were any questions or issues to be raised.

- 3.2 Dipendra Harshad Rai referred to the item, "2<sup>nd</sup> Meeting with the Managing Judges" on page 26, and said that it was not so much of a query but rather a suggestion that he would like to make. He understood that only the Chairperson of the Civil Practice Committee ("CvPC") and the KLBC Chairman attended the said meeting. He had spoken to the KLBC Chairman about it and the KLBC Chairman had explained that it was a Committee's decision but he felt that perhaps many of the Committee members might not be aware that historically, the Committee would not just send the KLBC Chairman and/or the CvPC Chairperson for this kind of meetings. The Committee had always tried to be a little more inclusive by having a few more Committee members accompanying the CvPC Chairperson to such meetings. This was also because there were always quite a large number of attendees on the side of the Judiciary and it would not paint a very good picture if only the KLBC Chairman and CvPC Chairperson were to turn up at those meetings. Thus, he would like to suggest that in future, for meetings with the Judiciary, the Committee should try and be a little more inclusive. Further, the meetings should not be held at 10:00 in the morning as many of the members would be in Court. By tradition, such meetings were normally held in the afternoon where most of the members would be freer. He reiterated that it was just a suggestion and hoped that the incoming Committee would consider it.
- 3.2.1 The Chairman thanked Dipendra Harshad Rai and said that his point was noted and that the incoming Committee would consider it.
- 3.3 The Annual Report 2015/16 was approved and adopted as proposed by R Ravindra Kumar and seconded by Syahredzan Johan.

**ITEM 4 OF AGENDA:**

**TO CONSIDER, AND IF THOUGHT FIT, TO PASS THE AUDITED ACCOUNTS FOR THE YEAR ENDING 31<sup>ST</sup> DECEMBER 2015**

- 4.1 The Chairman referred the House to the Audited Accounts at pages 118 to 128 of the Annual Report and said that members may ask any questions or seek any clarifications.
- 4.2 Dipendra Harshad Rai referred to page 120 and pointed out that in the year 2014, there was a surplus of RM634,000 and in 2015, the surplus was only RM131,000. He was aware that in 2014, the renovation funds received from Bar Council were put into the accounts and thus it would suggest that there was a huge surplus but he was also looking at page 119 where the income from subcommittees in 2015 appeared to have decreased a little compared to the income in 2014. He therefore would like to suggest to the incoming Committee to pay more attention into trying to increase the income for the KL Bar. He felt that was very important because the KL Bar had always been financially stable and perhaps that was something that the incoming Committee could look into.
- 4.2.1 The Chairman thanked Dipendra Harshad Rai and said that the incoming Committee would take note of it.
- 4.3 The Audited Accounts were approved and passed as proposed by Dipendra Harshad Rai and seconded by Amir Bahari.

**ITEM 5 OF AGENDA:**

**TO CONFIRM THE SUBSCRIPTION FOR THE YEAR 2016 TO REMAIN AT RM125-00 PER MEMBER**

The House unanimously confirmed the subscription for the year 2016 to remain at RM125-00 per member.

**ITEM 6 OF AGENDA:**

**TO ELECT THE CHAIRMAN OF THE KUALA LUMPUR BAR COMMITTEE FOR 2016/17**

- 6.1 Ravinder Singh Dhaliwal was proposed by Anand Ponnudurai and seconded by Peter-Douglas Ling.
- 6.2 Nominations were closed as proposed by Syahredzan Johan and seconded by Siti Zabedah Kasim. As there were no other nominations, Ravinder Singh Dhaliwal was declared elected as Chairman of the Kuala Lumpur Bar Committee for the term 2016/17.

**ITEM 7 OF AGENDA:**

**TO ELECT TEN (10) MEMBERS OF THE KUALA LUMPUR BAR COMMITTEE FOR 2016/17**

7.1 The following names were proposed and seconded:

- |     |   |                                       |
|-----|---|---------------------------------------|
| 1.  | Khaizan Sharizad binti Ab Razak (Sherrie) |                                       |
|     | Proposer                                  | : Christopher Leong Sau Foo           |
|     | Secunder                                  | : Amer Hamzah Arshad                  |
| 2.  | Vinu Kamalananthan                        |                                       |
|     | Proposer                                  | : Christopher Leong Sau Foo           |
|     | Secunder                                  | : Dipendra Harshad Rai                |
| 3.  | Foong Cheng Leong                         |                                       |
|     | Proposer                                  | : Richard Wee Thiam Seng              |
|     | Secunder                                  | : Dipendra Harshad Rai                |
| 4.  | Shashi Devan Thalmalingam                 |                                       |
|     | Proposer                                  | : Ravindran Nekoo                     |
|     | Secunder                                  | : Siti Zabedah Kasim                  |
| 5.  | Harleen Kaur a/p Tarjeet Singh            |                                       |
|     | Proposer                                  | : Samreet Singh                       |
|     | Secunder                                  | : Jagjit Singh                        |
| 6.  | Alwin Rajasurya                           |                                       |
|     | Proposer                                  | : Anand Ponnudurai                    |
|     | Secunder                                  | : Peter-Douglas Ling                  |
| 7.  | Jacky Loi Yap Loong                       |                                       |
|     | Proposer                                  | : Ravindran Nekoo                     |
|     | Secunder                                  | : Dipendra Harshad Rai                |
| 8.  | Alex Anton Netto                          |                                       |
|     | Proposer                                  | : Roger Chan Weng Keng                |
|     | Secunder                                  | : Edmund Bon Tai Soon                 |
| 9.  | Mohd Amir Sharil Bahari bin Md Noor       |                                       |
|     | Proposer                                  | : Muhammad Iqbal bin Sainy            |
|     | Secunder                                  | : Nahzatul Ain binti Mohd Khalid      |
| 10. | Goh Siu Lin                               |                                       |
|     | Proposer                                  | : Peter-Douglas Ling                  |
|     | Secunder                                  | : Nik Elin Zurina bt Nik Abdul Rashid |

7.2 Nominations were closed as proposed by Dipendra Harshad Rai and seconded by Peter-Douglas Ling.

7.3 There being no other nominations, all the ten (10) abovenamed members were declared elected to serve on the Kuala Lumpur Bar Committee for the term 2016/17.

7.4 Richard Wee Thiam Seng said that he had been requested by the current Committee member Lim Chi Chau to nominate him in his absence. Lim Chi Chau was not able to be present at this meeting because he had to fly to China with his grandparents for family reasons. He asked if he could suggest to the incoming Committee to consider co-opting Lim Chi Chau.

7.5 The Chairman thanked Richard Wee Thiam Seng and said that the incoming Committee would consider his suggestion.

**ITEM 8 OF AGENDA:**

**TO ELECT ONE (1) MEMBER TO REPRESENT THE KUALA LUMPUR BAR ON THE BAR COUNCIL FOR 2016/17**

- 8.1 Jeremiah R Gurusamy was proposed by Ravindran Nekoo and seconded by Richard Wee Thiam Seng.
- 8.2 Nominations were closed as proposed by Siti Zabedah Kasim and seconded by Syahredzan Johan. As there were no other nominations, Jeremiah R Gurusamy was declared elected as the KL Bar Representative to the Bar Council for the term 2016/17.

**ITEM 9 OF AGENDA:**  
**GENERAL**

- 9.1 Syahredzan Johan proposed a vote of thanks to the outgoing Committee for a job well done in the past term.

The Chairman thanked all the members present for taking the time to be at this meeting and there being no other matters, he declared the 24<sup>th</sup> AGM of the Kuala Lumpur Bar closed at 4:15 pm.



**Goh Siu Lin**  
Honorary Secretary  
Kuala Lumpur Bar Committee  
2015/16



# CHAIRMAN'S REPORT

**Ravin Singh**  
Chairman



## A. INTRODUCTION

It has been my privilege to serve as a Member of the Kuala Lumpur Bar Committee ("KLBC") for six years and then as Chairman for the last two terms and I verily believe that the members of the KLBC have discharged their duties honestly, diligently and responsibly.

## B. HONORARY SECRETARY AND CO-OPTED MEMBERS

At its first meeting on 2 March 2016, the KLBC appointed Goh Siu Lin as its Honorary Secretary with Abd Shukor Tokachil and Lim Chi Chau 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 that is uploaded to the KL Bar Blog. It further continued to maintain the use of Twitter and Facebook as additional channels to communicate information to members besides the normal e-mail blasts.

### ii) Annual Get-together between the KLBC and Selangor Bar Committee ("SBC")

Hosted by the KLBC this term, the Annual Get-together between the KLBC and SBC was held on 22 July 2016 at the President's Room, Royal Selangor Club, Dataran Merdeka. This Annual Meet was for the office bearers of the KLBC and SBC for the new term to get to know each other and to discuss how to work closely 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) Appreciation Dinner

An Appreciation Dinner will be held on 17 February 2017 for all members and non-members of the Bar who have selflessly sacrificed their time for the Kuala Lumpur Bar. These members have contributed by giving lectures, moderating seminars/workshops, representing the KLBC at hearings of Admissions to the Bar, sitting in subcommittees and rendering any other form of assistance to the KLBC.

### iv) Sponsorship Programme

As a token of appreciation for the good work done for the Kuala Lumpur Bar by members of the subcommittees of the KLBC and in support of the International Malaysia Law Conference organised by the Bar Council, KLBC sponsored 10 members of its subcommittees to attend the said Conference which was held from 21 to 23 September 2016 at The Royale Chulan Kuala Lumpur.

The KLBC further sponsored five young members for the NYLC-MCCHR Strategic Litigation Camp 2016 held from 18 to 21 August 2016 at Avillion Resort, Port Dickson. Jointly organised by the National Young Lawyers Committee ("NYLC") and Malaysian Centre for Constitutionalism and Human Rights ("MCCHR"), the aim of the camp was to strengthen lawyers' capacity to undertake public interest litigation for the advancement of human rights.

### v) Public Forum on Proposed LPA Amendments: Serious Threat to the Independence of the Malaysian Bar

The KLBC in collaboration with the Bar Council organised a Public Forum on 28 September 2016 to inform members of the Bar and public, as well as to obtain their feedback, about the proposed amendments to the Legal Profession Act ("LPA") by the Government of Malaysia which amendments represent a serious threat to the independence of the Malaysian Bar.

**vi) Buka Puasa with Rohingya and Myanmar Muslim Refugees**

In the spirit of the holy month of Ramadhan, the KLBC together with the Association of Women Lawyers jointly organised a Buka Puasa event with 250 Rohingya and Myanmar Muslim refugees at MyWelfare Centre (Malaysian Humanitarian and Welfare Organisation), Selayang Baru on 25 June 2016. In conjunction with the event, we managed to raise RM9,910 for Rainbow of Love Informal School for Refugee Children run by MyWelfare.

**vii) Other Events**

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

- **The Legal Profession Qualifying Board**  
21<sup>st</sup> CLP Convocation on 28 April 2016.
- **Judicial and Legal Training Institute (ILKAP)**  
ILKAP Speaker Series: AG's perspective on Article 5 of the Federal Constitution in this challenging borderless world on 17 October 2017.

**viii) Bar Room at the Kuala Lumpur Court Complex**

With assistance from the Information Technology Committee, the KLBC has equipped the Bar Room with three units of new computers replacing the old ones. For those who may not be aware, members are allowed to use the computers at no charge for the first 20 minutes.

Other facilities/services available in the Bar Room are MLJs and selected textbooks, wifi, photocopying, printing, facsimile, telephone, robes, jackets, bibs, bands, tie and water dispenser. Some of these facilities/services are available at a charge the rate of which is displayed in the Bar Room.

**ix) Update on the Land Acquisition Case**

As members were aware, KLBC and the Bar Council Legal Aid Centre (Kuala Lumpur) ("KL LAC") initiated an action against the Land Administrator of Wilayah Persekutuan Kuala Lumpur in 2014 in respect of the amount of compensation awarded to us in the land acquisition case and we were unsuccessful at the High Court.

KLBC and KL LAC took the matter to the Court of Appeal and the Appeal was dismissed early this year with costs of RM10,000 being awarded to the Respondent. KLBC and KL LAC decided not to appeal to the Federal Court to avoid the risk of higher costs being awarded against them should the Federal Court come to the same decision as the Court of Appeal. Our lawyers were requested to negotiate with the Senior Federal Counsel whether they were willing to waive or reduce the costs in lieu of an appeal. The Senior Federal Counsel however reverted that they were unable to do so. We thus paid the costs of RM10,000 shared between KLBC and KL LAC.

**x) KLBC Meetings**

As at 31 December 2016, the KLBC met 10 times and the attendance of each member was as follows:

Ravinder Singh Dhaliwal (Ravin)	- 9
Goh Siu Lin	- 9
Mohd Amir Sharil Bahari bin Md Noor (Amir Bahari)	- 8
Harleen Kaur (Leena)	- 8[1]
Foong Cheng Leong	- 10
Khaizan Sharizad binti Ab Razak (Sherrie)	- 8
Alex Anton Netto	- 6
Shashi Devan Thalmalingam	- 9[1]
Vinu Kamalanathan	- 6
Jacky Loi Yap Loong	- 5
Alwin Rajasurya	- 9
Abd Shukor Tokachil	- 4
Lim Chi Chau	- 7

[1] Absent on one occasion due to Bar Council/KLBC activity.

Jeremiah R Gurusamy, 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 on relevant matters as and when pertinent and necessary. He attended a total of five meetings and worked closely with the KLBC.

**xi) Finance, Subscription and Non-subscription Income**

The financial position of the KLBC remains healthy and stable with a sum of RM1,806,843 in Fixed Deposit. Details of the financial position are set out in the Audited Accounts ending 31 December 2016.

The subscription for the year 2016 was fixed at RM125 at the last AGM on 25 February 2016. At the closing of the KLBC's financial year on 31 December 2016, 160 members were in arrears of the 2016 subscription.

This term, the KLBC managed to raise a total of RM127,150 from sponsorships, website and newsletter advertisements, PDC seminars and talks held by other subcommittees.

**D. SUBCOMMITTEES**

12 subcommittees were established to facilitate the organisation of the KLBC's various activities and to cater to the needs of members.

The 12 subcommittees and their heads were:

- i) Civil Practice Committee**  
Harleen Kaur (Leena)
- ii) Corporate and Conveyancing Practice Committee**  
Jacky Loi Yap Loong
- iii) Criminal Practice Committee**  
Shashi Devan Thalmalingam
- iv) Environmental Committee**  
Mohd Amir Sharil Bahari bin Md Noor (Amir Bahari)
- v) Information Technology Committee**  
Foong Cheng Leong
- vi) Professional Development Committee**  
Goh Siu Lin
- vii) Publications Committee**  
Khaizan Sharizad binti Ab Razak (Sherrie)
- viii) Pupils Committee**  
Vinu Kamalanathan
- ix) Social, Arts & Recreation Committee**  
Lim Chi Chau
- x) Sports Committee**  
Alwin Rajasurya
- xi) Young Lawyers Committee**  
Alex Anton Netto
- xii) Legal Aid**  
Abd Shukor Tokachil

The accompanying subcommittees' reports are a reflection of the activities undertaken by the subcommittees. Fuller account of the activities are provided in the reports of the respective subcommittees but the following are worthy of mention:

- **Proposal to build a multi-storey car park within the compound of the Kuala Lumpur Court Complex**

Though there was no concrete result yet, the Civil Practice Committee must be commended for its continued efforts in pursuing with the relevant authorities the proposal to build a multi-storey car park to overcome the parking problem at the Kuala Lumpur Court Complex.

I strongly believe that Harleen has been persistent in pursuing this matter. Even as we enter a new term for the Committee, I sincerely hope that Harleen will continue to strive to make this proposal a reality as over the last eight years I have served in the KLBC, this has been the only long term solution to the parking woes in the Kuala Lumpur Courts.

- **Practical Workshop on Conveyancing Practice**

The Corporate & Conveyancing Practice Committee had once again organised a successful Two-Day Practical Workshop on Conveyancing Practice this term. They had successfully held similar workshops in the last two terms. Congratulations for a job well done.

- **Practical Manual for Transactions at the Wilayah Persekutuan Kuala Lumpur Land Office**

The Corporate & Conveyancing Practice Committee must also be lauded for pushing this initiative (started in the last term) through with the Wilayah Persekutuan Kuala Lumpur Land Office ("WLO"). The Practical Manual was to keep members updated from time to time on changes by WLO in relations to the procedures and requirements for registration of transactions at the WLO.

- **Recycle for the KL LAC**

Besides creating environmental awareness amongst members by issuing Monthly Environmental Tips, the Environmental Committee must also be commended for embarking on a "Recycle for the KL LAC" project to encourage law firms to recycle their used paper and/or old newspaper and at the same time raise funds for the KL LAC.

- **New KL Bar Website and KL Bar Mobile Application ("KL Bar App")**

After having overcome many problems faced in the developing of the KL Bar Website which saw the termination of the first developer, the new KL Bar Website, now being developed by the developer of the KL Bar App, had taken shape and would be rolled out early next year. The KL Bar App is also being built in tandem with the new KL Bar Website and should be ready to be launched at the coming Annual General Meeting of the Kuala Lumpur Bar.

- **Professional Development Programmes**

Congratulations to the Professional Development Committee for yet another successful term with many professional development programmes being organised covering a wide range of topics.

- **Pupils Night Out**

With the objective of creating a platform for pupils-in-chambers to interact with each other and at the same time meet and greet practising lawyers who were more than willing to share their experiences, the Pupils Committee organised a Pupils Night Out on 27 May 2016 at Bilique Bangsar. The event was a success with a turnout of more than 60 people.

- **KL Bar Golf Invitational Tournament 2016**

Credit must be given to the Sports Committee for reviving the KL Bar Golf Invitational Tournament which was last held in 2005. This Tournament was held at the Bukit Jalil Golf & Country Resort on 15 July 2016 and attracted 44 participants.

- **Interstate Bar Games 2016**

The Sports Committee managed to raise teams to participate in all the seven sports at the Interstate Bar Games held in Malacca on 6 August 2016, and winning at five out of the seven sports for the Kuala Lumpur Bar to emerge as the Overall Champion.

- **KL Bar Run 2017**

Following the highly successful inaugural Run in 2015 and the second Run held on 10 January 2016, the Sports Committee is organising the third KL Bar Run on 15 January 2017, also at Lake Gardens. Registration for the Run opened on 1 November 2016 and it hit its targeted 60 teams way before the closing date for registration.

- **Charity Gala 2016**

Once again the Young Lawyers Committee must be lauded for yet another successful Charity Night renamed Charity Gala bringing in a total collection of RM37,000 benefitting the National Autism Society of Malaysia (NASOM).

- **Community Projects**

Another laudable noble effort by the Young Lawyers Committee - they visited (i) PAWS Animal Welfare Society on 10 September 2016 to spend time with the animals at the shelter; (ii) the Paediatric Unit of the Kuala Lumpur General Hospital on 5 November 2016 to bring some much needed cheer to the children in the cancer ward; and (iii) Rumah Wake 1, a shelter for children who are neglected and abused, on 18 December 2016 to spread some Christmas joy to the children.

## **E. OBITUARIES**

The KLBC records with deep sorrow the passing of the following members of the Kuala Lumpur Bar in the year 2016:

Paramanathan s/o Kathegasu on 8 January 2016  
Chin Choon @ Chin Tee Fut on 16 February 2016  
Mohamed Razif bin Tan Sri Abdul Aziz Yeop on 28 March 2016  
Wong Sai Fong on 19 May 2016  
Moghan a/l Muthiah on 23 May 2016  
Hew Kuen Yee on 2 August 2016  
Venu Nair on 12 August 2016  
Fatimah binti Hj Sulaiman on 27 September 2016  
Hor Sweet Mui on 10 October 2016  
Chandra Kumaran on 18 October 2016  
Zulkafli bin Abd Hamid on 23 October 2016  
Mohamed Ismail bin Mohamed Shariff on 5 November 2016

The Reference Proceedings in respect and memory of the abovenamed members and Mohd Daud bin Mohd Nor and Sothinathan Kanagasingham who departed on 11 October 2015 and 24 October 2015 will be held on 16 February 2017 at 9:00 am at the Kuala Lumpur High Court. The Proceedings will be presided by Y.A. Datuk Hanipah binti Farikullah.

## **F. SECRETARIAT**

The Secretariat supports the work of the KLBC and its subcommittees. Except for Legal Aid which has its own staff, the projects and activities of the other 11 subcommittees were coordinated and managed by the Secretariat staff. With a strength of just 11 persons, the Secretariat staff had worked tirelessly throughout the year to ensure the smooth running of the Secretariat and the Bar Room and that all projects and activities were successfully carried out besides performing other regular functions such as keeping records of meeting proceedings, processing Petitions for Admission to the Bar, collecting annual subscriptions, maintaining the accounts, register of members, website and other social media of the Kuala Lumpur Bar, attending to day-to-day enquiries from members of the Bar, pupils-in-chambers and members of the public, just to name a few.

This year, two members of the staff received their long service awards - Rosilawati Ibrahim, our Membership Officer had served the KLBC for 20 years and Melissa Dass, Senior Assistant Director, for 10 years.

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.

While we have been fortunate to have a group of loyal and dedicated staff, the majority of whom have served the KLBC for many years, there were two unfortunate incidents this year. Two members of the staff were found to have misappropriated funds of the KLBC. It was agreed at the KLBC Monthly meeting that we try to recover the monies misappropriated before lodging any police report against the first staff. Eventually the said staff made full restitution of the money that was misappropriated totalling RM7,990 and subsequently a police report had been lodged. In respect of the other staff, appropriate actions were being taken to recover the money amounting to RM1,470 and a police report had been lodged as well.

## **G. ACKNOWLEDGEMENT AND CONCLUSION**

I take this opportunity to personally thank all the members of the KLBC and the co-opted members for giving it their all. While I would most likely not be in the Committee in the next term, I wish all of you luck with your elections and I look forward to working with you all at the Bar.

It is no secret that I have always maintained that the Secretariat of the Kuala Lumpur Bar is the backbone of our State Bar. Mary Tan (Executive Director) and her team has always maintained their effectiveness, persistence and dedication to the Bar year after year. To Mary and her team, it has been a great pleasure working with all of you. I should also mention that Mary Tan will be close to retirement next term. I hope that the future Committee would agree with me and convinces Mary to stay on a few more years with us as her shoes are truly too big to fill.

The Kuala Lumpur State Bar Representative to the Bar Council, Jeremiah Gurusamy and the Honorary Secretary of the KLBC, Goh Siu Lin have both been extremely supportive and dependable to me personally as well as to the KLBC this last year. I will readily admit that their views and wisdom have been great assets to the KLBC.

Finally, to the members of the Kuala Lumpur Bar, we thank you for placing your faith in us to serve the Bar. I hope that we have lived up to every expectation. We thank you for all your support.

**Ravin Singh**

Chairman

Kuala Lumpur Bar Committee 2016/17

**SECRETARIAT STAFF**



Mary



Melissa Dass



Norhayati



Rajan



Siti Affaeza



Indira



Rosilawati



Jayashree



Yazid



Silmah



Vasanthe

## CIVIL PRACTICE COMMITTEE

**Harleen Kaur (Leena)**  
Chairperson



The Civil Practice Committee (“CvPC”) continues its objective of resolving the judicial and administrative issues faced by members of the Kuala Lumpur Bar.

### **MEETING WITH THE KUALA LUMPUR COURTS ADMINISTRATION**

The Meeting was held on 6 May 2016 at the Kuala Lumpur Courts and was attended by the Kuala Lumpur Courts’ Director, Supervising Judges as well as Registrars in charge of the various Divisions. Kuala Lumpur Bar Committee (“KLBC”) was represented by its Chairman Ravin Singh, Chairperson of the CvPC Harleen Kaur, and Chairperson of the Sports Committee Alwin Rajasurya. Summary of the issues discussed was circulated to members via e-blast on 1 June 2016 and may be accessed at the KL Bar Website under the heading of Notices and Circulars.

### **PROPOSAL TO BUILD A MULTI-STOREY CAR PARK WITHIN THE KUALA LUMPUR COURT COMPLEX**

CvPC decided to pursue this proposal after a lengthy discussion on the insufficient car park bays and problems related to parking at the Kuala Lumpur Court Complex. With the agreement of the Administration of the Kuala Lumpur Courts during our meeting in May 2016, CvPC successfully found a reputable contractor who was willing to do a site inspection and prepare a proposal for the multi-storey car park. However, on 21 July 2016, the Administration of the Kuala Lumpur Courts informed that the Chief Registrar’s Office rejected our joint proposal thus the site inspection was cancelled.

CvPC then wrote to Bahagian Hal Ehwal Undang-Undang (“BHEUU”) for a meeting to discuss our proposal and BHEUU then replied that it was open to considering such a proposal and requested for specific information which CvPC does not have, but the Kuala Lumpur Courts do. CvPC then wrote to the Kuala Lumpur Courts requesting that a Joint Working Committee be set up. Unfortunately, once again, the CvPC was informed that without consent from the Chief Registrar’s Office, the Courts could not assist us. We have thus written a letter to the Chief Registrar’s Office and will continue persistently until we are successful.

### **COMPLAINTS LOG**

A Complaints Log was created in 2015, to allow for better record keeping and to assist future CvPCs. In 2015, the CvPC received approximately 13 complaints regarding approximately 20 issues. The CvPC managed to resolve approximately 70% of the complaints received. For this current 2016 term, the CvPC has received 33 complaints and resolved/closed 28 of those complaints. Thus, the CvPC is pleased to announce that we have improved our performance this year and our success rate is at approximately 90%.

### **CONCLUSION AND APPRECIATION**

We would like to record our thanks and appreciation to members for cooperating with us and trusting us with their concerns.

**Harleen Kaur (Leena)**  
Chairperson  
Civil Practice Committee

### **Committee Members**

Aaron Mathews  
Ajeet Kaur a/p Nika Singh  
Caroline Goh Seow Siang  
Chan Chun Lam  
Goh An Nee  
HR Dipendra  
Harvinder Singh  
Juliana Johari  
Kenny Wong  
Samreet Singh Sagoo  
Srividhya Ganapathy  
Soong Hou Ming

# CORPORATE AND CONVEYANCING PRACTICE COMMITTEE

**Jacky Loi Yap Loong**  
 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, including the relevant government agencies though for this year CCPC had especially liaised closely with the Wilayah Persekutuan Kuala Lumpur (“WPKL”) Land Office.

Since taking office, CCPC had requested and received feedback from our members on the issues encountered during practice. CCPC had also organised seminars/workshops highlighting topics beneficial to corporate and conveyancing practitioners and requested/attended meetings/discussions with the relevant officers of the WPKL Land Office.

CCPC had the following meetings and activities in the term 2016/17:

## **PRACTICAL MANUAL FOR TRANSACTIONS AT THE WPKL LAND OFFICE**

After several meetings and discussions with the officers of the WPKL Land Office, the practical manual was finalised in November 2016 and it would be uploaded to the KL Bar Website anytime soon. The purpose of the manual is to keep our members updated from time to time on the changes by the WPKL Land Office in relation to the procedures and requirements for registration of transactions at the WPKL Land Office. The manual is also linked to specimens (example of filled forms) provided by the WPKL Land Office.

## **MEETING WITH THE WPKL LAND OFFICE**

CCPC was invited by the Bar Council Conveyancing Practice Committee to attend a meeting with the WPKL Land Office on 24 October 2016. The meeting was mainly to discuss the amendments to the Garis Panduan Pendaftaran Urusniaga Bukan Urusniaga PPTGWPKL. CCPC was represented by its Chairperson.

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

Another installation of our well-received workshop was organised on 5 and 6 April 2016 with our own CCPC members as the facilitators. We are grateful and wish to thank these committed members - Lee Peck Ha (Team Leader), R Yogeswari, Dennis Teoh, Susan Joseph, Nahzatul Ain binti Mohd Khalid, Chong Wai Kuan, Sarah binti Kambali, Daphne Lew Chah Yee and Ow Hui Ching. The workshop was held at the KL Bar Auditorium from 9:00 am to 5:00 pm with 24 participants.

## **WORKSHOP ON ACTING FOR BANK FINANCING PURCHASE FROM DEVELOPER**

This workshop was presented by Lee Peck Ha, Nahzatul Ain and Donny Kwa on 31 May 2016 at the KL Bar Auditorium from 9:00 am to 5:00 pm. The workshop was attended by 19 participants. The scope of the workshop was as follows: “Variations in Sub-Sale – SPAs”; “Banking Documents (Islamic Banking and Government Loans)”; and “Risk Management, Rules of Bar Council and Aftermath Advice”.

## **SEMINAR ON WILLS, PROBATE, LETTER OF ADMINISTRATION AND SMALL ESTATES DISTRIBUTION ACT 1958**

This seminar was presented by Susan Joseph, Nahzatul Ain, Too Ji Voon and Daphne Lew Chah Yee on 2 August 2016 at the KL Bar Auditorium from 10:00 am to 4:30 pm. The seminar

## **Deputy Chairperson**

Ong June Siang

## **Committee Members**

Chia Kim Meang

Chong Wai Kuan

Daphne Lew Chah Yee

Dennis Teoh

Donny Kwa

Kenny Wong

Lee Peck Ha

Nahzatul Ain binti Mohd Khalid

Ow Hui Ching

R Yogeswari

S Wendy a/p Subramaniam

Sarah Kambali

Susan Joseph

Too Ji Voon

Yeo Heng Hau



was attended by 60 participants.

**WORKSHOP ON ANTI-MONEY LAUNDERING IN MALAYSIA**

This workshop was held on 15 November 2016 at the KL Bar Auditorium from 10:00 am to 5:30 pm. It was presented by two members of the Bar namely Krishna Dallumah and Donny Kwa together with three officers from the Financial Intelligence and Enforcement Department of Bank Negara Malaysia, Tee Suat Hong, Ng Yin Shia and Afiz Fazriz Azizi. The workshop was attended by 39 participants.

**UPCOMING EVENT**

- **Two-Day Practical Workshop on Conveyancing Practice**

Another instalment of the workshop is scheduled for 1 and 2 March 2017.

**CONCLUSION AND APPRECIATION**

I express my gratitude for all the time and support given by our members to the activities of the CCPC throughout the 2016/17 term and hope that the work and efforts put in by my committee solved the problems encountered by members of the Kuala Lumpur Bar.

**Jacky Loi Yap Loong**

Chairperson

Corporate and Conveyancing Practice Committee



## CRIMINAL PRACTICE COMMITTEE

**Shashi Devan Thalmalingam**  
Chairperson



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

### PROPOSAL FOR PRE-TRIAL CASE MANAGEMENT

CPC had taken on the task of requesting the Judiciary to form a working committee between the Judiciary, Attorney General’s Chambers (“AGC”) and Kuala Lumpur Bar Committee (“KLBC”). This working committee was to ensure the procedures of the pre-trial case management are being adhered to as per the Criminal Procedure Code.

CPC had written to the Kuala Lumpur High Court Registrar on this issue and was requested to prepare a proposal before forming the working committee. The proposal is in its final stage and will be sent to the Judiciary soon.

### COMPLAINTS

CPC had only received two complaints within the term:

- **Misuse of Television Monitors in the Kuala Lumpur Criminal High Court Witness Room**

CPC had written to the Managing Judge stating that the court proceedings could be viewed by witnesses via television monitors in the witness room. These monitors should only be made available in proceedings involving child witnesses/children as provided under the Evidence of Child Witness Act 2007 (“ECWA”). The Managing Judge had reverted and thanked us for raising the issue and assured that the Courts would be informed to ensure careful use of those monitors.

- **Conduct of a Police Investigation Officer**

A lawyer had complained against the conduct of an Investigation Officer who had failed to inform the appointed lawyer of the clients’ hearing. CPC had written to the Head of the Prosecutor of the Attorney General’s Chambers Wilayah Persekutuan Kuala Lumpur Branch (“AGC KL”) requesting for a three-party meeting/discussion between the KLBC, AGC KL and Police to discuss the issue. To date, AGC KL has yet to revert on the request.

### SEMINARS

CPC had planned to organise several seminars for the term but due to unforeseen circumstances most were postponed or cancelled. The only seminar scheduled for the term was:

- **Seminar on Understanding Forensic Report**

The seminar, to be presented by the Crime Scene Forensic Expert, Amidon Anan, had been scheduled for 11 February 2017 to be held at the KL Bar Auditorium.

### Committee Members

Cyrus Tiu Foo Woei  
Jacky Loi Yap Loong  
James F C Fong  
Rajsurian Pillai  
Sathyanathan a/l Sinnappan  
Saha Deva Arunasalam  
Shangkararanda a/l Kanan

### Observers

Lee Teong Hooi  
Muhammad Izwan bin Ishak  
Shamsul Sulaiman  
Shugan Raman  
Zatil Ayuni binti Abd Wahab

#### **UPCOMING EVENTS**

CPC will be organising two more seminars in early 2017:

- **Seminar on Forgery (Handwriting)**  
The Seminar will be presented by Handwriting Expert, Lim Yok Chaw.
- **Seminar/Briefing on Parole Process**  
The Parole Unit under the Prison Department will be presenting the seminar.

#### **CONCLUSION AND APPRECIATION**

I would like to thank my CPC members for their selfless dedication and contribution. I would like to see greater participation and feedback from the younger lawyers. CPC is present to look into complaints and challenges faced by criminal law practitioners. We look forward to invaluable comments and suggestions from members to improve criminal practice within our jurisdiction. CPC is looking into setting up a complaints log to record complaints and ensure effective follow-up and timely status updates to be provided to complainants. CPC wishes to have closer ties with criminal law practitioners and the CPC members are encouraged to speak to fellow lawyers directly to gather feedback.

The KL Bar Secretariat has been our pillar of strength and I would like to thank Mary and Yati for their constant and continuous support and guidance.

To my Chairman and fellow KLBC members, I thank you for your undivided support and guidance.

#### **Shashi Devan Thalmalingam**

Chairperson

Criminal Practice Committee

# ENVIRONMENTAL COMMITTEE



**Amir Bahari**  
Chairperson

The Environmental Committee (“EC”) continued this term with its main objectives to:

- Create awareness of environmental issues among lawyers and the public;
- Engaging stakeholders on environmental issues;
- Educating and training the legal fraternity on environmental issues; and
- Organising community and cultural projects related to environment.

## **EARTH DAY MESSAGE**

EC sent a message to members in conjunction with Earth Day on 24 April 2016.

## **ENVIRONMENTAL MONTHLY TIPS**

To create awareness among members of the Kuala Lumpur Bar, EC had prepared simple posters which were sent out to members on a monthly basis via the KLBC e-newsletter. These tips are simple everyday things that one should do to help reduce our personal carbon footprints. The monthly tips started in August 2016 and EC hoped that it will carry on.

## **RECYCLE FOR THE BAR COUNCIL LEGAL AID CENTRE (KUALA LUMPUR) (“KL LAC”)**

EC embarked on a “Recycle for the KL LAC” project which commenced in November 2016. The aim of this project was to encourage law firms to recycle their used paper and/or old newspaper and at the same time raise funds for the KL LAC.

## **ENVIRONMENTAL SURVEY**

EC has sent out the survey in December to get feedback from members on environmental issues affecting their work and health.

## **SEMINAR ON SUSTAINABILITY FRAMEWORK FROM BURSA MALAYSIA PERSPECTIVE**

This seminar was initially scheduled to be held in May 2016 and to be presented by a speaker from Bursa Malaysia. However, due to unforeseen circumstances, it was postponed and later cancelled. EC hoped that this seminar could be scheduled again in 2017.

## **UPCOMING EVENTS**

- Nature Walk
- Family Day Trip to FRIM

## **CONCLUSION AND APPRECIATION**

I would like to convey my sincere and heartfelt appreciation to my EC members for their ideas and support in making this committee engaged and relevant with the current trend.

I also would like to thank the Chairman of KLBC and all the KLBC members for their continuous support and guidance.

## **Committee Members**

Hasrina binti Hakimi  
Nadzirahrahimah binti Rojikin  
Nahzatul Ain binti Mohd Khalid  
Nur Aini Atiqah binti Abdul Aziz  
Nurul Fadzlinda binti Ibrahim  
Yeo Heng Hau

## **Observers**

Nor Alyshia Daud  
Nur-Ezzah  
Yao Bing Yew

Special thanks to the KL Bar Secretariat namely Mary Tan, Norhayati Rahmad, Melissa Dass and all the other staff collectively for all their hard work, commitment and guidance for this term.

**Amir Bahari**

Chairperson

Environmental Committee

## INFORMATION TECHNOLOGY COMMITTEE



**Foong Cheng Leong**  
Chairperson

The Information Technology Committee (“ITC”) continued to push for reforms and changes within the KL Bar’s IT framework. The KL Bar Blog ([www.klbar.blogspot.com](http://www.klbar.blogspot.com)) was actively used to upload monthly activity reports and event reports.

The KL Bar Website ([www.klbar.org.my](http://www.klbar.org.my)), KL Bar Facebook Group (KL Bar FB Group - [www.facebook.com/groups/208444762526623/](http://www.facebook.com/groups/208444762526623/)) and Twitter Account (<http://twitter.com/klbar>) were also utilised to disseminate information to members and also to publicise events.

Using these Internet Tools, the ITC continued to explore advertising incomes on the KL Bar website in order to bring more income to the KL Bar. In 2016, the ITC managed to generate an income of RM10,627.37 from the Vacancies and Classifieds on the KL Bar Website and through KLBC e-blasts.

### **LEGAL TECH FORUM: BRINGING LAWYERS AND TECHNOLOGY TOGETHER**

This forum was presented by Fahri Azzat, Richard Wee Thiam Seng, Jason Kay, Mohd Izzat Ghazali (Gizzat), Gaythri Raman and Foong Cheng Leong on 19 January 2016 at the KL Bar Auditorium from 9:00 am to 5:00 pm. The forum was attended by 15 participants. The forum provided the participants with the knowledge on essential legal-tech issues and introduced tools and ways which can be used by lawyers for efficiency, improving client service, as well as just keeping up with the times. Several legal tech startups were also invited to give a short introduction of their services and how their services can assist lawyers in their practice.

### **REVAMPING THE KL BAR WEBSITE AND KUALA LUMPUR BAR MOBILE APP**

The draft website has been completed by Webb Agency Sdn Bhd which KLBC had engaged in August 2016. The previous developer, Scellus, was unable to complete the task and the engagement had been terminated.

The new website will have a function for users to book and purchase seminars and workshops conducted by KLBC. It will also be linked to the Kuala Lumpur Bar Mobile App which is also developed by Webb Agency Sdn Bhd.

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

Brainymations Studio Sdn Bhd, whom we had engaged last term, had completed the development of the Membership Management System. The new Membership Management System synchronises with the membership database of the Bar Council. This effectively eliminates data entry on the part of the Secretariat and the need for members to inform the Secretariat of any changes of their status or details. The system is currently at its last stage of development and will be deployed anytime soon.

### **NEW COMPUTERS FOR THE BAR ROOM**

KLBC purchased three new computers for the Bar Room at the Kuala Lumpur Court Complex in June 2016 and they were installed in July 2016. ITC was trying to upgrade the wifi connection in the Bar Room but was unable to do so as the re-cabling would have cost up to RM5,000. ITC is also unable to increase the speed of the connection as the preferred speed of 8mbps is not available at the Court Complex.

### **Deputy Chairperson**

Anita Gerewal

### **Committee Members**

Jesslyn Lim Wei-Lin

Jolene Lee

Ng Joshua

Phua Chy Hu

Rachel Tan Mei Chien

Sheelan Arjunan

### **DIGITALISATION OF THE KUALA LUMPUR BAR RECORDS**

The digitalisation of the Kuala Lumpur Bar records project was completed in December 2015. The Secretariat had disposed members' petition files from the 1980 onwards and retained members' petition files prior to the year 1980 for historical purposes.

The disposal of the petition files had effectively free up precious space in the KL Bar Secretariat.

### **KUALA LUMPUR BAR'S 25<sup>TH</sup> ANNIVERSARY CELEBRATIONS CREATIVE DESIGN/LOGO**

In conjunction with the Kuala Lumpur Bar's 25<sup>th</sup> Anniversary Celebrations in 2017, ITC invited KL Bar members to contribute a creative design/logo to commemorate our 25<sup>th</sup> Anniversary. The winner will get two tickets to attend the Kuala Lumpur Bar 25<sup>th</sup> Anniversary Gala Dinner 2017 and other prizes. On 20 December 2016, KLBC chose the winner, Azura Idayu binti Zulkifli. The winning logo will be unveiled at the KL Bar Run on 15 January 2017.

### **APPRECIATION**

The projects of the ITC could not have been carried out without the strong and genuine interest of our ITC members who continued to assist and work behind the scenes to get the projects running and going. The ITC members have continued to be supportive and helpful.

### **Foong Cheng Leong**

Chairperson

Information Technology Committee



## PROFESSIONAL DEVELOPMENT COMMITTEE

**Goh Siu Lin**  
Chairperson



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

The PDC has collaborated with the Association of Women Lawyers and the Joint Action Group for Gender Equality (“JAG”) to organise the KL Bar-AWL Activist Series on human rights issues at no cost for members of the Bar, pupils-in-chambers and law students to attend.

This year, the PDC has organised 39 events in total, covering a wide range of topics as listed in the following page.

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

We would like to invite experienced practitioners to come forward 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 2017.

**Goh Siu Lin**  
Chairperson  
Professional Development Committee

### **Committee Members**

Alwin Rajasurya  
Balwant Singh Sidhu  
Chia Swee Yik  
G Nanda Goban  
Gopala Krishnan K. Sundaram  
HR Dipendra  
Jeremiah R Gurusamy  
Wong Tat Chung

### **Observer**

Sasha Lian Shar Hoong  
Selvaraja a/l Chinniah  
Sharifah Aishah binti Syed Ibrahim



NO.	DATE	PARTICULARS	SPEAKER (S)
1.	12 January 2016	Accounting and Finance for Lawyers	Lim Kien Chai
2.	13 January 2016	The Personal Data Protection Act	Jeremiah R. Gurusamy
3.	27 January 2016	Fundamentals of Bankruptcy Proceedings	Trevor Jason Mark Padasian
4.	28 January 2016	Family Law - How to Handle Divorce Proceedings	Lee Peck Ha
5.	16 February 2016	Malaysian Lawyers in Practice (China)	Will J S Fung
6.	17 February 2016	Tax Savings for Partners	Lim Kien Chai
7.	19 February 2016	Defamation Laws in Malaysia	Alwin Rajasurya
8.	24 February 2016	KL Bar-AWL Activist Series on Feminist Perspective of Law	Meera Samanther
9.	25 February 2016	AGM Briefing: Evolution of CPD	Santhi Latha Richard Wee Thiam Seng
10.	26 February 2016	KL Bar-AWL Activist Series on Refugee Law and UNHCR Process in Malaysia for Lawyers	Anna Cara
11.	8 March 2016	Seminar for Lawyers on Managing Office and Clients' Accounts	Lim Kien Chai
12.	11 March 2016	An Introduction to Immigration Law	CR Selva
13.	15 March 2016	KL Bar-AWL Activist Series on Sexual Harassment	Lee Wei San (AWAM)
14.	18 March 2016	Registration of Foreign Marriages and Divorces of Malaysians, Is Registration a Requirement for Validity of a Malaysian Marriage and Dependency Claims	Balwant Singh Sidhu
15.	22 March 2016	Tax Treatment of Compensation for Loss of Employment	Renganathan Kannan
16.	23 March 2016	The Construction Industry Payment and Adjudication Act	Shamsul Bahrain
17.	1 April 2016	Bankruptcy – Law and Practice	Lua Ai Siew
18.	8 April 2016	Real Property Gains Tax	N Rajagopal, K Kanthaiah
19.	12 April 2016	Joint Ventures and Strategic Alliances	Jeremiah R Gurusamy
20.	15 April 2016	An Overview of the Appointment and Powers of a Receiver and Manager	V Vijakumar
21.	19 April 2016	Seminar for Lawyers on Mergers and Acquisitions - Commonly Encountered Issues	Lim Kien Chai
22.	26 April 2016	Introduction to the Law of Reinsurance	Michael Anthony
23.	27 April 2016	The Impact of Competition Law on Malaysian Enterprises	Anand Raj Cynthia Lian Hsiao Fen Wen-Ly Chin
24.	4 May 2016	Understanding Annual Reports and Its Financial Statements	Lim Kien Chai
25.	17 May 2016	Basic Conveyancing and Banking Practices	Santha Menon Kenneth Wong
26.	27 May 2016	Voluntary Disclosure Options for Tax Evaders/Backlogs	Renganathan Kannan
27.	17 June 2016	Medical Law	Karthi Kanthabalan
28.	19 July 2016	Memorandum of Understanding	Lim Kien Chai
29.	11 August 2016	KL Bar-AWL Activist Series on Gender and Sexuality for Lawyers	Thilaga

NO.	DATE	PARTICULARS	SPEAKER (S)
30.	17 August 2016	Fundamentals of Conveyancing	Jeremiah R Gurusamy
31.	23 August 2016	GST for Real Property Transactions	Thenesh Kannaa
32.	26 August 2016	Registration and Dissolution of Muslim Marriages in Malaysia	Sa'adiah Din
33.	27 September 2016	Law of Joint Ventures	Lim Kien Chai
34.	28 September 2016	Proposed LPA Amendments: Serious Threat to the Independence of the Malaysian Bar	Steven Thiru Lim Chee Wee Dato' Mohd Hishamudin bin Md Yunus
35.	18 October 2016	Family Mediation	Serene Ong
36.	8 November 2016	Acquisition and Disposal of Shares in Real Property Company of RM2 as the Paid Up Capital	Lim Kien Chai
37.	30 November 2016	Seminar for Lawyers on Profit from Disposal of Real Property: Capital Gains, Business Gains or Income?	Lim Kien Chai
38.	6 December 2016	Seminar for Lawyers on "How to Read and Understand your Firm's Financial Statements"	Lim Kien Chai
39.	8 December 2016	The Ombudsman for Financial Services	Jeremy Lee

#### Upcoming Seminars

NO.	DATE	TOPIC	SPEAKER (S)
1.	17 January 2017	Take-Over Rules 2016	Wong Tat Chung
2.	20 January 2017	Reciprocal Enforcement of Foreign Judgments	Lua Ai Siew
3.	21 January 2017	Intellectual Property	Judge Datuk Wong Kian Kheong
4.	25 January 2017	Tax Savings for Partners	Lim Kien Chai
5.	22 March 2017	GST for Real Property Transactions	Thenesh Kannaa
6.	24 March 2017	Registration of Foreign Marriages and Divorces of Malaysians, Is Registration a Requirement for Validity of a Malaysian Marriage and Dependency Claims	Balwant Singh Sidhu
7.	TBC	Adoption and Citizenship	Goh Siu Lin
8.	TBC	Topic on Shipping/Employment	Siva Kumar Kanagasabai
9.	TBC	Appellate Advocacy	Ira Biswas
10.	TBC	Introduction to Legal Advocacy	Fahri Azzat
11.	TBC	Arbitration	Kevin Prakash
12.	TBC	The evolving practice of the Bar	Dato' Param Cumaraswamy
13.	TBC	Death penalty (tentative)	Abdul Rashid Ismail
14.	TBC	LHDN Forms	Rajagopal Nadeson
15.	TBC	Immigration Law	CR Selva
16.	TBC	Bankruptcy	TBC
17.	TBC	Civil Litigation Management	TBC
18.	TBC	Appellate Court	TBC
19.	TBC	Medical Law	Sagadevan Thangavelu
20.	TBC	Maritime	Rajasingham

NO.	DATE	TOPIC	SPEAKER (S)
21.	TBC	Forensic Accounting	TBC
22.	TBC	Drafting skills	Mariette Peters
23.	TBC	Company Law	TBC
24.	TBC	Judicial Management and Corporate Voluntary Arrangement	TBC
25.	TBC	Law on Sex Change	William Lim Wee Chong
26.	TBC	Medical Law	Karhi Kanthabalan
27.	TBC	Maritime	Jeremy Joseph





## PUBLICATIONS COMMITTEE

**Khaizan Sharizad binti Ab. Razak (Sherrie)**  
Chairperson



The Publications Committee was responsible to review articles submissions and reports on events related to the Kuala Lumpur Bar from time to time.

The Publications Committee was also entrusted to review the KLBC's publication guidelines and to provide necessary feedback on any publication related materials.

The Publications Committee edited the Annual Report for 2016/17 and the Memoriam Booklet for 2017.

All event reports were circulated by e-mail to members of the Kuala Lumpur Bar and also uploaded to the KL Bar Blog ([www.klbar.blogspot.com](http://www.klbar.blogspot.com)) and links were put up on the KL Bar Website ([www.klbar.org.my](http://www.klbar.org.my)), KL Bar Facebook group page ([www.facebook.com/groups/208444762526623/](http://www.facebook.com/groups/208444762526623/)) and the KL Bar Twitter page (<http://twitter.com/klbar>).

### ACKNOWLEDGEMENT

We thank Publications Committee members and KL Bar Secretariat in particular, Melissa Dass, the Officer-In-Charge, for her continued support to the committee.

**Khaizan Sharizad Binti Ab. Razak (Sherrie)**

Chairperson

Publications Committee

### Committee Members

Alvin Oh Seong Yew

Clarice Chan

Saha Deva Arunasalam

## PUPILS COMMITTEE

**Vinu Kamalanathan**  
 Chairperson



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

The PI Sessions are conducted every month and attendance of all pupils are compulsory. These sessions are designed to introduce the Malaysian Bar, the Bar Council and the Kuala Lumpur Bar Committee (“KLBC”) to the pupils. It is also a forum for pupils to share any problems that they have encountered and their experience during their pupillage. At almost every PI Session, the Chairman and members of the KLBC will take a few minutes to address the pupils and give them invaluable advice that would resonate in their future at the Bar.

The PI Sessions for this term and the relevant statistics are as follows (at the time of writing this report):

DATE	PUPILS ATTENDED
18 February 2016	74
7 April 2016	84
12 May 2016	103
23 June 2016	78
14 July 2016	102
4 August 2016	63
8 September 2016	65
5 October 2016	72
10 November 2016	83
7 December 2016	82

### PI SESSIONS VIDEO UPDATE

The video presentation aired to the pupils during the PI Sessions have been updated to showcase members that have contributed to the recent developments of the Malaysian Bar.

### PUPILS WORKSHOPS

The Pupils Workshops are a series of workshops focused to deliver concise and succinct lectures on a particular area of practice in a bid to introduce that area of practice to a pupil and at the same time, to equip a pupil with the practical aspect of that area’s operation of the law while improving the pupils’ legal knowledge and skills.

### Committee Members

Choo Dee Wei  
 Emily Chong Pei Yen  
 Gajendran Balachandran  
 Joshua Beni Chris Teoh  
 Kenny Wong Kit Lee  
 Lim Zi Han  
 Linda Yii Chin Jo  
 Logananth Gunasagaram  
 Sarah-Ann Yong Jenlee  
 Shankar Govinth Balachandran  
 Shashi Devan Thalmalingam

### Observers

Cheyenne Chan Pui See  
 David Tan Seng Keat  
 Larissa Ann Louis  
 Lilian Lee  
 Louis Liaw Vern Xien  
 Natalie Lim Fang Hui  
 Rajinah Ashwini

The following workshops were conducted this term:

DATE OF WORKSHOP	TOPIC	SPEAKERS
29 April 2016	Corporate	Sheba Gumis
9 June 2016	Civil Litigation	Sanjeev Kumar Rasiah Colin Andrew Pereira
22 August 2016	Criminal Litigation	Lim Chi Chau Samantha Chong Yin Xin
17 November 2016	Corporate	Addy Herg
15 December 2016	Conveyancing	Jacky Loi Yap Loong

#### **PUPILS' NIGHT OUT**

The Pupils' Night Out which was held on 27 May 2016 at Bilique, Bangsar was a success with a crowd of over 60 people, comprising pupils and members of the Bar, coming early and staying past midnight. The objective of the event was to allow young members of the legal fraternity to come together, forge good relationships, and meet and greet practising lawyers who were more than willing to share their experiences. The next Pupils' Night Out is scheduled to be held on 13 January 2017.

#### **ORATORY CONTEST**

The Pupils Committee will be reviving the Oratory Contest for the Dato' Dr Peter Mooney Trophy which was last held in 2006. The Contest is scheduled to be held either in late March or early April 2017.

#### **PUPILS HANDBOOK**

The Pupils Committee had done away with the hardcover print of the Pupils Handbook that was distributed to all pupils. In line with keeping up in a paperless environment, the updated version of the Pupils Handbook will be uploaded to the KL Bar Website for the easy access of all pupils.

#### **Vinu Kamalanathan**

Chairperson  
Pupils Committee





## SOCIAL, ARTS AND RECREATION COMMITTEE

**Lim Chi Chau**  
Chairperson



### ANNUAL BLOOD DONATION CAMPAIGN

The Annual Blood Donation Campaign, with the assistance of the National Blood Bank, was held on 10 August 2016 from 10:00 am to 4:00 pm at Level 2 of the Kuala Lumpur Court Complex at Jalan Duta.

Members of the Bar, Court staff and members of the public nobly came forward to participate in this Blood Donation Campaign.

A total of 84 donors registered. Unfortunately, only 64 were eligible to donate. The 20 were rejected because they were either underweight, having high blood pressure or low blood pressure, had recent piercings or tattoos, or had lived in the United Kingdom from 1980 till 1996 or in Europe between 1980 until the present. A total of 64 units of blood were collected from the caring donors.

### KL BAR SOCIAL GET-TOGETHER – 1ST EDITION

About 30 lawyers and pupils gathered at Movida @ Changkat Bukit Bintang on 9 September 2016 for the 1<sup>st</sup> Edition of the KL Bar Social Get-Together for the term 2016/17. The turnout of lawyers and pupils was encouraging and everyone had a great time and only parted at midnight.

### KL BAR SOCIAL GET-TOGETHER – 2<sup>ND</sup> EDITION

The 2<sup>nd</sup> Edition of the KL Bar Social Get-Together was again held at Movida @ Changkat Bukit Bintang on 2 December 2016. The turnout of lawyers and pupils for this 2<sup>nd</sup> Edition was also encouraging. A mini “Boat Race” competition was held to select the Kuala Lumpur Bar “Boat Race” Team. Everyone had a great time and only parted at midnight.

### KUALA LUMPUR BAR GRAND PRIX 2016

The Kuala Lumpur Bar Grand Prix 2016 was held on 12 December 2016 at the Shah Alam Stadium Circuit, Level 1, Quadrant C, Shah Alam Stadium, Section 13, 40000 Shah Alam. A total of seven teams comprising four drivers each participated in this event. The winners were as follows:

- **Endurance Race**
  1. Barace Pertama
  2. Permata Yang Hilang
  3. The Racing Lawyer
  
- **Sprint Race**
  1. Shahir Abd Razak
  2. Mohd Munzeer
  3. Mohd Norfazli

**Lim Chi Chau**  
Chairperson  
Social, Arts and Recreation Committee

### Committee Members

Alvin Oh  
Choo Dee Wei  
Gajendran Balachandran  
Jacenta James  
Joshua Beni Chris Teoh  
Ko Chia Chea  
Linda Yii Chin Jo  
Logananth Gunasagaram  
Marlysa Abdul Razak  
Nimalan Devaraja  
Rachel Tan Mei Chien  
Shashi Devan Thalmalingam

### Observer

Zatil Ayuni binti Abd Wahab



## SPORTS COMMITTEE

**Alwin Rajasurya**  
Chairperson



### KL BAR RUN 2016

This second KL Bar Run, held on 10 January 2016 at the Lake Gardens, was another huge success. 67 teams comprising members of the Bar, pupils-in-chambers and law graduates participated in this event. Starting with a warm up exercise at 6:45 am, the Run was flagged off at 7:00 am by the KLBC Chairman. After a heated battle and some serious running, Team Speedy Gonzale won the Champions Trophy. The first runners-up and second runners-up were Team The Force Awakens and Team The Front Runners respectively. The Fanciest Dressed Award was won by Team The Force Awakens who came in self-made Star Wars costume; second placing was Team The Chefs and third placing, Team Learned Foot.

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

The 15<sup>th</sup> Kuala Lumpur-Selangor Bar Games for the Lall Singh Muker Challenge Trophy was held on 16 January 2016 with the Kuala Lumpur Bar playing hosts. Kuala Lumpur Bar beat Selangor Bar 4-3 winning at netball, volleyball, badminton and men's futsal to become the overall champion. Selangor Bar won golf, football and ladies futsal.

### KUALA LUMPUR BAR VS ROYAL SELANGOR CLUB DARTS FRIENDLY

Hosted by the Royal Selangor Club, this friendly darts game was played on 23 March 2016 at Hash Bar Royal Selangor Club, Jalan Raja, Kuala Lumpur. The Royal Selangor Club emerged as winners.

### KUALA LUMPUR BAR VS EY DTC DARTS

Hosted by the Kuala Lumpur Bar, this friendly darts game was played on 27 April 2016 at Home & Away SS2, Petaling Jaya. The Kuala Lumpur Bar emerged as winners.

### 4<sup>TH</sup> KL BAR FUTSAL COMPETITION 2016

The 4<sup>th</sup> KL Bar Futsal Competition 2016 was held at SAMBA DE FUTSAL, Petaling Jaya on 28 May 2016 from 9:00 am to 3:00 pm. A total of 20 teams participated in the event and the winners were: Men's Category – Victorious Secret 2 (Champion); Bola Senza (1<sup>st</sup> Runner-up); ZMM Club (2<sup>nd</sup> Runner-up). Men's (Plate) – Victorious Secret 1 (Winner); Johore Bar A (Runner-up). Women's Category – Foxes (Champion); Naqiz & Partners (Runner-up). Men's Best Player - Ahmad Syafiq bin Ahmad Rujhan @ Ahmad Rajuhan (Victorious Secret 2). Men's Best Goalkeeper - Tan Choon Keet (Victorious Secret 1). Women's Best Player - Hanna Ameera binti Mohd Rosni (Foxes).

### Committee Members

Adam Lee Leong Soon  
Aric Wong Fong Chin  
James F C Fong  
Karthigaibalan a/l Kanthabalan  
Khairul Idham  
Sivaruben a/l R Balasekaran  
Sri Sarguna Raj  
Kenneth Yoong Ken Chinson St James  
Vincent Tey Wei Seng  
Vivekananda Sukumaran  
Wan Syariah binti Razman  
Yau Yee Ming  
Yeoh Cho Kheong  
Alex Nandaseri De Silva  
Amrit Pal Singh  
Anand Ponnudurai  
Aneera Chowdhury  
Debbie Woo  
Donovan Lee Shyun Hyn  
Effa Anuar  
Emellia Shariff  
HR Dipendra  
Janet Chai  
Jeannie Chong  
Jeremy Phang  
Joshua Tay H'ng Foong  
Lesley Lim Ai Li  
Lilian Lee  
Mohamad Zufarsyah bin Mohamad  
Idrakisyah  
Muhendaran Suppiah  
Ng Sui May  
Ng Yueng May  
Peter- Douglas Ling  
Rachel Yap Yen Siang  
Ravinder Singh Dhaliwal  
Sathyananthan Sinnappan  
Shankar Govinth a/l Balachandran  
Susanah Ng Sing Mei  
Tan Hui Xian

### Observer

Zatil Ayuni binti Abd Wahab

### **KL BAR GOLF INVITATIONAL TOURNAMENT 2016**

The Sports Committee revived the KL Bar Golf Invitational Tournament which was last held in 2005. The Tournament, held at the Bukit Jalil Golf & Country Resort on 15 July 2016, received encouraging response with 44 participants. The winners were:

1. Champion : Azuan Abdul Aziz, Handicap 9, 37 Points On Count Back (“OCB”)
2. 2<sup>nd</sup> Place : Sirius Saqti Aros, Handicap 13, 37 Points
3. 3<sup>rd</sup> Place : Yoong Chee Min, Handicap 10, 36 Points OCB
4. 4<sup>th</sup> Place : Anuar Hafiz Abu Hassan, Handicap 12, 36 Points OCB
5. 5<sup>th</sup> Place : S. Mahendran, Handicap 19, 36 Points
6. 6<sup>th</sup> Place : P. Param, Handicap 19, 35 Points OCB
7. 7<sup>th</sup> Place : Aminruddin Salleh, Handicap 19, 35 Points OCB
8. 8<sup>th</sup> Place : Ridzmann Abdullah, Handicap 24, 35 Points
9. 9<sup>th</sup> Place : Kunasekaran, Handicap 20, 34 Points OCB
10. 10<sup>th</sup> Place : Anand Ponnudurai, Handicap 22, 34 Points

Best Gross Score: Amran Parimon, Handicap 7, 79 Gross

Longest Drive On Hole No. 7 : Surendran Sreetharan

Nearest To Pin On Hole No. 8 : Anuar Hafiz Abu Hassan

Nearest To Pin On Hole No. 16 : Sirius Saqti Aros

### **INTERSTATE BAR GAMES**

The Interstate Bar Games this year was hosted by the Malacca Bar Committee in Malacca and played on 6 August 2016. Kuala Lumpur Bar emerged as overall champions and the performance of our teams in the respective sports was as below:

1. Basketball - Champion
2. Netball - Champion and 1<sup>st</sup> Runner-up
3. Ladies Futsal - Champion
4. Golf - 1<sup>st</sup> Runner-up
5. Men's Soccer - 4<sup>th</sup> and 6<sup>th</sup>
6. Badminton - Champion
7. Volleyball – Champion

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

The Kuala Lumpur Bar hosted the 25<sup>th</sup> Annual “Sports Carnival” between the Kuala Lumpur Bar and Royal Selangor Club for the YA Tan Sri Dato’ Harun Hashim Challenge Trophy. All games were played on 9 and 10 September 2016. The prize-giving dinner was held on 10 September 2016 which was well attended by all participants. Overall, the Sports Carnival ended in a draw with a score of 4-4 and Kuala Lumpur Bar and Royal Selangor Club were declared as joint winners.

The results of the games played were as follows:

<b>NO.</b>	<b>GAME</b>	<b>WINNER</b>
1.	Badminton	Kuala Lumpur Bar
2.	Pool/Snooker	Draw
3.	Squash	Royal Selangor Club
4.	Cricket	Kuala Lumpur Bar
5.	Soccer	Draw
6.	Hockey	Royal Selangor Club
7.	Darts	Royal Selangor Club
8.	KL Bar Ladies Football Vs RSC Juniors (Friendly)	Royal Selangor Club
9.	Boat Race	Kuala Lumpur Bar

**KUALA LUMPUR BAR VS SELANGOR BAR FUTSAL FRIENDLY**

Hosted by the Kuala Lumpur Bar, this friendly futsal game was played on 3 November 2016 at Forum 19, Petaling Jaya. The Kuala Lumpur Bar emerged as winners.

**KUALA LUMPUR BAR VS MALACCA BAR SERIES**

This Series was held at Forum 19, Seksyen 19, Petaling Jaya on 12 November 2016 with the Kuala Lumpur Bar playing hosts. Kuala Lumpur Bar beat Malacca Bar in two games and drew at one game, winning at Men's Futsal 13-1, Ladies Futsal 7-2 and drawing at Badminton 2-2 to become the overall champion. The prize-giving lunch was held at B&W café in Forum 19 itself and was well attended by the participants from both Bars.

**3<sup>RD</sup> KL BAR POOL TOURNAMENT 2017**

This tournament will be held on 7 January 2017 at Five Star Pool & Billiard. It will be a doubles competition with a handicap system.

**KL BAR RUN 2017**

The KL Bar Run 2017 will be held at Lake Gardens, Kuala Lumpur on 15 January 2017. Registration for the Run opened on 3 November 2016 and at the closing for registration on 16 December 2016 at 12:00 noon, 84 teams had registered.

**16<sup>TH</sup> KUALA LUMPUR-SELANGOR BAR GAMES**

The 16<sup>th</sup> Kuala Lumpur-Selangor Bar Games is scheduled for 21 January 2017 with Selangor Bar playing hosts.

**Alwin Rajasurya**

Chairperson

Sports Committee











## YOUNG LAWYERS COMMITTEE

**Alex Anton Netto**  
Chairperson



The Young Lawyers Committee (“YLC”) continues to strive to create a platform for young lawyers to contribute back to the Bar.

The YLC sub-units were revamped and renamed sectors this term with focus not only on promoting the continued professional development of young lawyers in their practice but also providing opportunities to give back to society and strengthening ties with other professions.

It has been and will continue to be that members are always encouraged to come up with ideas for activities and given the liberty to run such activities.

The activities carried out for the year were:

### **SEMINAR ON CIVIL PROCEDURE**

This seminar was presented by Lai Chee Hoe on 20 January 2016 at the KL Bar Auditorium from 2:30 pm to 5:00 pm. The seminar was attended by 15 participants. The scope of the seminar was as follows: “How do we blend Messaging Applications in Pleadings” and “Summary Judgment Exercise (dealing with WhatsApp messages as part of the supporting documentary evidence)”.

### **SEMINAR ON DEFAMATION LAWS IN MALAYSIA**

This seminar was presented by Alwin Rajasurya on 19 February 2016 at the KL Bar Auditorium from 2:30 pm to 5:00 pm. The seminar was attended by 37 participants. The scope of the seminar was as follows: “What is a defamatory statement?”; “Libel and Slander”; “Innuendos”; “Publication”; “Damages”; and “Defences”.

### **SEMINAR ON PRACTITIONERS TOOLKIT FOR ENFORCING AND RESISTING ARBITRATION AWARDS**

This seminar was presented by Clinton Tan Kian Seng on 29 March 2016 at the KL Bar Auditorium from 2:00 pm to 3:30 pm. The seminar was attended by 11 participants. The scope of the seminar was as follows: “Guide Young Practitioners and In-House Legal Counsel through the Procedures and Legal Tests involved in enforcing and resisting Arbitration Awards”; “Comment on the practical considerations surrounding such Applications”; and “Discuss the common pit-falls in this area”.

### **SEMINAR ON THE FUNDAMENTALS OF COMPETITION LAW AND CASE STUDY ON THE MAS/AIRASIA CASE**

This seminar was presented by Wong Weng Yew and Nicole Leong on 30 March 2016 at the KL Bar Auditorium from 2:30 pm to 5:00 pm. The seminar was attended by 24 participants.

### **SEMINAR ON FIRM STARTUPS IN MALAYSIA - POSSIBLE PITFALLS AND EXPECTATIONS**

This seminar was presented by Lai Chee Hoe on 28 April 2016 at the KL Bar Auditorium from 2:30 pm to 5:00 pm. The seminar was attended by 21 participants. The scope of the seminar was as follows: “List down the Essential Metrics a Startup should measure against”; “Tell you whether you require a VC”; “Share with you the different stages of a Startup”; and “Reveal

#### **Deputy Chairs**

##### **- Community Outreach**

Vivek Sukumaran

#### **Deputy Co-Chair**

##### **- Young Professional Alliance**

Dinesh Muthal

Jesslyn Lim Wei –Lin

#### **Deputy Co-Chair**

##### **- Charity Night**

Rachel Tan Mei Chew

Aaron Mathews

Melissa Lim

Chen Yu Szen

Azad Bin Akbar Khan

#### **Deputy Chair**

##### **- Professional Growth Sector**

Kiattilin Somat

#### **NYLC Representative**

Donovan Lee Shyun Hyn

some useful tools to manage your Startups”.

#### **SEMINAR ON AN INTRODUCTION TO AVIATION LAW: CARRIER DUTIES UNDER CONTRACT AND TORT**

This seminar was presented by Mohd Azinuddin Abd Karim on 11 May 2016 at the KL Bar Auditorium from 2:30 pm to 5:00 pm. The seminar was attended by 19 participants. The scope of the seminar was as follows: “Introduction to Aviation Law in Malaysia and the relevant legal framework”; “Contractual obligations under the Civil Aviation Act 1969, the Civil Aviation Regulations 1996 and the Civil Aviation Conventions”; “Liabilities of the carrier under tort”; and “Case review”.

#### **SEMINAR ON AN INTRODUCTION TO FAMILY LAW**

This seminar was presented by Choo Dee Wei on 25 May 2016 at the KL Bar Auditorium from 2:30 pm to 5:00 pm. The seminar was attended by 27 participants. The scope of the seminar was as follows: “An overview of the Law Reform (Marriage and Divorce) Act 1976 and the Rules thereunder”; “Divorce - Single or Mutual?”; “Reasons for Divorce - Where is the Love?”; “Matrimonial Property - I Want HALF”; “Maintenance of Spouse - Show Me the Money”; and “Protection of Children - Daddy & Mummy, Please don’t Leave”.

#### **CHARITY GALA AUDITION @ BILIQUE BAR & LOUNGE**

The audition was held at Bilique Bar & Lounge on 28 June 2016 for the Charity Gala which was to be held on 5 August 2016 at Glasshouse @ Seputeh.

#### **SEMINAR ON THE FUNDAMENTALS OF INTELLECTUAL PROPERTY**

This seminar was presented by Eunice Chan Wei Lynn on 27 July 2016 at the KL Bar Auditorium from 2:30 pm to 5:00 pm. The seminar was attended by 36 participants. The scope of the seminar was as follows: “What is intellectual property and why is it important”; “Overview of the different types of intellectual property”; “Trade Marks”; “Patents”; “Copyright”; “Industrial Design”; “Confidential Information”; and “Recent case law on intellectual property”.

#### **SEMINAR ON THE LAWS OF BANKRUPTCY**

This seminar was presented by Conrad Francis Lopez on 3 August 2016 at the KL Bar Auditorium from 2:30 pm to 5:00 pm. The seminar was attended by 21 participants. The seminar covered the following topics: “Jurisdiction”; “Acts of Bankruptcy”; “Bankruptcy Notice”; “Interim Applications”; “Bankruptcy Petitions”; “Role of the Director General of Insolvency”; “Distribution of Assets”; and “Discharge”.

#### **CHARITY GALA**

The 12<sup>th</sup> consecutive “Charity Night” renamed “Charity Gala” was held on 5 August 2016 at Glasshouse @ Seputeh from 7:00 pm onwards, and featured performances by young lawyers competing to raise the most funds for charity. The money raised this year was in aid of National Autism Society of Malaysia (NASOM). NASOM is a non-profit, nationwide non-governmental welfare organisation which was formed in 1987 by a group of concerned parents and professionals. Currently, NASOM has established 19 centres around the whole country which provide a variety of programmes and it strives to provide a range of support services to assist people living with autism, especially children and their immediate family members.

We are proud to announce that a total of RM37,000 was raised in aid of NASOM. The money we were told would be channeled to their Transition to Adulthood programme. This is an amazing feat given the current economic downturn worldwide.

#### **VISIT TO PAWS**

The visit to PAWS Animal Welfare Society (PAWS) was held on 10 September 2016. Members of the Bar not only spent time with the animals at the shelter, they also helped to bathe and walk the dogs and clean the shelter area. Generous donors had also come forward to donate various items that were in PAWS’s wish list such as pet food, parasite removal products, laundry detergent, rubbish bags, etc. All the items were handed to PAWS during the visit.

#### **SEMINAR ON CLIENT MANAGEMENT**

This seminar was presented by Jamie Wong on 28 September 2016 at the KL Bar Auditorium from 2:30 pm to 5:00 pm. The seminar was attended by 13 participants. The seminar covered the following topics: “Knowing your Clients”; “Getting Ahead of Them”; “Promoting Strategic Thinking”; “Developing Essential Soft Skills”; and “Forging Long-Term Professional Relationship”.

#### **CHEQUE PRESENTATION TO NASOM**

On 22 October 2016, KLBC Chairman Ravin Singh and YLC Chairperson Alex Anton Netto presented the proceeds from the Charity Gala held on 5 August 2016 amounting to RM37,000 to NASOM (National Autism Society of Malaysia). Representing NASOM in receiving the cheque were Razlin Murat (Chief Executive) and Anne Subashini Sivananthan (Assistant Honorary Secretary).

### **VISIT TO THE PAEDIATRIC WARD AT HKL**

The members of YLC embarked on a visit to the paediatric unit of the Kuala Lumpur General Hospital (HKL) on 5 November 2016. The focus was on the little ones currently battling cancer. YLC was glad to have around 12 of its members present, equipped with Happy Meals from McDonalds, balloons and stuff toys to bring some much needed cheer to the children in the ward.

### **SEMINAR ON THE FUNDAMENTALS OF ADMIRALTY LAW IN MALAYSIA**

This seminar was presented by Trishelea Ann Sandosam on 9 November 2016 at the KL Bar Auditorium from 3:00 pm to 5:30 pm. The seminar was attended by 18 participants. The seminar covered the following topics: "Admiralty Jurisdiction"; "Ship Arrest as Security"; "Considerations before Arrest"; "Effect of Arrest"; "Security and Release"; "Maintenance of Ship during Arrest"; "Judicial sale of a Ship"; "Determination of Priorities"; and "Effect of Arbitration Clauses".

### **SEMINAR ON LEGAL DUE DILIGENCE: THE NECESSARY EVIL OF MERGER AND ACQUISITIONS**

This seminar was presented by Addy Herg on 2 December 2016 at the KL Bar Auditorium from 3:00 pm to 5:30 pm. The seminar was attended by 58 participants. The seminar covered the following topics: "Understanding the objectives"; "The various aspects of legal due diligence investigations"; "Connecting the dots"; "Legal analysis and legal opinion"; "The applicable law and legal documents"; "Risk management and documentation"; "Accomplishing the objective"; and "Updates and improvement".

### **VISIT TO RUMAH WAKE 1 ON 18 DECEMBER 2016**

Young lawyers gathered for a visit to Wake 1, a shelter for children who are neglected and abused. In the true spirit of Christmas, the young lawyers went with presents for all the 13 children in the home. Members of the Bar helped by donating basic necessities that were needed for the shelter.

### **UPCOMING EVENTS**

#### **Seminars and Workshops:**

<b>NO.</b>	<b>DATE &amp; TIME</b>	<b>PARTICULARS</b>	<b>SPEAKER(S)</b>
1.	15 February 2017 2:30 pm to 5:30 pm	Fundamentals of the Law of Crime	Manimegalai Gowindasamy Farhan Read
2.	29 March 2017 2:30 pm to 5:30 pm	Medical Negligence	Charlaine Adrienne Chin
3.	TBC	Corporate/Commercial	Daniel Joseph Albert

### **APPRECIATION**

These projects will continue to remain on the paper for which it is printed if we are without the strong and genuine interest as well as the enthusiasm of our members who continue to assist and work behind the scenes to get the projects running and going. The YLC Deputy Chairs and members have continued to be supportive and helpful.

Last but certainly not least, the Young Lawyers Committee is blessed with an able senior officer such as Melissa Dass who works tirelessly to see all our projects through.

#### **Alex Anton Netto**

Chairperson  
 Young Lawyers Committee





# BAR COUNCIL LEGAL AID CENTRE (KUALA LUMPUR)



**Abd Shukor Tokachil**  
Chairperson

## 1. REPORT OF MANAGEMENT PANEL

2016 is my 2<sup>nd</sup> term as the Chairman of the Bar Council Legal Aid Centre (Kuala Lumpur) ("KLLAC"). I am grateful for the trust and opportunity afforded to me. To be able to serve the people through KLLAC is a great contribution to the society. It is my personal corporate social responsibility that I believe each lawyer must contribute despite ones' busy schedule.

2016 is indeed a challenging year for the Centre particularly with the issues relating to YBGK. Many issues that arose pertaining to YBGK took up most of our time. However, we in the KLLAC remain steadfast and committed to resolve any issues that may arise pertaining to YBGK. In fact, to date most of the issues, if not all, have been resolved.

I must say that the smooth running of the Centre is impossible without the presence of the officers and the staff. Their jobs have essentially made my duty as the Chairman of the Centre easy and less stressful. The day to day running of the programmes is successful because of these people.

I must also extend my heartfelt gratitude to the team i.e. the office bearers and committee members that constantly come up with ideas and programmes to be conducted by the Centre. Of course, the assistance of the pupils in chambers carrying out their compulsory legal aid duty is also important. Without them, many of the programmes of the Centre could not be implemented and materialised.

Last but not least, the very foundation of the Centre is to provide free legal advice and legal representation to those in need, without taking into consideration their religion, race and differences. This however is impossible without the assistance from all volunteer lawyers who without fear and favour and certainly, without being paid, are always willing to come to the Centre and assist the clients. To all of the people I have mentioned above, I must thank you from the very bottom of my heart.

I do hope and wish that the Centre will continue to provide free legal services to those people in need. I also hope that whoever the people behind the Centre, the Centre will continue to progress.

Thank you.

**Abd Shukor Tokachil**  
Chairperson  
Bar Council Legal Aid Centre (Kuala Lumpur)

**Honorary Secretary**  
Collin Arvind Andrew

**Assistant Honorary Secretary**  
Elaine Gan Peay Er

**Treasurer**  
Terrence Lee Ro Hui

**Panel Members**  
Ravi Nekoo  
Harleen Kaur  
Darren Teo Sze Hoong  
Gene Tan  
Joachim Francis Xavier  
Kenneth Koh Zhong Wey  
Samantha Chong Yin Xin  
Crystal Lee Yen Ru  
Mageswaran

**2. BAR COUNCIL LEGAL AID CENTRE KUALA LUMPUR (“KLLAC”)  
 ANNUAL REPORT JANUARY TO OCTOBER 2016**

**STATISTICS ON CLIENTS**

**A. KLLAC CLIENTS**

<b>A.</b>	<b>CLINIC/PROGRAMME</b>	<b>CLIENTS 2015 (JAN-DEC)</b>	<b>CLIENTS 2016 (JAN-OCT)</b>
1.	Sungai Buloh Remand (non-citizen)	65	3
2.	Kajang Women (non-citizen)	19	-
3.	Kajang Men (non-citizen)	1	1
4.	KLLAC Walk-In Clients	1977	1639
5.	Syariah Clinic	46	40
6.	KLLAC/SIS	424	346
7.	KLLAC/AWAM	233	352
8.	KLLAC/WAO	79	83
9.	KLLAC/Tenaganita	2100	4843
10.	KLLAC/UNHCR	2978	2632
	<b>Total</b>	<b>7929</b>	<b>9939</b>

**B. YBGK CLIENTS**

<b>B.</b>	<b>CLINIC/PROGRAMME</b>	<b>CLIENTS 2015 (JAN-DEC)</b>	<b>CLIENTS 2016 (JAN-OCT)</b>
1.	Sungai Buloh Remand (Citizen)	897	194
2.	Kajang Women (Citizen)	105	138
3.	Kajang Juvenile (Citizen)	373	360
4.	Kajang Men (Citizen)	9	7
5.	Juvenile Remand Home	135	13
6.	Dock Brief Programme	2322	1999
7.	YBGK Walk-In Clients	910	642
8.	Arrest	-	4
9.	Remand	16211	15165
10.	Bail	-	191
11.	Mitigation	-	610
	<b>Total</b>	<b>20962</b>	<b>19323</b>

**C. KLLAC + YBGK CLIENTS**

<b>C.</b>	<b>KLLAC &amp; YBGK CLIENT GRAND TOTAL</b>	<b>CLIENTS 2015 (JAN-DEC)</b>	<b>CLIENTS 2016 (JAN-OCT)</b>
1.	Sub Total KLLAC Clients	7929	9939
2.	Sub Total YBGK Clients	20962	19323
3.	<b>Grand Total KLLAC &amp; YBGK Client's</b>	<b>28891</b>	<b>29262</b>

**STATISTICS ON FILES**

		<b>AS AT DECEMBER 2015</b>			<b>AS AT OCTOBER 2016</b>		
	<b>Category</b>	<b>Opened</b>	<b>Assigned/ Settled</b>	<b>Unassigned</b>	<b>Opened</b>	<b>Assigned/ Settled</b>	<b>Unassigned</b>
<b>A</b>	<b>KLLAC Files</b>						
1	Criminal Files	1	1	-	4	4	-
2	KLLAC Employment Files	13	13	-	16	16	-
3	KLLAC Family Files	66	66	-	43	39	4
5	Syariah Files	2	2	-	1	1	-
6	MISC Files	-	-	-	1	1	-
	<b>Sub Total - KLLAC</b>	<b>82</b>	<b>82</b>	<b>-</b>	<b>65</b>	<b>61</b>	<b>4</b>

<b>B</b>	<b>YBGK FILES</b>	<b>AS AT DECEMBER 2015</b>			<b>AS AT OCTOBER 2016</b>		
	<b>Criminal – YBGK Files</b>	<b>Opened</b>	<b>Assigned/ Settled</b>	<b>Unassigned</b>	<b>Opened</b>	<b>Assigned/ Settled</b>	<b>Unassigned</b>
1	• YBGK KLLAC Walk in Files	164	161	3	163	166	-
	• YBGK Prisons Files	255	247	8	106	112	2
	• Court Letters	263	231	32	308	313	27
	<b>Sub Total - YBGK</b>	<b>682</b>	<b>639</b>	<b>43</b>	<b>577</b>	<b>591</b>	<b>29</b>

<b>C</b>	<b>KLLAC &amp; YBGK FILES</b>	<b>OPENED</b>	<b>ASSIGNED/ SETTLED</b>	<b>UNASSIGNED</b>	<b>OPENED</b>	<b>ASSIGNED/ SETTLED</b>	<b>UNASSIGNED</b>
1	Sub Total - KLLAC Files	82	82	-	65	61	4
2	Sub Total - YBGK Files	682	639	43	577	591	29
<b>3</b>	<b>Grand Total - KLLAC &amp; YBGK Files</b>	<b>764</b>	<b>721</b>	<b>43</b>	<b>642</b>	<b>652</b>	<b>33</b>



### **3. REPORT ON LEGAL AWARENESS PROGRAMME**

*Prepared by the Secretariat*

#### **Co-Project Head**

Joachim Francis Xavier

Kenneth Koh Zhong Wey

#### **Role and Importance**

The Legal Awareness Programme is one of the most significant programmes run by the KLLAC. It aims to provide understanding, awareness, and it prepares pupils for what is expected of them during their 14 days of legal aid duty. The programme also introduces the different clinics available at the KLLAC.

Given the generally low level of awareness of legal aid programmes amongst the rank of pupils, the Legal Awareness Programme serves as a launchpad to introduce pupils to the various legal aid programmes that are run and managed by the KLLAC. Each type of legal aid programme has features that are either subtly or substantially different, and it is through the orientation programme that pupils acquire an overview of the KLLAC's true scope of work.

#### **Goals/Purpose of the Programme**

The purpose of the Legal Awareness Programme is to increase the knowledge of the participating pupils and to create an understanding of what it means to be a responsible advocate and solicitor in society. It aims to expose pupils to the concepts of human rights, justice, and more importantly, the significance of being committed to aiding people with legal issues.

Legal aid is an undeniably necessary aspect of every modern community, as it is necessitated by core democratic values such as equal access to justice. Pupils, as young professionals on the path to becoming qualified lawyers, require exposure to legal aid so that they can cultivate an understanding of its importance as they mature.

#### **Activities**

As of 30 November 2016, the programme has been focusing on preparing pupils who are about to take part in legal aid duties. The sessions also cultivate the pupil's soft skills in handling clients.

In other words, knowledge and empathy are both required in order to successfully deal with clients. Being familiar enough with the law to be able to advise a client on how to resolve their legal issues is important, but equally vital is the ability to empathise with clients and understand their pain, vulnerabilities, worries and concerns.

#### **a) Orientation**

Eight sessions were held by committee members of the KLLAC to train pupils from Batches 87 to 90. The sessions utilised the participatory methodology, incorporating group dynamics, open discussions, human rights awareness, and input on the various programmes run by the KLLAC.

Since KLLAC caters to clients with various kinds of legal issues, it is important for pupils to apply the right methods of listening and advising client, not just as someone with legal knowledge, but also as a fellow human being.

The orientation sessions were facilitated by Kenneth Koh Zhong Wey and Joachim Francis Xavier, who have consistently received good reviews from the pupils.

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

Eight exit-evaluation sessions were held from Batch 86 to 89 for participants of the KLLAC programmes. The sessions were designed to convey appreciation for the help and input given by pupils and to provide an avenue for them to talk about their experiences throughout their 14 days of legal aid duty.

Given the increasing number of pupils each year, 2016 has been a very hectic year for the committee. The committee hopes its members will continue to show their support, commitment and dedication in the years to come.

After the exit-evaluation programme, it is hoped that the pupils will leave with a greater degree of understanding of the significance of the Legal Aid Programme. They are also given the opportunity to commit themselves and participate in the legal aid team as a fully qualified lawyer.

#### 4. REPORT ON DOCK BRIEF PROGRAMME

*Prepared by Secretariat*

##### **Co-Project Heads**

Collin Arvind Andrew

Darren Teo

##### **Introduction**

The Dock Brief Programme first started in 1989 at Jalan Raja Magistrates' Court. In the beginning, it started with two Courts and four pupils on duty. Now it covers 14 Courts with 75 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 related advices.

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

Until midyear 2016, the committee had:

1. Conducted four Dock Brief Training Programmes for the pupils from Batches 86, 87, 88 and 89. A total of 261 pupils attended the trainings.
2. Conducted four Mid Term Reviews for the pupils of this Programme.

##### **Statistics on the Number of Pupils per Batch**

<b>BATCH</b>	<b>86</b>	<b>87</b>	<b>88</b>	<b>89</b>
No. of Pupils	55	75	75	56

**Statistics**

As at 31 October 2016, the programme has provided legal representation to 1,957 clients in the Kuala Lumpur Criminal Magistrates Courts at Jalan Duta. The table below indicates the category of the cases handled by the pupils:-

MONTH	MITIGATIONS & REPRESENTATION	BAIL APPLICATION	ADVICE GIVEN/ POSTPONED	REMAND YBGK	OPEN APPEAL FILE	TOTAL
January	173	6	33			212
February	46	-	-			46
March	154	4	-			158
April	229	5	-			234
May	261	-	-			261
June	201	-	1			202
July	150	5	1			156
August	218	15	15			248
September	184	29	3			216
October	175	6	43			224
November						
December						
<b>Total</b>	<b>1,791</b>	<b>70</b>	<b>96</b>			<b>1,957</b>

**5. REPORT ON PRISONS PROGRAMME**

*Prepared by Secretariat*

**Project Head**

Ravi Nekoo

The Prisons Programme in 2016 consisted of the following:

1. Sungai Buloh Prison
2. Kajang Juvenile Prison
3. Kajang Women's Prison
4. Juvenile Remand Home

The Prisons programme was conducted by the Prisons Committee and was assisted by pupils who visited the prisons every other week to interview the prisoners and provide legal assistance that the prisoners needed.

In 2016, there have been two training sessions for pupils. The details of these training were as follows:

TRAINING DATE	BATCH	TRAINER	NUMBER OF PUPILS
17 March	Batch 87	Ravi Nekoo	20
10 June	Batch 88	Collin Andrew	20

Between the months of 1 January 2016 and 1 March 2016, the prisons programme was conducted as one of the programmes of the KLLAC. The Statistics for these months were as follows

NO	PRISON	NUMBER OF OKT	NUMBER OF VISITS
1.	Sungai Buloh Prison	134	8
2.	Kajang Juvenile Prison	103	9
3.	Kajang Women's Prison	72	9
4.	Juvenile Remand Home	23	2
	<b>Total</b>	<b>332</b>	<b>28</b>

In March 2016, after negotiations with Selangor LAC, the prisons programme was incorporated under the Yayasan Bantuan Guaman Kebangsaan ("YBGK") with some alterations to the programme.

As per the agreement reached between YBGK KL and YBGK Selangor that took effect on 1 March 2016, YBGK KL would carry out all interviews in Kajang Prisons while YBGK Selangor would carry out all interviews in Sungai Buloh Prison.

NO	PRISONS	NUMBER OF ACCUSED INTERVIEWED
1.	Sungai Buloh Prison	555
2.	Kajang Juvenile Prison	439
3.	Kajang Women's Prison	102
	<b>Grand Total</b>	<b>1096</b>

The statistics for the Prison Programme are based on the following conditions:

- a. The prisoner must be a Malaysian citizen
- b. The prisoner may also be a foreigner below the age of 18
- c. The prisoner must be earning an annual salary of RM 36,000 and below
- d. The prisoner must want legal aid.

The programme ended on 31 August 2016.

## 6. REPORT ON KLLAC WALK IN CLINIC

*Prepared by Secretariat*

### Project Head

Mageswaran Rajangom

***"THERE MAY BE TIMES WHEN WE ARE POWERLESS TO PREVENT INJUSTICE,  
BUT THERE MUST NEVER BE A TIME WHEN WE FAIL TO PROTEST."***

*Elie Wiesel*

### Introduction

The Legal Aid Walk-in Clinic is managed by the Secretariat of the KLLAC at the 2<sup>nd</sup> Floor of Wisma Hangsam. The Clinic establishes and maintains a practice in which prospective clients are initially interviewed by pupils-in-chambers who are carrying out their legal aid duties at the Clinic once a week over a period of three months. Approximately twenty-five pupils are stationed at the KLLAC at any one time during KLLAC's operating hours and serve as the 'front line' in understanding the factual matrix of the clients' legal issues.

Pupils are exposed to a variety of legal issues and are given various opportunities to interact with and assist members of the public on the legal recourses available to them. The pupils are supported by an experienced set of lawyers that are able to give advice over the telephone or in person to provide legal direction. At every juncture, however, each pupil is encouraged to think critically when faced with a legal issue at the KLLAC and in their legal career as a whole. The concept of critical thinking encompasses the idea that pupils should move beyond mere theoretical knowledge, and apply such knowledge towards a practitioner-oriented sense of legal problem-solving.

### **Core Principles and Objectives of the KLLAC**

An objective of the KLLAC is to encourage pupils and lawyers to realise their role and responsibilities, and their potential in making solid and valuable contributions to our society. Furthermore, through volunteering at the KLLAC, a sense of social obligation and an awareness for human rights, justice and the rule of law is fostered in the hope that an acute critical awareness and a keen understanding of society in general is developed. Consequentially, an apt understanding of the interplay of forces in the socio-legal system and the root problems that result in the shortfalls of our society can be attained. At the KLLAC, we believe that in order to tackle the problem, the first step is to first understand the issue.

The KLLAC exposes pupils to a myriad of clients from a host of different backgrounds. The pupils meet clients suffering from poverty, discrimination, and lack of access to justice. When pupils interview these clients, both parties see first-hand that the law can be a tool for redressing inequality and injustice. A broader principle of the KLLAC is to enable pupils to take away these skills and experience and apply them in practice, beyond the fourteen days compulsory legal aid period.

### **Preparing for Service: The Pupil's Training and Obligations**

Prior to commencing their first day of duty at the KLLAC, all pupils go through a mandatory training programme which is conducted by the KLLAC staff together with experienced practitioners familiar with the KLLAC. Pupils are briefed on the proper steps to conduct a "means test" (to determine if a prospective client qualifies for legal aid), and how to interview clients with the appropriate measure of etiquette and decorum, while at the same time capturing a full picture of the problems faced by the client.

During the training, volunteer lawyers share the experiences that they have gained throughout the programme, and in their respective practices, with the pupils. A key aim of teaching through experience is to arm pupils with soft interpersonal skills to help them deal with the various key players in the day-to-day business of the KLLAC, including the clients, the Court and public bodies such as the Royal Malaysia Police.

The KLLAC would also like to take this opportunity to extend its heartfelt gratitude and appreciation to those individuals who have taken the effort in dedicating their time and skill in assisting the KLLAC in achieving its goals, such as Mr Loh.

Finally, on the topic of volunteerism and community-oriented assistance, this year, an honourable mention must be given to Mr. Lih Yik Chang who has volunteered his time to the KLLAC totalling 50 hours of service as a fulfilment for his admission to the New York Bar. Mr. Chang's assistance at the centre as a practising lawyer has been much appreciated.

In addition, our volunteer lawyers had given a talk **ON ASTRO VILUTHUGAL 2016** to the general public in raising awareness about their basic human legal rights and the existence of the legal aid service which is readily accessible to the public. The volunteer lawyers, to name a few, are **KASTHURI, YOGES, ARUN KUMAR, MANIMEGALAI, MAGESWARAN and RAJESWERI**, all of whom took time out of their respective schedules to share their insights and experiences with the community. Aside from that, our volunteer lawyers **YOGES** and **MAGESWARAN** had also taken part in the Outreach Programme organised on 17 April 2016 (Sunday) in Klang together with the Klang Member of Parliament (MP). This programme served as a platform for them to educate the public on their legal rights

### **Strengths**

The strengths that emanate from the KLLAC lies in the spirit and principles that govern the programme itself. The KLLAC aims to provide free advice and representation to those who require such assistance without the need for payment, with the primary aim of serving our local community.

### **Weaknesses**

On a few occasions, there were clients coming to the KLLAC to seek advice, wherein the subject matter of the complaints did not fall within the scope of services provided by KLLAC. These were, to name a few, matters such as asylum seeking, debt collection, bankruptcy etc.

Another perennial problem faced by the KLLAC is the lack of volunteer lawyers on duty and this leads to a situation whereby the pupils have no one to approach for guidance when they need advice on the areas of law with which they are unfamiliar.

### **Conclusion**

In conclusion, we believe that the KLLAC Clinic is steering itself in the right direction and is able to appropriately fulfil its mandate towards the community. However, greater awareness and support from the legal community as a whole particularly with regard to participation from practising lawyers will assist the KLLAC in expanding its reach and services to the community we live in and cherish dearly.

## 7. REPORT ON KLLAC SYARIAH CLINIC

*Prepared by Secretariat*

### **Shariah Legal Clinic at a Glance**

Handled by pupils at the direction of proficient, adroit solicitors, the Syariah Legal Aid Clinic serves as a one-stop centre for the poor and the needy in obtaining impartial legal advice and/or representation for matters pertaining to Syariah.

The Syariah Legal Aid Clinic is housed at the Secretariat of the KLLAC and is open to members of the public on Mondays to Fridays from 10:00 am to 4:30 pm. Matters at this Syariah Legal Aid Clinic are handled by pupils, on the advice of experienced and seasoned lawyers.

### **Pre-Legal Advice: Preparing the Pupils**

It is a legal requirement for every pupil undergoing pupillage to engage in 14 days of compulsory legal aid duty, one programme of which is Syariah Legal Aid Clinic duty. A crucial thrust of preparing the pupils for their legal stint was to, as far as possible, acquaint them with the potential rigours they would be facing day-to-day while dealing with clients who had pressing problems. One of the methods used to attain this goal involved a role-play scenario for every subject matter of the law. The object of this training was to familiarise the pupils with real life experience.

The Syariah Legal Aid Clinic attends to Syariah criminal matters as well as civil matters.

<b>Pre-marital</b>	<ul style="list-style-type: none"> <li>• Wali Hakim</li> <li>• Wali Enggan</li> <li>• Pengesahan Nikah</li> <li>• Poligami</li> </ul>
<b>During Marriage</b>	<ul style="list-style-type: none"> <li>• Divorce including Fasakh, Ta'liq, Khuloq</li> <li>• Not to Divorce</li> </ul>
<b>Post-marital</b>	<ul style="list-style-type: none"> <li>• Hadhanah</li> <li>• Nafkah Eddah</li> <li>• Mutaah</li> <li>• Tunggakan Nafkah Anak</li> <li>• Harta Sepencarian</li> <li>• Pengesahan Nasab</li> </ul>

### **Problems faced in Syariah Legal Aid and Proposed Solutions**

While it is true that the Syariah Legal Aid service is relatively small compared to other services provided by the KLLAC, the reality is that the lack of publicity remains the primary cause of only a handful of Muslims coming to the Syariah Legal Aid Clinic. Another cause is the lack of manpower, with a low number of practising Syariah solicitors volunteering for Syariah Legal Aid.

There have been several programmes where the government has promoted legal literacy or awareness campaigns such as legal literacy events to create awareness of the various legal rights and remedies available under Syariah Law. Other potential promotional avenues available are organising camps, conducting lectures, holding interactive workshops on the forms of legal assistance provided under the Syariah Legal Aid programme.

**8. REPORT ON COMMUNITY LEGAL AID CLINIC**

*Prepared by: Genevieve Tan (Project Head)*

**Committee Members**

Preetam Kaur (Adviser)  
 Genevieve Tan Gaik May (Project Head)  
 Pramodini Nair (Alternate Head)  
 Kenny Wong  
 Shashi Devan  
 Mathew Lee  
 Kasthuri Krishnan

The year has been very gradual for the committee however the communities have taken upon themselves to run many legal sessions on their own and that is empowerment and achievements by this committee.

The activities were:-

NO	DATE	EVENTS	VENUE	NO OF PAX
1	08.03.2016	Meeting with PAMT	KLLAC	5
2	08.03.2016	Meeting with WAKE	KLLAC	4
3	11.03.2016	Talk on Sensitisation on TG by Nisha Ayub	KLLAC	18
4	19.05.2016	Legal Awareness JFS For Bukit Bintang Marginalised	Bukit Bintang	17
5	25.07.2016	Legal Awareness JFS For Marginalised	LoyarBurok	35

Hopefully with enough support from lawyers, the committee will strive towards law reform activities which are way pending for many years.

**9. REPORT ON KLLAC/AWAM/WAO/SIS CLINIC**

*Prepared by Secretariat*

**Project Head**

Harleen Kaur

The KLLAC works in partnership with, All Women's Action Society (AWAM), Women's Aid Organisation (WAO) and Sisters In Islam (SIS) to provide legal assistance to vulnerable group of women who need legal assistance. These organisations primarily deal with various issues affecting women such as domestic violence, divorce proceedings, child custody, etc. SIS is more focused towards issues affecting Muslim women while AWAM and WAO deal with issues affecting women regardless of their religion.

PROGRAMME	BATCH 86	BATCH 87	BATCH 88	BATCH 89
AWAM	6	6	6	6
WAO	3	3	3	2
SIS	4	4	4	3
<b>TOTAL</b>	<b>13</b>	<b>13</b>	<b>13</b>	<b>11</b>

Table 1: No of Pupils for Each Batch

A total of four batches of pupils were assigned to AWAM, WAO and SIS between January and October 2016. The number of pupils assigned to the various organisations is summarised in the table above.

AWAM was allocated the highest number of pupils followed by SIS and WAO. The number of pupils were allocated to the various NGO's according to the number of duty days as well as number of clients seen by the respective NGOs.

PROGRAMME	JAN	FEB	MAC	APRIL	MAY	JUNE	JULY	AUG	SEPT	OCT
AWAM	41	35	25	43	40	27	41	33	31	36
WAO	5	8	5	15	14	16	2	7	3	8
SIS	30	32	36	34	32	35	42	37	30	38

Table 2: Number of clients handled each month by each NGO

PROGRAMME	TOTAL CLIENTS
AWAM	352
WAO	83
SIS	346

Table 3: Total Number of Clients handled by each NGO from January to October 2016

AWAM handled highest number of clients (352 clients) followed by SIS (346) and WAO (83). The pupils provided legal advice to clients who walked in and called in to the NGO's office. They also assisted in conducting research on cases and development of law. The pupils' work was not confined to the office and occasionally they accompanied clients to police stations, immigration centres and hospitals.

The pupils had to undergo training before starting their duty with the respective NGOs. Pupils were introduced to their job scope and trained on laws which were relevant to their duty in the respective NGOs. During the 7<sup>th</sup> week of each batch, a Mid-Term Review was conducted where the pupils shared their experiences and also any shortcomings they faced during their legal aid duty. The representatives from each NGO also gave feedback regarding the performance of the pupils. Overall the pupils and NGO representatives were satisfied with KLLAC/AWAM/WAO/SIS Clinic.

## 10. REPORT ON TENAGANITA

*Prepared by Secretariat*

### Project Head

Harleen Kaur

Tenaganita is a non-governmental organisation which aims to protect migrants, refugees, women and children from exploitation, abuse, and human trafficking. The KLLAC works together with Tenaganita by providing pupils to Tenaganita.

Prior to their duty in Tenaganita, the pupils undergo a two-day training to equip themselves with the necessary skills for their duty in Tenaganita. The pupils are trained with relevant laws and other soft skills such as communication skills, interviewing and negotiation skills.

Four batches of pupils were allocated to Tenaganita from January to October 2016. Table 1 summarises the number of pupils allocated to Tenaganita for each batch. It could be seen during batch 89, there was a drop in the number of pupils assigned to Tenaganita. This was due to the fact the total number of pupils who signed up for legal aid duty during Batch 89 was less.

BATCH	86	87	88	89
Number of Pupils	20	25	25	15

Table 1: No of Pupils for Each Batch

MONTH	JAN	FEB	MAC	APRIL	MAY	JUNE	JULY	AUG	SEPT	OCT	TOTAL
No. of Clients	454	412	476	412	640	549	495	480	475	450	4843

Table 2: No of Clients Seen Each Month



From January till October 2016, Tenaganita handled about 4843 cases. The pupils handled variety of issues. They take on cases with different parties such as the police force, immigration department, labour office and the courts. The pupils are constantly monitored by case officers who guide and assist the pupils during their duty in Tenaganita. The pupils are also involved in documentation of cases which also involves compilation of all evidence and relevant documents to the case. They assist in drafting settlement agreements, letters, and police reports and follow up reports on the cases that they have handled. Overall, they play a proactive role in negotiating with employers, agents and government officials till the case is resolved.

During the 7<sup>th</sup> week of each batch, the pupils attend a mid-term review conducted at the KLLAC office. The pupils are given a chance to raise any issues they face during their duty and to suggest and make any improvements in regards to their duty in Tenaganita. This also serves as a platform for representatives from Tenaganita to give feedback to the pupils with regard to their duty in Tenaganita.

The pupils and Tenaganita have been very happy with this programme. Many pupils continue to volunteer and give assistance to Tenaganita even after their pupillage has ended.

## 11. REPORT ON UNITED NATIONS HIGH COMMISSIONER FOR REFUGEES (“UNHCR”)

*Prepared by Secretariat*

### Project Head

Harleen Kaur

United Nations High Commissioner for Refugees (UNHCR) is an agency of the United Nations which is mandated to support and protect refugees in Malaysia. UNHCR helps to register asylum seekers, determine their refugee status and find a host country to resettle the refugees.

The KLLAC assists UNHCR by providing pupils to UNHCR.

BATCH	87	88	89
No. of Pupils	20	20	20

Table 1: No. of Pupils for Each Batch

Three batches of pupils were assigned to UNHCR from May to October. There were no pupils assigned from January to April as KLLAC and UNHCR were negotiating the structure of the KLLAC-UNHCR clinic. The KLLAC-UNHCR clinic began in May 2016.

A total of 20 pupils were allocated to UNHCR during each batch.

MONTH	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	TOTAL
No. of Client	593	156	472	454	507	450	4295

Table 2: No of Clients Seen Each Month

A total of 4295 clients were assisted by the pupils between May to October 2016. Clients went to UNHCR with various problems such as marital problem, domestic violence, robbery, wrongful detention, UNHCR card being stolen, etc. The pupils interviewed the clients, recorded their findings and passed it to UNHCR officers for further action. Pupils also followed UNHCR officer to detention centres to seek release of refugees in detention centres.

The pupils underwent whole day training prior to the commencement of their duty in UNHCR. During the training, the pupils were trained on laws relating to refugees and migrants. They were also trained on other skills such as documentation and interviewing skill which were relevant for their duty in UNHCR. At the 7<sup>th</sup> week of each batch, the pupils had to attend a mid-term review where they gave feedback of their duty and any improvement which can be made to the KLLAC-UNHCR clinic. During the mid-term review, representatives from UNHCR also gave feedback to the pupils about their duty in UNHCR.

The KLLAC-UNHCR clinic was able to provide assistance to UNHCR in carrying out their daily work and also to provide insight to pupils of the problems faced by refugees in Malaysia.

## 12. REPORT ON ATTACHMENT PROGRAMME

*Prepared by Secretariat*

### **Project Head**

Abd Shukor Tokachil

The KLLAC Secretariat provides attachment opportunities for law students to participate in legal aid initiatives, serving as an avenue for these individuals to realise their capabilities as a prospective young lawyer in making a difference to the lives of those who are in need. Throughout the attachment period, attachment students are given the opportunity to participate in various programmes organised by the KLLAC such as:

- The KLLAC Clinic (where distressed clients are interviewed by pupils-in-chambers and give advice wherever applicable);
- Dock Brief Programme (where pupils-in-chambers conduct mitigation and bail applications for those who have pleaded guilty in criminal proceedings);
- Prisons Programme (where pupils-in-chambers conduct interviews with prisoners); and
- Non-Governmental Organisations (NGOs) such as the All Women's Society Malaysia ("AWAM"), Women's Aid Organisation ("WAO"), Sisters in Islam ("SIS"), United Nations High Commissioner for Refugees ("UNHCR"), Tenaganita and Pink Triangle Foundation (where pupils-in-chambers conduct and assist with interviews for less fortunate clients).

In addition to the programmes outlined above, attachment students are expected to be involved in the day-to-day management of the Legal Aid Centre and to attend various training sessions conducted by the KLLAC including being involved in preparation and research on a wide array of legal matters.

Attachment students have the option and opportunity to engage in the various programmes available, for durations ranging from a week up to two months. Upon completion of the attachment programme, each attachment student is awarded with a certificate from the KLLAC.

The involvement of attachment students is a vital aspect of legal training that cannot be understated. Law students are frequently given theoretical problems to address during their time at university, but are rarely able to put such learning into practice or see how the law is applied in reality. Participating in legal aid programmes provides them with a much needed bridge between student and practitioner. The importance of legal aid is also something that ought to be imprinted onto prospective lawyers as early as possible. By seeing first-hand the benefits of legal aid to the general public, the law students are given a solid impression of the public element of being a lawyer in Malaysia.

Listed below are the various educational institutions and law practices that have participated in the attachment programme in the 2016 year:

- University Malaya (UM);
- International Islamic University Malaysia (IIUM);
- Taylors University College;
- Zaid Ibrahim & Co;
- Skrine & Co;
- KDU College;
- SMK Damansara Damai;
- Albar & Partners.

**13. REPORT ON IT/PUBLICATIONS PROGRAMME**

*Prepared by Secretariat*

**Co-Project Heads**

Terrence Lee Ro Hui  
Elaine Gan

**Introduction**

As we are all aware, the current KLLAC website needs to be updated. Keeping in mind that the general public and pupils in chambers often visit the KLLAC website to obtain information, it is important for the website to provide initial information to KLLAC's website visitors in order for them to gauge initial idea and to obtain accurate information to assist them accordingly. In this regard, the IT/Publications committee had been set-up for the purpose of re-developing the current website. The committee worked closely to complete the transformation of the KLLAC website.

**KLLAC Website**

Important information such as the KLLAC's current contact information has been updated. The website now comes with a wholly new design incorporating the Malaysian Bar theme colours and it is designed to be more interactive.

We have also introduced new headings for public education, KLLAC and YBGK programmes and ongoing events. Pupils can download forms to register for their Legal Aid duties and lawyers can sign up to be KLLAC Volunteer Lawyers.

**Conclusion**

The IT/Publications committee is greatly honoured to present to you the new and improved KLLAC website. We sincerely thank all the people who are involved for their dedication and hard work in making this a reality.

**14. REPORT ON OUTREACH PROGRAMME**

*Prepared by Secretariat*

**Co-Project Heads**

Samantha Chong Yin Xin  
Crystel Lee Yen Ru  
Elaine Gan

The Community Education & Outreach Programme aims to provide legal empowerment and awareness to members of the public, NGOs, community leaders and marginalised groups as to their rights and duties.

**Activities**

On 28 February 2016, KOR Warga Kota, a non-governmental organisation (NGO) had invited KLLAC to conduct an outreach programme at Complex Community Wanita Kuala Lumpur, targeting lower income groups and single parents. Keong Ming Wai headed the project with fellow practitioners Elaine Gan, Choong Kak Sen, Baskaran Manikam, Ananthan Vijayakumar, Chan Yan Hui and Jeevanathan Angappan. The team had set up a booth from 10:00 am to 3:00 pm to provide free legal advice and to promote the state funded National Legal Aid Foundation (NLAF or Yayasan Bantuan Guaman Kebangsaan) to the programme participants.

This committee has received invitation from the Majlis Perbandaran Klang (MPK) to conduct a workshop on employment issues. The workshop was held on 4 December 2016. The programme will focus on middle working class where the topics that will be discussed are constructive dismissal, salary/leave deduction, and issues regarding SOCSO and EPF.

The refugees, undocumented migrants and asylum seekers in Malaysia constantly face regular arrests and raids by the law enforcement. Due to their precarious legal situation, they are very vulnerable to arbitrary arrests, searches, seizures and other forms of abuse. Thus, this committee will conduct an interactive community outreach programme on the topic of arrest and remand to Rohingya Refugee Community leaders. The programme will be held in Selayang on 11 December 2016 with the assistance of translators and local religious leaders. It aims to empower the community leaders with legal knowledge and to come out with a proper mechanism when there is a conflict with the enforcement bodies.

**15. REPORT ON YAYASAN BANTUAN GUAMAN KEBANGSAAN (“YBGK”)**

*Prepared by Secretariat*

**Introduction**

Since its inception in 2011, YBGK has provided free legal assistance to thousands of both Malaysian citizens and non-citizens below the age of 18 who were being remanded at police stations and also those who were charged in Court for various criminal offences. In order to be represented at trials and appeals, the client must have a salary of less than RM36,000 per year. The YBGK is facilitated by the Bar Council YBGK Steering Committee and supported by the Bar Council YBGK Secretariat located at the KLLAC. The existing Bar Council State Legal Aid Centres serve also as the offices of the YBGK.

In April 2016, there were issues on non-payment faced by YBGK which delayed the smooth running of the YBGK programme across Malaysia. However, as at October 2016, most of the issues, if not all, have been solved and the Secretariat is looking at ways to improve the YBGK programme in 2017.

**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 2016), YBGK lawyers from KLLAC have attended to 15,165 persons at Remand Courts. The lawyers have also assisted 701 persons who were charged, and needed assistance with mitigation and bail applications.

In addition, 642 criminal files have been opened and assigned to YBGK lawyers during the same period.

**YBGK Training for Lawyers**

In the year 2016, a total of four YBGK Trainings for Lawyers were carried out in both East and West Malaysia. The drop in the number of trainings conducted this year was due to payment issues faced by YBGK. The introduction of assessment test to the YBGK Training had proven to be effective as only lawyers who are keen on YBGK programme sign up for the training and pass the test. These lawyers will later be registered as qualified YBGK lawyers. The Part 3 of the YBGK Training which consists of criminal defence advocacy has also been extended to two days training with more intensive training, interactions and group presentations.

**Audit**

The Audit Committee did not conduct any audit on YBGK lawyers for the year 2016. However, an Audit Training was conducted to increase the pool of auditors. Two senior lawyers were chosen from each State LAC to attend the training that took place at the Bar Council Auditorium. A total of 16 participants attended the training and they had to sit for an assessment test in order to be a qualified Auditor.

**YBGK Pupils Programme**

Due to the extensive scope and educational experience provided by the YBGK programme, the KLLAC introduced YBGK pupils Programme in 2013. Under this programme, 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 to 20 pupils. The pupils are briefed about YBGK and trained in criminal law and procedure.

**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 KLRCA in terms of registration of YBGK lawyers, the checking of claims and payments to lawyers and the implementation of standard operating procedures.

**Conclusion**

The YBGK programme officially commenced on 2 April 2012 and has been in operation for about four and a half years and it is an ongoing developing project. From a situation where 80% of people were not represented in Magistrates Courts, today thousands of people facing criminal proceedings daily in Kuala Lumpur and other States are assisted by the YBGK Programme.

Overall, YBGK has brought significant shift to the Criminal Legal System. It provides a comprehensive and sustainable legal aid programme for those in the criminal justice system.

# LAPORAN Pengerusi

## A. PENGENALAN

Ianya adalah satu penghormatan bagi saya berkhidmat sebagai Ahli Jawatankuasa Bar Kuala Lumpur ("KLBC") selama enam tahun dan bagi dua penggal lepas sebagai Pengerusi dan saya sesungguhnya percaya bahawa ahli-ahli KLBC telah melaksanakan tugas dengan jujur, bersungguh-sungguh dan penuh tanggungjawab.

## B. SETIAUSAHA KEHORMAT DAN AHLI-AHLI YANG DILANTIK

Dalam mesyuarat pertama pada 2 Mac 2016, KLBC telah melantik Goh Siu Lin sebagai Setiausaha Kehormat. KLBC juga melantik Abd Shukor Tokachil dan Lim Chi Chau sebagai ahli-ahli KLBC di bawah Seksyen 73(vii) Akta Profesion Undang-Undang 1976.

## C. AKTIVITI-AKTIVITI KLBC

### i) Laporan Aktiviti-aktiviti Bulanan dan Penyampaian Maklumat kepada ahli-ahli

KLBC terus memaklumkan ahli-ahli mengenai aktiviti-aktivitinya melalui laporan aktiviti-aktiviti bulanan yang dimuat naik ke Blog Bar KL. Ia juga terus mengekalkan penggunaan Twitter dan Facebook sebagai saluran tambahan untuk menyampaikan maklumat kepada ahli-ahli selain dari e-makluman yang biasa.

### ii) Perjumpaan Tahunan antara KLBC dan Jawatankuasa Bar Selangor ("SBC")

Dihoskan oleh KLBC pada penggal ini, perjumpaan tahunan antara KLBC dan SBC telah diadakan pada 22 Julai 2016 di Bilik Presiden, Kelab Diraja Selangor, Dataran Merdeka. Perjumpaan Tahunan ini adalah untuk pemegang jawatan KLBC dan SBC bagi penggal baru untuk mengenali antara satu sama lain dan untuk membincangkan bagaimana untuk bekerja sama untuk memenuhi keperluan ahli-ahli kedua-dua Bar Kuala Lumpur and Bar Selangor. Seperti sebelum ini, perjumpaan ini pastinya mempertingkatkan dan mengukuhkan hubungan baik yang sedia ada antara KLBC dan SBC.

### iii) Makan Malam Penghargaan

Satu Majlis Makan Malam Penghargaan akan diadakan pada 17 Februari 2017 bagi semua ahli dan bukan ahli Bar yang telah meluangkan masa mereka untuk Bar Kuala Lumpur. Ahli-ahli ini telah menyumbang dengan memberi ceramah, moderator seminar/bengkel, mewakili KLBC semasa Upacara Penerimaan Masuk Peguambela dan Peguamcara, menjadi ahli-ahli jawatankuasa kecil dan memberikan apa-apa bentuk bantuan kepada KLBC.

### iv) Program Penajaan

Sebagai tanda penghargaan untuk tugas-tugas yang telah dilaksanakan bagi pihak Bar Kuala Lumpur oleh ahli-ahli jawatankuasa kecil KLBC dan bagi menyokong Persidangan Undang-Undang Antarabangsa Malaysia yang dianjurkan oleh Majlis Peguam, KLBC telah menaja 10 anggota jawatankuasa kecilnya untuk menghadiri persidangan tersebut yang telah diadakan pada 21 hingga 23 September 2016 di The Royale Chulan Kuala Lumpur.

KLBC juga telah menaja lima ahli-ahli muda untuk menghadiri Khemah Litigasi Strategik NYLC-MCCHR 2016 yang telah diadakan dari 18 hingga 21 Ogos 2016 di Avillion Resort, Port Dickson. Anjuran bersama oleh Jawatankuasa Kebangsaan Peguam Muda ("NYLC") dan Pusat bagi Perlembagaan dan Hak Asasi Manusia Malaysia ("MCCHR"), objektif khemah ini adalah untuk mengukuhkan keupayaan peguam untuk melaksanakan tindakan undang-undang yang berkepentingan awam untuk kemajuan hak asasi manusia.

### v) Forum Awam mengenai Cadangan Pindaan LPA: Ancaman serius kepada Kebebasan Bar Malaysia

KLBC dengan kerjasama Majlis Peguam menganjurkan Forum Awam pada 28 September 2016 untuk memaklumkan ahli-ahli Bar dan orang-orang awam, dan juga untuk mendapatkan maklum balas mereka, mengenai pindaan yang dicadangkan kepada Akta Profesion Undang-Undang ("LPA") oleh Kerajaan Malaysia yang merupakan satu ancaman yang serius kepada kebebasan Bar Malaysia.

**vi) Buka Puasa dengan Pelarian Muslim Rohingya dan Myanmar**

Dengan semangat bulan Ramadhan yang mulia, KLBC dan Persatuan Peguam Wanita bersama-sama menganjurkan acara Buka Puasa bersama 250 pelarian Muslim Rohingya dan Myanmar di MyWelfare Centre (Malaysian Humanitarian and Welfare Organisation), Selayang Baru pada 25 Jun 2016. Bersempena majlis tersebut, kami berjaya mengumpul dana sebanyak RM9,910 untuk Rainbow of Love, sekolah informal untuk kanak-kanak pelarian yang dikendalikan oleh MyWelfare.

**vii) Acara Lain-lain**

Selain mengambil bahagian dalam pelbagai acara yang dianjurkan oleh Majlis Peguam, KLBC juga telah mengambil bahagian dalam acara-acara berikut atas jemputan Badan-badan yang berkaitan:

- **Lembaga Kelayakan Profesion Undang-Undang**

Majlis Konvokesyen Peperiksaan Sijil Amalan Guaman pada 28 April 2016.

- **Institut Latihan Kehakiman dan Perundangan (ILKAP)**

ILKAP Speaker Series: Perspektif Peguam Negara terhadap Artikel 5 Perlembagaan Persekutuan dalam dunia tanpa sempadan mencabar ini pada 17 Oktober 2017.

**viii) Bilik Peguam di Kompleks Mahkamah Kuala Lumpur**

Dengan bantuan Jawatankuasa Teknologi Maklumat, KLBC telah melengkapkan Bilik Peguam dengan tiga unit komputer baru menggantikan yang lama. Bagi mereka yang mungkin tidak sedar, ahli-ahli dibenarkan untuk menggunakan komputer tanpa dikenakan bayaran untuk 20 minit pertama.

Kemudahan-kemudahan/perkhidmatan lain yang terdapat di dalam Bilik Peguam adalah MLJs dan buku teks terpilih, wifi, fotokopi, percetakan, faks, telefon, jubah, jaket, bibs, band, tali leher dan dispenser air. Antara kemudahan/perkhidmatan, ada yang boleh didapati dengan bayaran kadar yang dipaparkan di dalam Bilik Peguam.

**ix) Makluman Terkini berkenaan Kes Pengambilan Balik Tanah**

Sepertimana yang para ahli sedia maklum, KLBC dan Pusat Bantuan Guaman Majlis Peguam (Kuala Lumpur) ("KL LAC") telah memfailkan bantahan terhadap Pentadbir Tanah Wilayah Persekutuan Kuala Lumpur pada tahun 2014 berkenaan jumlah pampasan yang diberikan dan bantahan tersebut tidak berjaya diperingkat Mahkamah Tinggi.

KLBC dan KL LAC membawa perkara itu ke Mahkamah Rayuan dan Rayuan tersebut telah ditolak awal tahun ini dengan kos sebanyak RM10,000 yang diberikan kepada Responden. KLBC dan KL LAC telah memutuskan untuk tidak membuat rayuan kepada Mahkamah Persekutuan untuk mengelakkan risiko kos yang lebih tinggi sekiranya Mahkamah Persekutuan mengambil keputusan yang sama dengan Mahkamah Rayuan. Peguam kami telah diminta untuk berunding dengan Peguam Kanan Persekutuan sama ada mereka bersedia untuk menyetujui atau mengurangkan kos sebagai ganti rayuan. Peguam Kanan Persekutuan bagaimanapun memberitahu bahawa mereka tidak dapat berbuat demikian. Oleh itu, kami telah membayar kos sebanyak RM10,000 yang dikongsi bersama antara KLBC dan KL LAC.

**x) Mesyuarat-Mesyuarat KLBC**

Sehingga 31 Disember 2016, KLBC telah bermesyuarat 10 kali dan kehadiran setiap ahli adalah seperti berikut:

Ravinder Singh Dhaliwal (Ravin)	-	9
Goh Siu Lin	-	9
Mohd Amir Sharil Bahari bin Md Noor (Amir Bahari)	-	8
Harleen Kaur (Leena)	-	8[1]
Foong Cheng Leong	-	10
Khaizan Sharizad binti Ab Razak (Sherrie)	-	8
Alex Anton Netto	-	6
Shashi Devan Thalmalingam	-	9[1]
Vinu Kamalanathan	-	6
Jacky Loi Yap Loong	-	5
Alwin Rajasurya	-	9
Abd Shukor Tokachil	-	4
Lim Chi Chau	-	7

[1] Tidak hadir pada satu ketika disebabkan oleh aktiviti Majlis Peguam/KLBC.

Jeremiah R Gurusamy, wakil Bar Kuala Lumpur ke Majlis Peguam, telah dijemput untuk menghadiri mesyuarat KLBC sebagai pemerhati dan juga untuk melaporkan kepada Majlis Peguam tentang perkara-perkara yang berkaitan apakala penting dan perlu. Beliau telah menghadiri lima mesyuarat dan bekerja rapat dengan KLBC.

**xi) Kewangan, Yuran dan Pendapatan Bukan Yuran**

Kedudukan kewangan KLBC kekal sihat dan stabil dengan sejumlah RM1,806,843 dalam Simpanan Tetap. Kedudukan kewangan terperinci dinyatakan dalam Akaun Teraudit yang telah diaudit berakhir 31 Disember 2016.

Yuran bagi tahun 2016 telah ditetapkan pada RM125 di Mesyuarat Agung Tahunan yang lepas pada 25 Februari 2016. Pada penutupan tahun kewangan KLBC pada 31 Disember 2016, terdapat 160 orang ahli yang masih belum menjelaskan yuran mereka bagi tahun 2016.

Penggal ini, KLBC berjaya menjana sebanyak RM127,150 dari tajaan-tajaan, pengiklanan di laman sesawang dan surat berita, seminar-seminar dan ceramah-ceramah anjuran PDC dan jawatankuasa-jawatankuasa kecil yang lain.

**D. JAWATANKUASA-JAWATANKUASA KECIL**

12 jawatankuasa-jawatankuasa kecil telah ditubuhkan untuk bagi memudahkan penganjuran pelbagai aktiviti-aktiviti KLBC dan untuk memenuhi keperluan ahli-ahli.

12 jawatankuasa kecil dan para pengerusi mereka adalah:

- i) Jawatankuasa Amalan Sivil**  
Harleen Kaur (Leena)
- ii) Jawatankuasa Amalan Korporat dan Konveyansing**  
Jacky Loi Yap Loong
- iii) Jawatankuasa Amalan Jenayah**  
Shashi Devan Thalmalingam
- iv) Jawatankuasa Alam Sekitar**  
Mohd Amir Sharil Bahari bin Md Noor (Amir Bahari)
- v) Jawatankuasa Teknologi Maklumat**  
Foong Cheng Leong
- vi) Jawatankuasa Pembangunan Profesional**  
Goh Siu Lin



- vii) Jawatankuasa Penerbitan**  
Khaizan Sharizad binti Ab Razak (Sherrie)
- viii) Jawatankuasa Pelatih Dalam Kamar**  
Vinu Kamalananthan
- ix) Jawatankuasa Sosial, Kesenian dan Rekreasi**  
Lim Chi Chau
- x) Jawatankuasa Sukan**  
Alwin Rajasurya
- xi) Jawatankuasa Peguam Muda**  
Alex Anton Netto
- xii) Bantuan Guaman**  
Abd Shukor Tokachil

Laporan-laporan jawatankuasa kecil yang disertakan merupakan gambaran aktiviti-aktiviti yang dilaksanakan oleh jawatankuasa-jawatankuasa kecil. Laporan terperinci aktiviti-aktiviti terdapat dalam laporan jawatankuasa-jawatankuasa kecil masing-masing tetapi berikut adalah beberapa aktiviti yang layak diketengahkan:

- **Cadangan untuk membina tempat letak kereta bertingkat di dalam kawasan Kompleks Mahkamah Kuala Lumpur**  
Walaupun tidak ada keputusan muktamad lagi, Jawatankuasa Amalan Sivil perlu dipuji kerana usaha berterusan dengan pihak berkuasa berkaitan cadangan untuk membina tempat letak kereta bertingkat bagi mengatasi masalah tempat letak kereta di Kompleks Mahkamah Kuala Lumpur.  
  
Saya percaya bahawa Harleen telah berusaha secara berterusan berkenaan perkara ini. Walaupun kita telah memasuki penggal baru bagi Jawatankuasa, saya amat berharap bahawa Harleen akan terus berusaha untuk membuat cadangan ini menjadi realiti kerana dalam tempoh lapan tahun saya berkhidmat dalam KLBC, ini merupakan satu-satunya penyelesaian jangka panjang masalah-masalah kesesakan tempat letak kereta di Mahkamah Kuala Lumpur.
- **Bengkel Praktikal Amalan Konveyansing**  
Jawatankuasa Amalan Korporat dan Konveyansing telah sekali lagi berjaya menganjurkan Bengkel Praktikal Amalan Konveyansing Dua-Hari dipenggal ini. Mereka telah berjaya mengadakan bengkel yang sama semenjak dua penggal lepas. Tahniah atas pelaksanaan tugas dengan cemerlang.
- **Manual Praktikal bagi Urusniaga di Pejabat Tanah Wilayah Persekutuan Kuala Lumpur**  
Jawatankuasa Amalan Korporat dan Konveyansing juga harus dipuji kerana mendorong inisiatif ini (bermula di penggal lalu) kepada Pejabat Tanah Wilayah Persekutuan Kuala Lumpur ("WLO"). Manual praktikal adalah untuk memastikan ahli-ahli dimaklum tentang sebarang perubahan semasa yang dilaksanakan oleh WLO terutamanya berkaitan prosedur dan keperluan untuk pendaftaran urusniaga di WLO.
- **Kitar Semula untuk KL LAC**  
Selain mewujudkan kesedaran alam sekitar di kalangan ahli-ahli dengan mengeluarkan Tip-tip Alam Sekitar Bulanan, Jawatankuasa Alam Sekitar juga perlu dipuji kerana memulakan satu projek Kitar Semula untuk KL LAC bagi menggalakkan firma-firma untuk mengitar semula kertas terpakai dan/atau surat khabar lama mereka dan pada masa yang sama mengumpul dana bagi KL LAC.
- **Laman Sesawang baru dan Aplikasi Mobil Bar KL ("KL Bar App")**  
Setelah mengharungi pelbagai masalah yang dihadapi dalam membina laman sesawang Bar KL yang menyaksikan pemaju laman dipecah, laman sesawang Bar KL kini sedang dibina oleh pembina KL Bar App dan akan siap awal tahun hadapan. KL Bar App juga dibina seiring dengan laman sesawang Bar KL baru dan akan sedia untuk dilancarkan di Mesyuarat Agung Tahunan Bar Kuala Lumpur yang akan datang.

- **Program Pembangunan Profesional**  
Tahniah kepada Jawatankuasa Pembangunan Profesional untuk satu lagi tempoh yang berjaya dengan pelbagai program pembangunan profesional yang dianjurkan meliputi pelbagai topik.
- **Malam Pelatih Dalam Kamar**  
Dengan objektif untuk mewujudkan satu platform bagi pelatih dalam kamar untuk berinteraksi antara satu sama lain dan pada masa yang sama beramah mesra dengan peguam-peguam yang bersedia untuk berkongsi pengalaman mereka, Jawatankuasa Pelatih Dalam Kamar telah menganjurkan Malam Pelatih Dalam Kamar pada 27 Mei 2016 di Bilique Bangsar. Acara ini merupakan satu kejayaan dengan kehadiran lebih daripada 60 orang.
- **Pertandingan Golf Jemputan 2016 Bar KL**  
Kredit perlu diberikan kepada Jawatankuasa Sukan untuk menghidupkan semula Pertandingan Golf Jemputan Bar KL yang terakhir diadakan pada tahun 2005. Pertandingan ini telah diadakan di Bukit Jalil Golf & Country Resort pada 15 Julai 2016 dan telah menarik minat 44 orang peserta.
- **Sukan antara Bar-Bar Negeri 2016**  
Jawatankuasa Sukan berjaya mengumpulkan pasukan-pasukan untuk mengambil bahagian dalam semua tujuh acara di Sukan antara Bar-Bar Negeri yang diadakan di Melaka pada 6 Ogos 2016, dan telah berjaya memenangi lima daripada tujuh acara untuk menjadikan Bar Kuala Lumpur muncul sebagai Juara Keseluruhan.
- **Larian Bar KL 2017**  
Mengikuti acara sulung yang sangat berjaya pada tahun 2015 dan Larian Bar kedua telah diadakan pada 10 Januari 2016, Jawatankuasa Sukan akan menganjurkan Larian Bar KL ketiga pada 15 Januari 2017, juga di Taman Tasik Perdana. Pendaftaran untuk Larian telah dibuka pada 1 November 2016 dan ia mencecah sasaran 60 pasukan sebelum tarikh tutup pendaftaran.
- **Gala Amal 2016**  
Sekali lagi Jawatankuasa Peguam Muda harus dipuji kerana menjayakan satu lagi Malam Amal yang dinamakan semula sebagai Gala Amal menjana berjumlah RM37,000 untuk Persatuan Kebangsaan Autisme Malaysia (NASOM).
- **Projek-projek Komuniti**  
Satu lagi usaha murni oleh Jawatankuasa Peguam Muda yang patut dipuji - mereka melawat (i) PAWS Animal Welfare Society pada 10 September 2016 untuk meluangkan masa dengan haiwan di tempat perlindungan; (ii) Unit Pediatrik di Hospital Kuala Lumpur pada 5 November 2016 untuk membawa kegembiraan yang amat diperlukan untuk kanak-kanak di wad kanser; dan (iii) Rumah Wake 1, rumah perlindungan kanak-kanak yang terpinggir dan didera pada 18 Disember 2016 untuk menyebarkan kegembiraan Krismas kepada kanak-kanak di situ.

#### **E. OBITUARI**

KLBC dengan rasa dukacita merakamkan ahli-ahli Bar Kuala Lumpur yang telah meninggal dunia dalam tahun 2016:

Paramanathan s/o Kathegasu pada 8 Januari 2016  
 Chin Choon @ Chin Tee Fut pada 16 Februari 2016  
 Mohamed Razif bin Tan Sri Abdul Aziz Yeop pada 28 Mac 2016  
 Wong Sai Fong pada 19 Mei 2016  
 Moghan a/l Muthiah pada 23 Mei 2016  
 Hew Kuen Yee pada 2 Ogos 2016  
 Venu Nair pada 12 Ogos 2016  
 Fatimah binti Hj Sulaiman pada 27 September 2016  
 Hor Sweet Mui pada 10 Oktober 2016  
 Chandra Kumaran pada 18 Oktober 2016  
 Zulkafli bin Abd Hamid pada 23 Okt 2016  
 Mohamed Ismail bin Mohamed Shariff pada 5 November 2016

Istiadat Reference untuk menghormati dan memperingati ahli-ahli tersenarai di atas dan Mohd Daud bin Mohd Nor dan Sothinathan Kanagasingam yang meninggal pada 11 Oktober 2015 dan 24 Oktober 2015 akan diadakan pada 16 Februari 2017 jam 9:00 pagi di Mahkamah Tinggi Kuala Lumpur. Istiadat Reference ini akan diadakan dihadapan Y.A. Datuk Hanipah binti Farikullah.

#### **F. SEKRETARIAT**

Sekretariat menyokong tugas-tugas KLBC dan jawatankuasa-jawatankuasa kecilnya. Kecuali Bantuan Guaman yang mempunyai kakitangan sendiri, projek-projek dan aktiviti-aktiviti 11 jawatankuasa kecil yang lain telah diselaraskan dan diuruskan oleh kakitangan Sekretariat. Dengan kekuatan hanya 11 orang, kakitangan Sekretariat telah bekerja tanpa mengenal penat lelah sepanjang tahun untuk memastikan kelancaran urusan di Sekretariat dan Bilik Peguam dan bahawa semua projek-projek dan aktiviti-aktiviti dilaksanakan dengan jayanya di samping melaksanakan fungsi-fungsi tetap yang lain seperti menyimpan rekod bagi prosiding mesyuarat, memproses Petisyen Kemasukan ke Bar, mengumpul yuran tahunan, menguruskan akaun, pendaftaran ahli, laman sesawang dan media sosial Bar Kuala Lumpur yang lain, melayani pertanyaan daripada ahli-ahli Bar, pelatih pelatih dalam kamar dan orang ramai, ianya antara beberapa tugas mereka.

Pada tahun ini, dua orang kakitangan menerima anugerah perkhidmatan lama - Rosilawati Ibrahim, Pegawai Keahlian yang telah berkhidmat dengan KLBC selama 20 tahun dan Melissa Dass, Penolong Pengarah Kanan, 10 tahun.

Seperti biasa, kakitangan Sekretariat bekerja rapat dengan KLBC dalam usaha untuk memberi khidmat yang lebih baik kepada 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.

Walaupun kami telah bernasib baik kerana mempunyai sekumpulan kakitangan yang setia dan berdedikasi, majoriti daripada mereka telah berkhidmat dengan KLBC selama bertahun-tahun, terdapat dua insiden malang tahun ini. Dua orang kakitangan didapati telah menyalahgunakan dana KLBC. Persetujuan telah dicapai semasa mesyuarat Bulanan KLBC bahawa KLBC akan mencuba untuk mendapatkan kembali wang yang disalahgunakan sebelum membuat apa-apa laporan polis terhadap kakitangan yang pertama. Akhirnya beliau membuat restitusi penuh wang yang telah disalahgunakan berjumlah RM7,990 dan seterusnya laporan polis telah dibuat. Berhubung dengan kakitangan yang satu lagi, tindakan yang sewajarnya telah diambil untuk mendapatkan kembali wang berjumlah RM1,470 dan laporan polis juga telah dibuat.

#### **G. PENGIKTIRAFAN DAN KESIMPULAN**

Saya mengambil kesempatan ini secara peribadi untuk mengucapkan terima kasih kepada semua ahli-ahli KLBC dan ahli-ahli yang dilantik kerana memberi segalanya. Walaupun saya berkemungkinan besar tidak akan berada di dalam Jawatankuasa yang akan datang, saya ingin mengucapkan selamat maju jaya dengan pilihan raya anda dan saya tidak sabar untuk bekerjasama dengan anda semua di Bar.

Ia bukan rahsia bahawa saya telah sentiasa menegaskan bahawa Sekretariat Kuala Lumpur Bar merupakan tulang belakang kepada Bar Negeri kami. Mary Tan (Pengarah Eksekutif) dan pasukannya sentiasa mengekalkan keberkesanan, kegigihan dan dedikasi mereka kepada Bar tahun demi tahun. Kepada Mary dan pasukannya, ia merupakan satu penghargaan bekerja dengan anda semua. Saya juga perlu menyebut bahawa Mary Tan sudah hampir untuk bersara pada penggal hadapan. Saya berharap Jawatankuasa penggal depan akan bersetuju dengan saya dan menyakinkan Mary untuk terus berkhidmat untuk beberapa tahun lagi memandangkan beliau terlalu sukar untuk diganti.

Wakil Bar Kuala Lumpur ke Majlis Peguam, Jeremiah Gurusamy dan Setiausaha Kehormat KLBC, Goh Siu Lin kedua-duanya boleh diharapkan dan telah banyak memberi sokongan kepada saya secara peribadi dan juga kepada KLBC sepanjang tahun ini. Saya mengakui bahawa pandangan dan kebijaksanaan mereka menjadi aset utama kepada KLBC.

Akhir sekali, kepada ahli-ahli Bar Kuala Lumpur, kami mengucapkan terima kasih kerana meletakkan kepercayaan anda terhadap kami untuk berkhidmat untuk Bar. Saya berharap bahawa kami telah melaksanakan setiap jangkauan tugas. Terima kasih atas sokongan semua.

#### **Ravin Singh**

Pengerusi

Jawatankuasa Bar Kuala Lumpur 2016/17

## JAWATANKUASA AMALAN SIVIL

Jawatankuasa Amalan Sivil (“CvPC”) meneruskan matlamatnya untuk menyelesaikan isu-isu kehakiman dan pentadbiran yang dihadapi oleh ahli-ahli Bar Kuala Lumpur.

### **MESYUARAT BERSAMA BAHAGIAN PENTADBIRAN MAHKAMAH KUALA LUMPUR**

Mesyuarat tersebut telah diadakan pada 6 Mei 2016 di Mahkamah Kuala Lumpur dan dihadiri oleh Pengarah Mahkamah Kuala Lumpur, Hakim-hakim Penyelia dan juga Pendaftar-pendaftar yang bertanggungjawab bagi pelbagai Bahagian. Jawatankuasa Bar Kuala Lumpur telah diwakili oleh Pengerusinya Ravin Singh, Pengerusi CvPC Harleen Kaur, dan Pengerusi Jawatankuasa Sukan Alwin Rajasurya. Ringkasan isu yang dibincangkan telah diedarkan kepada ahli-ahli melalui e-berita pada 1 Jun 2016 dan boleh diakses di laman sesawang Bar KL di bawah tajuk Notis Pekeliling.

### **CADANGAN MEMBINA TEMPAT LETAK KERETA BERTINGKAT DI KOMPLEKS MAHKAMAH KUALA LUMPUR**

CvPC memutuskan untuk meneruskan cadangan ini selepas perbincangan panjang lebar berkaitan tempat letak kereta yang tidak mencukupi dan masalah yang berkaitan dengan tempat letak kereta di Kompleks Mahkamah Kuala Lumpur. Dengan persetujuan pihak Pentadbiran Mahkamah-Mahkamah Kuala Lumpur semasa mesyuarat pada bulan Mei 2016, CvPC berjaya menemui kontraktor yang bereputasi yang bersedia untuk melakukan pemeriksaan tapak dan menyediakan cadangan untuk pembinaan tempat letak kereta bertingkat tersebut. Walau bagaimanapun pada 21 Julai 2016, Pentadbiran Mahkamah-Mahkamah Kuala Lumpur memaklumkan bahawa Pejabat Ketua Pendaftar telah menolak cadangan tersebut dan oleh itu pemeriksaan tapak telah dibatalkan.

CvPC kemudiannya menulis kepada Bahagian Hal Ehwal Undang-Undang (“BHEUU”) bagi mengadakan satu mesyuarat untuk membincangkan cadangan kami dan BHEUU telah menjawab bahawa mereka terbuka untuk mempertimbangkan cadangan tersebut dan meminta maklumat tertentu yang tiada di pihak CvPC, tetapi ada di pihak Mahkamah Kuala Lumpur. CvPC kemudiannya menulis kepada Mahkamah Kuala Lumpur meminta Jawatankuasa Kerja Bersama ditubuhkan. Malangnya, sekali lagi, CvPC dimaklumkan bahawa tanpa persetujuan daripada Pejabat Ketua Pendaftar, Mahkamah tidak dapat membantu kami. Oleh itu, CvPC telah menulis surat kepada Pejabat Ketua Pendaftar dan akan terus berusaha berterusan sehingga berjaya.

### **LOG ADUAN**

Satu Log Aduan telah diwujudkan pada tahun 2015, untuk membolehkan penyimpanan rekod yang lebih baik dan untuk membantu CvPC di masa depan. Pada tahun 2015, CvPC menerima kira-kira 13 aduan berkenaan kira-kira 20 isu. CvPC berjaya menyelesaikan kira-kira 70% daripada aduan yang diterima. Untuk penggal semasa 2016 ini, CvPC telah menerima 33 aduan dan telah menyelesaikan/menutup 28 aduan-aduan tersebut. Oleh itu, CvPC dengan sukacitanya mengumumkan bahawa kami telah meningkatkan prestasi kami tahun ini dan kadar kejayaan kita adalah kira-kira 90%.

### **Pengerusi**

Harleen Kaur (Leena)

### **Ahli-ahli Jawatankuasa**

Aaron Mathews

Ajeet Kaur a/p Nika Singh

Caroline Goh Seow Siang

Chan Chun Lam

Goh An Nee

HR Dipendra

Harvinder Singh

Juliana Johari

Kenny Wong

Samreet Singh Sagoo

Srividhya Ganapathy

Soong Hou Ming

**KESIMPULAN DAN PENGHARGAAN**

Kami ingin merakamkan terima kasih dan penghargaan kepada ahli-ahli kerana bekerjasama dengan kami dan mempercayai kami dengan masalah-masalah mereka.

**Harleen Kaur (Leena)**

Pengerusi

Jawatankuasa Amalan Awam

# JAWATANKUASA AMALAN KORPORAT DAN KONVEYANSING

Jawatankuasa Amalan Korporat dan Konveyansing (“CCPC”) mengekalkan objektif utamanya untuk menyelesaikan masalah dan isu-isu yang dihadapi oleh pengamal korporat dan konveyansing dengan pelbagai pihak berkepentingan, termasuk agensi-agensi kerajaan yang berkaitan, walaupun untuk tahun ini CCPC telah memberi keutamaan kepada berhubung rapat dengan Pejabat Tanah Wilayah Persekutuan Kuala Lumpur (“WPKL”).

Sejak memegang jawatan, CCPC telah meminta dan menerima maklum balas daripada ahli-ahli mengenai isu-isu yang di hadapi oleh pengamal. CCPC juga telah menganjurkan seminar/bengkel menengahkan topik-topik yang memberi manfaat kepada pengamal korporat dan konveyansing dan telah memohon/menghadiri mesyuarat/perbincangan dengan pegawai-pegawai yang berkaitan dalam Pejabat Tanah WPKL.

CCPC telah menghadiri mesyuarat dan menganjurkan aktiviti-aktiviti berikut dalam penggal 2016/17:

## **MANUAL PRAKTIKAL UNTUK URUSNIAGA-URUSNIAGA DI PEJABAT TANAH WPKL**

Selepas beberapa perjumpaan dan perbincangan bersama pegawai-pegawai Pejabat Tanah WPKL, manual praktikal telah dimuktamadkan pada November 2016 dan ia akan dimuat naik ke laman sesawang Bar KL tidak lama lagi. Tujuan manual ini adalah untuk memastikan ahli-ahli kami mendapat maklumat terkini dari semasa ke semasa mengenai perubahan oleh Pejabat Tanah WPKL berhubung dengan prosedur dan keperluan untuk pendaftaran urus niaga di Pejabat Tanah WPKL. Manual ini juga di kaitkan dengan spesimen (contoh borang-borang yang telah diisi) yang disediakan oleh Pejabat Tanah WPKL.

## **MESYUARAT BERSAMA PEJABAT TANAH WPKL**

CCPC telah dijemput oleh Jawatankuasa Amalan Konveyansing Majlis Peguam untuk menghadiri mesyuarat dengan Pejabat Tanah WPKL pada 24 Oktober 2016. Mesyuarat membincangkan pindaan kepada Garis Panduan Pendaftaran Urusniaga Bukan Urusniaga PPTGWPKL. CCPC diwakili oleh Pengerusinya.

## **BENKEL PRAKTIKAL DUA-HARI BERKENAAN AMALAN KONVEYANSING**

Satu lagi bengkel telah kami anjurkan dengan jayanya pada 5 dan 6 April 2016 dengan ahli jawatankuasa kami sendiri sebagai fasilitator. Kami amat berbesar hati dan ingin mengucapkan terima kasih kepada ahli-ahli yang komited - Lee Peck Ha (Ketua Pasukan), R Yogeswari, Dennis Teoh, Susan Joseph, Nahzatul Ain binti Mohd Khalid, Chong Wai Kuan, Sarah binti Kambali, Daphne Lew Chah Yee dan Ow Hui Ching. Bengkel ini telah diadakan di Auditorium Bar KL dari jam 9:00 pagi hingga jam 5:00 petang dengan 24 peserta.

## **BENKEL BERKENAAN “ACTING FOR BANK FINANCING PURCHASE FROM DEVELOPER”**

Bengkel ini telah disampaikan oleh Lee Peck Ha, Nahzatul Ain dan Donny Kwa pada 31 Mei 2016 di Auditorium Bar KL pada jam 9:00 pagi hingga jam 5:00 petang. Seminar ini telah dihadiri oleh 19 peserta. Skop bengkel ini adalah seperti berikut: “Variations in Sub-Sale – SPAs”; “Banking Documents (Islamic Banking & Government Loans)”; dan “Risk Management, Rules of Bar Council and Aftermath Advice”.

### **Pengerusi**

Jacky Loi Yap Loong

### **Timbalan Pengerusi**

Ong June Siang

### **Ahli-ahli Jawatankuasa**

Chia Kim Meang

Chong Wai Kuan

Daphne Lew Chah Yee

Dennis Teoh

Donny Kwa

Kenny Wong

Lee Peck Ha

Nahzatul Ain binti Mohd Khalid

Ow Hui Ching

R. Yogeswari

S Wendy a/p Subramaniam

Sarah Kambali

Susan Joseph

Too Ji Voon

Yeo Heng Hau

**SEMINAR BERKENAAN “WILLS, PROBATE, LETTER OF ADMINISTRATION AND SMALL ESTATES DISTRIBUTION ACT 1958”**

Seminar ini telah disampaikan oleh Susan Joseph, Nahzatul Ain, Too Ji Voon dan Daphne Lew Chah Yee pada 2 Ogos 2016 di Auditorium Bar KL pada jam 10:00 pagi hingga jam 4:30 petang. Seminar ini telah dihadiri oleh 60 peserta.

**BENKEL BERKENAAN “ANTI-MONEY LAUNDERING IN MALAYSIA”**

Bengkel ini telah diadakan pada 15 November 2016 di Auditorium Bar KL dari jam 10:00 pagi hingga jam 5:30 petang. Ia telah dibentangkan oleh dua ahli Bar iaitu Krishna Dallumah dan Donny Kwa bersama-sama dengan tiga orang pegawai dari Perisikan Kewangan dan Jabatan Penguatkuasaan Bank Negara Malaysia, Tee Suat Hong, Ng Yin Siah dan Afiz Fazriz Azizi. Bengkel ini telah dihadiri oleh 39 peserta.

**AKTIVITI AKAN DATANG**

- Bengkel Praktikal Dua-Hari berkenaan Amalan Konveyansing  
Satu lagi bengkel dijadualkan pada 1 dan 2 Mac 2017.

**KESIMPULAN DAN PENGHARGAAN**

Saya mengucapkan terima kasih kepada semua atas masa dan sokongan yang diberikan oleh ahli-ahli kami untuk aktiviti-aktiviti CCPC sepanjang tempoh 2016/17 dan berharap bahawa kerja-kerja dan usaha yang dibuat oleh jawatankuasa saya menyelesaikan masalah yang dihadapi oleh ahli-ahli Bar Kuala Lumpur.

**Jacky Loi Yap Loong**

Pengerusi

Jawatankuasa Amalan Korporat dan Konveyansing

# JAWATANKUASA AMALAN JENAYAH

Jawatankuasa Jenayah Amalan ("CPC") meneruskan objektif utamanya untuk mengatasi isu-isu dan masalah-masalah yang dihadapi oleh pengamal undang-undang jenayah dengan agensi-agensinya yang berkaitan iaitu Badan Kehakiman, Jabatan Peguam Negara dan Polis.

## CADANGAN UNTUK PENGURUSAN KES PRA-PERBICARAAN

CPC telah mengambil tugas meminta Badan Kehakiman untuk membentuk suatu jawatankuasa kerja antara Badan Kehakiman, Jabatan Peguam Negara dan Jawatankuasa Bar Kuala Lumpur ("KLBC"). Jawatankuasa kerja ini adalah untuk memastikan prosedur pengurusan kes sebelum perbicaraan diikuti mengikut Kanun Tatacara Jenayah.

CPC telah menulis surat kepada Pendaftar Mahkamah Tinggi Kuala Lumpur mengenai isu ini dan telah diminta untuk menyediakan cadangan sebelum membentuk jawatankuasa kerja. Cadangan ini adalah dalam peringkat akhir dan akan dihantar kepada Badan Kehakiman tidak lama lagi.

## ADUAN

CPC hanya menerima dua aduan sepanjang penggal ini:

- Penyalahgunaan Monitor Televisyen di Bilik Saksi Mahkamah Tinggi Jenayah Kuala Lumpur**  
 CPC telah menulis kepada Hakim Pengurus menyatakan bahawa prosiding mahkamah boleh dilihat oleh saksi melalui monitor televisyen di bilik saksi. Monitor-monitor tersebut sepatutnya hanya di gunakan dalam prosiding yang melibatkan saksi kanak-kanak/kanak-kanak sebagaimana yang diperuntukkan di bawah Akta Keterangan Saksi Kanak-Kanak 2007 ("ECWA"). Hakim Pengurus telah memberi maklum balas dan mengucapkan terima kasih kepada kami kerana membangkitkan isu ini dan berjanji bahawa Mahkamah akan dimaklumkan untuk lebih berhati-hati dengan penggunaan monitor ini.
- Pelakuan seorang Pegawai Siasatan Polis**  
 Seorang peguam telah mengadu tentang kelakuan seorang Pegawai Siasatan yang gagal memaklumkan peguam yang dilantik berkenaan pendengaran anakguam beliau. CPC telah menulis surat kepada Ketua Pendakwa, Cawangan Kuala Lumpur ("AGC KL") meminta mesyuarat/perbincangan tiga-penjurua antara KLBC, AGC KL dan Polis untuk membincangkan isu ini. Setakat ini, CPC masih belum mendapat maklum balas daripada AGC KL.

## SEMINAR

CPC telah merancang untuk menganjurkan beberapa seminar bagi penggal ini tetapi di sebabkan keadaan yang tidak dijangka kebanyakan seminar ditangguhkan atau dibatalkan. Satu-satunya seminar yang dijadualkan untuk dilangsungkan pada penggal ini ialah:

- Seminar tentang Memahami Laporan Forensik**  
 Seminar ini akan disampaikan oleh Pakar Forensik Tempat Kejadian Jenayah, Amidon Anan, pada 11 Februari 2017 di Auditorium Bar KL.

## Pengerusi

Shashi Devan Thalmalingam

## Ahli-ahli Jawatankuasa

Cyrus Tiu Foo Woei

Jacky Loi Yap Loong

James F C Fong

Rajsurian Pillai

Sathyananthan a/l Sinnappan

Saha Deva Arunasalam

Shangkararanda a/l Kanan

## Pemerhati

Lee Teong Hooi

Muhammad Izwan bin Ishak

Shamsul Sulaiman

Shugan Raman

Zatil Ayuni binti Abd Wahab



#### **AKTIVITI-AKTIVITI YANG AKAN DATANG**

CPC akan menganjurkan dua lagi seminar pada awal tahun 2017:

- **Seminar tentang Pemalsuan (tulisan tangan)**  
Seminar ini akan disampaikan oleh seorang pakar tulisan tangan yang bernama Lim Yok Chaw.
- **Seminar/Taklimat Proses Parol**  
Unit Parol di bawah Jabatan Penjara akan menyampaikan seminar ini.

#### **KESIMPULAN DAN PENGHARGAAN**

Saya ingin mengucapkan terima kasih kepada ahli-ahli CPC atas dedikasi dan sumbangan mereka. Saya ingin melihat penyertaan dan maklum balas yang lebih besar daripada peguam muda. CPC hadir untuk meneliti aduan dan masalah yang dihadapi oleh pengamal-pengamal undang-undang jenayah. Kami mengalu-alukan komen dan cadangan daripada ahli-ahli untuk memperbaiki amalan undang-undang jenayah dalam bidang kuasa kami. CPC sedang mengkaji untuk mengadakan log aduan untuk merekodkan aduan-aduan dan memastikan tindakan susulan dan status kemas kini dimaklumkan kepada pengadu. CPC ingin mempunyai hubungan yang lebih erat antara pengamal undang-undang jenayah dan ahli-ahli CPC digalakkan untuk berhubung dengan rakan-rakan peguam secara langsung untuk mengumpul maklum balas.

Sekretariat Bar Kuala Lumpur telah tunggak kekuatan kami dan saya ingin mengucapkan terima kasih kepada Mary dan Yati atas sokongan dan bimbingan mereka yang berterusan.

Kepada Tuan Pengerusi dan ahli-ahli KLBC, saya mengucapkan terima kasih atas sokongan dan bimbingan yang tidak berbelah bahagi.

#### **Shashi Devan Thalmalingam**

Pengerusi

Jawatankuasa Amalan Jenayah

# JAWATANKUASA ALAM SEKITAR

Jawatankuasa Alam Sekitar ("EC") meneruskan penggal ini dengan objektif-objektif utamanya untuk:

- Mewujudkan kesedaran mengenai isu-isu alam sekitar di kalangan peguam dan orang awam;
- Melibatkan diri pihak berkepentingan mengenai isu-isu alam sekitar;
- Pendidikan dan latihan pengamal undang-undang mengenai isu-isu alam sekitar; dan
- Menganjurkan projek-projek komuniti dan kebudayaan yang berkaitan dengan alam sekitar.

## PERUTUSAN HARI BUMI

EC menghantar mesej kepada ahli-ahli sempena Hari Bumi pada 24 April 2016.

## TIP-TIP BULANAN ALAM SEKITAR

Untuk mewujudkan kesedaran di kalangan ahli-ahli Bar Kuala Lumpur, EC menyediakan poster-poster ringkas yang telah dihantar kepada ahli-ahli pada setiap bulan melalui e-surat berita KLBC. Tip-tip ini adalah perkara-perkara mudah harian yang mana seseorang harus lakukan untuk membantu mengurangkan kesan karbon peribadi kita. Tip-tip bulanan ini bermula pada Ogos 2016 dan EC berharap ia akan diteruskan.

## KITAR SEMULA UNTUK PUSAT BANTUAN GUAMAN MAJLIS PEGUAM (KUALA LUMPUR) ("KL LAC")

EC memulakan suatu projek "Kitar semula untuk KL LAC" yang bermula pada November 2016. Tujuan projek ini adalah untuk menggalakkan firma-firma guaman untuk mengitar semula kertas terpakai mereka dan/atau surat khabar lama dan pada masa yang sama mengumpul dana bagi KL LAC.

## KAJI SELIDIK ALAM SEKITAR

EC telah menghantar kaji selidik dalam bulan Disember untuk mendapatkan maklum balas daripada ahli-ahli mengenai isu-isu alam sekitar yang melibatkan kerja dan kesihatan mereka.

## SEMINAR MENGENAI RANGKA KERJA KELESTARIAN DARI PERSPEKTIF BURSA MALAYSIA

Seminar ini pada mulanya dijadualkan pada bulan Mei 2016 dan akan dibentangkan oleh penceramah dari Bursa Malaysia. Walau bagaimanapun, disebabkan keadaan yang tidak di jangka, ianya telah ditangguhkan dan kemudiannya dibatalkan. EC berharap seminar ini dapat dijadualkan semula pada tahun 2017.

## AKTIVITI-AKTIVITI AKAN DATANG

- *Nature Walk*
- Hari Keluarga ke FRIM

## KESIMPULAN DAN PENGHARGAAN

Saya ingin menyampaikan penghargaan yang ikhlas dan tulus ikhlas kepada ahli-ahli EC saya untuk idea-idea mereka dan sokongan dalam membuat jawatankuasa ini terlibat dan relevan dengan trend semasa.

Saya juga ingin mengucapkan terima kasih kepada Pengerusi KLBC dan semua ahli KLBC atas sokongan dan panduan mereka.

## Pengerusi

Amir Bahari

## Ahli-ahli Jawatankuasa

Hasrina binti Hakimi  
Nadzirahrahimah binti Rojikin  
Nahzatul Ain binti Mohd Khalid  
Nur Aini Atiqah binti Abdul Aziz  
Nurul Fadzlinda binti Ibrahim  
Yeo Heng Hau

## Pemerhati

Nor Alyshia Daud  
Nur-Ezzah  
Yao Bing Yew

Terima kasih khas kepada Sekretariat Bar Kuala Lumpur iaitu Mary Tan, Norhayati Rahmad, Melissa Dass dan kakitangan yang lain secara kolektif atas semua kerja keras, komitmen dan panduan mereka selama tempoh ini.

**Amir Bahari**

Pengerusi

Jawatankuasa alam Sekitar

# JAWATANKUASA TEKNOLOGI MAKLUMAT

Jawatankuasa Teknologi Maklumat ("ITC") telah meneruskan usaha dalam mereformasikan dan membuat perubahan dalam rangka kerja teknologi maklumat Bar Kuala Lumpur ("KL Bar"). Blog KL Bar ([www.klbar.blogspot.com](http://www.klbar.blogspot.com)) telah digunakan secara aktif untuk memuat naik laporan-laporan aktiviti bulanan dan laporan-laporan acara-acara.

Laman sesawang KL Bar ([www.klbar.org.my](http://www.klbar.org.my)), Kumpulan Facebook KL Bar (KL Bar FB Group - [www.facebook.com/groups/208444762526623/](https://www.facebook.com/groups/208444762526623/)) dan akaun Twitter (<http://twitter.com/klbar>) juga telah digunakan untuk menyebarkan informasi kepada para ahli dan juga untuk mempublikasikan acara-acara.

Dengan menggunakan kemudahan-kemudahan internet ini, ITC terus meneroka pendapatan melalui pengiklanan di laman sesawang kami untuk menjana pendapatan kepada Jawatankuasa Bar Kuala Lumpur. Pada tahun 2016, ITC berjaya menjana pendapatan RM10,627.37 dari jawatan kosong dan iklan-iklan di laman sesawang KL Bar dan e-Blast.

## FORUM LEGAL TECH: RUMUSAN PEGUAM DAN TEKNOLOGI

Forum ini telah disampaikan oleh Fahri Azzat, Richard Wee Thiam Seng, Jason Kay, Mohd Izzat Ghazali (Gizzat), Gaythri Raman dan Foong Cheng Leong pada 19 Januari 2016 di Auditorium Bar KL jam 9:00 pagi hingga 5:00 petang. Forum ini telah dihadiri oleh 15 peserta. Forum ini memberi pengetahuan mengenai isu-isu undang-undang berteknologi penting dan cara-cara yang boleh digunakan oleh peguam-peguam untuk kecekapan dan meningkatkan perkhidmatan pelanggan. Beberapa syarikat startups juga dijemput untuk memberi pengenalan singkat tentang perkhidmatan mereka dan bagaimana perkhidmatan mereka boleh membantu peguam-peguam dalam amalan mereka.

## MENYUSUN SEMULA LAMAN SESAWANG BAR KL

ITC telah melantik Webb Agency Sdn Bhd untuk merombak laman sesawang KL Bar pada Ogos 2016 kerana Scellus, pemaju terdahulu, tidak dapat menyelesaikannya.

Laman web baru ini akan mempunyai fungsi bagi pengguna untuk menempah dan membayar seminar dan bengkel yang dikendalikan oleh Jawatankuasa Bar Kuala Lumpur. Ia juga akan dikaitkan dengan App Mobile Jawatankuasa Bar Kuala Lumpur yang juga dibina oleh Webb Agency Sdn Bhd.

## SISTEM PENGURUSAN KEAHLIAN BARU DI SEKRETARIAT

ITC telah melantik BrainyMations Studio Sdn Bhd pada penggal yang lalu, telah menyempurnakan pembinaan Sistem Pengurusan Keahlian ("MAPS"). MAPS baru bersegera dengan pangkalan data keahlian Majlis Peguam. Ini dengan berkesan menghapuskan kemasukan data oleh pihak Sekretariat dan keperluan untuk ahli-ahli memaklumkan kepada Sekretariat sebarang perubahan status atau butiran mereka. Sistem ini adalah di peringkat terakhir pembinaan dan akan dilancarkan bila-bila masa tidak lama lagi.

## KOMPUTER-KOMPUTER BARU UNTUK BILIK PEGUAM

KL Bar telah melengkapkan Bilik Peguam di Kompleks Mahkamah Kuala Lumpur dengan tiga unit komputer baru pada Jun 2016 yang telah dipasang pada Julai 2016. ITC telah cuba meningkatkan sambungan wifi di dalam Bilik Peguam tetapi tidak dapat berbuat demikian kerana perkabelan semula memerlukan kos sehingga RM5,000. ITC juga tidak dapat meningkatkan kelajuan sambungan tersebut kerana 8Mbps tidak boleh didapati di Kompleks Mahkamah.

### Pengerusi

Foong Cheng Leong

### Timbalan Pengerusi

Anita Gerewal

### Ahli-ahli Jawatankuasa

Jesslyn Lim Wei-Lin

Jolene Lee

Ng Joshua

Phua Chy Hu

Rachel Tan Mei Chien

Sheelan Arjunan

#### **PENDIGITASIAN REKOD-REKOD KL BAR**

Projek Pendigitasian Rekod-rekod KL Bar telah disiapkan pada Disember 2015. Sekretariat telah melupuskan fail-fail petisyen ahli tahun 1980 dan seterusnya. Fail-fail petisyen ahli sebelum tahun 1980 disimpan untuk nilai sejarahnya.

Pelupusan fail-fail petisyen telah berjaya melepaskan ruang berharga dalam Sekretariat.

#### **REKA BENTUK/LOGO KREATIF SAMBUTAN ULANGTAHUN BAR KUALA LUMPUR KE 25**

Bersempena Sambutan Ulang Tahun ke-25 Bar Kuala Lumpur pada tahun 2017, ITC menjemput ahli-ahli Bar KL untuk menyumbang reka bentuk/logo kreatif bagi menyambut Ulang Tahun ke-25 ini. Pemenang akan mendapat dua tiket untuk menghadiri Makan Malam Gala Ulang Tahun Bar Kuala Lumpur ke-25 dan hadiah-hadiah lain. Pada 20 Disember 2016, KLBC telah memilih pemenang, Azura Idayu binti Zulkifli. Logo tersebut akan dipamerkan di Larian Bar KL pada 15 Januari 2017.

#### **PENGHARGAAN**

Projek-projek ITC tersebut tidak dapat dilaksanakan tanpa minat yang mendalam dan kukuh oleh ahli-ahli ITC yang terus membantu dan bekerja di belakang tabir bagi memastikan projek-projek berlaksana dengan jayanya. Ahli-ahli ITC terus menerus memberi sokongan dan bantuan sepenuhnya.

#### **Foong Cheng Leong**

Pengerusi

Jawatankuasa Teknologi Maklumat

# JAWATANKUASA PEMBANGUNAN PROFESIONAL

Objektif utama Jawatankuasa Pembangunan Profesional ("PDC") adalah untuk terus menawarkan kepada ahli-ahli dan pelatih-pelatih dalam kamar, melalui program-program pendidikan undang-undang, peluang untuk mengukuhkan kemahiran asas undang-undang mereka, dan memperkasakan diri mereka dengan mengikuti perkembangan dalam pelbagai bidang amalan. PDC berusaha untuk menganjurkan pelbagai program pendidikan undang-undang untuk kedua-dua ahli-ahli Bar dan juga pelatih-pelatih dalam kamar.

PDC telah bekerjasama dengan Persatuan Peguam Wanita ("AWL") dan Kumpulan Tindakan Bersama untuk Kesaksamaan Gender ("JAG") untuk menganjurkan 'KL Bar-AWL Activist Series' mengenai isu-isu hak asasi manusia tanpa sebarang kos untuk ahli-ahli Bar, pelatih-pelatih dalam kamar dan pelajar undang-undang yang menghadirinya.

Tahun ini, PDC telah menganjurkan 39 acara-acara yang meliputi pelbagai topik seperti yang disenaraikan di mukasurat berikutnya.

Sambutan kepada acara-acara berkenaan amat menggalakkan dan adalah menjadi harapan kami bahawa ahli-ahli akan mengambil bahagian dalam program-program kami untuk terus memartabatkan perkembangan profesional mereka.

Kami ingin menjemput pengamal undang-undang yang berpengalaman untuk tampil ke hadapan untuk berkhidmat dalam PDC dan/atau secara sukarela 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 2017.

## **Goh Siu Lin**

Pengerusi

Jawatankuasa Pembangunan Profesional

## **Pengerusi**

Goh Siu Lin

## **Ahli-ahli Jawatankuasa**

Alwin Rajasurya

Balwant Singh Sidhu

Chia Swee Yik

G Nanda Goban

Gopala Krishnan K. Sundaram

HR Dipendra

Jeremiah R Gurusamy

Wong Tat Chung

## **Pemerhati**

Sasha Lian Shar Hoong

Selvaraja a/l Chinniah

Sharifah Aishah binti Syed Ibrahim

NO.	TARIKH	BUTIR-BUTIR	PENCERAMAH
1.	12 Januari 2016	Perakaunan dan Kewangan Untuk Peguam	Lim Kien Chai
2.	13 Januari 2016	Akta Perlindungan Data Peribadi	Jeremiah R. Gurusamy
3.	27 Januari 2016	Prinsip Asas Prosiding Kebankrapan	Trevor Jason Mark Padasian
4.	28 Januari 2016	Undang-undang Keluarga - Bagaimana untuk mengendalikan Prosiding Perceraian	Lee Peck Ha
5.	16 Februari 2016	Penguam-peguam Malaysia Beramal di China	Will J S Fung
6.	17 Februari 2016	Penjimatan Cukai untuk Rakan-rakan Kongsi	Lim Kien Chai
7.	19 Februari 2016	Undang-undang Fitnah di Malaysia	Alwin Rajasurya
8.	24 Februari 2016	'KL Bar-AWL Activist Series' mengenai Perspektif Feminis terhadap Undang-undang	Meera Samanther
9.	25 Februari 2016	Taklimat Mesyuarat Agung Tahunan: Evolusi CPD	Santhi Latha Richard Wee Thiam Seng
10.	26 Februari 2016	'KL Bar-AWL Activist Series' mengenai Undang-undang Pelarian dan Proses UNHCR di Malaysia untuk Peguam	Anna Cara
11.	8 Mac 2016	Seminar untuk Peguam mengenai Menguruskan Pejabat dan Akaun Klien	Lim Kien Chai
12.	11 Mac 2016	Pengenalan kepada Undang-undang Imigresen	CR Selva
13.	15 Mac 2016	'KL Bar-AWL Activist Series' mengenai Gangguan Seksual	Lee Wei San (AWAM)
14.	18 Mac 2016	Pendaftaran Perkahwinan dan Perceraian Rakyat Malaysia di Luar Negara, Adakah Pendaftaran satu Keperluan untuk Mengesahkan Keesahan Perkahwinan di Malaysia dan Tuntutan Nafkah	Balwant Singh Sidhu
15.	22 Mac 2016	Layanan Cukai Pampasan Kerana Kehilangan Pekerjaan	Renganathan Kannan
16.	23 Mac 2016	Akta Pembayaran dan Adjudikasi Industri Pembinaan	Shamsul Bahrain
17.	1 April 2016	Kebankrapan - Undang-undang dan Amalan	Lua Ai Siew
18.	8 April 2016	Cukai Keuntungan Harta Tanah	N Rajagopal, K Kanthaiyah
19.	12 April 2016	Usaha sama dan Pakatan Strategik	Jeremiah R Gurusamy
20.	15 April 2016	Satu Gambaran Keseluruhan Pelantikan dan Kuasa Seorang Pegawai Penerima dan Pengurus	V Vijakumar
21.	19 April 2016	Seminar untuk Peguam mengenai Penggabungan dan Pengambilalihan - Isu-isu Yang Biasa Dihadapi	Lim Kien Chai
22.	26 April 2016	Pengenalan kepada Undang-undang Insurans Semula	Michael Anthony
23.	27 April 2016	Kesan Undang-undang Persaingan dalam Perusahaan Malaysia	Anand Raj Cynthia Lian Hsiao Fen Wen-Ly Chin
24.	4 Mei 2016	Memahami Laporan Tahunan dan Penyata Kewangan	Lim Kien Chai
25.	17 Mei 2016	Asas Amalan Perbankan dan Konveyansing	Santha Menon Kenneth Wong
26.	27 Mei 2016	Pilihan Pendedahan Sukarela bagi Pengelak Cukai / Tunggakan	Renganathan Kannan
27.	17 Jun 2016	Undang-undang Perubatan	Karthi Kanthabalan
28.	19 Julai 2016	Memorandum Persefahaman	Lim Kien Chai

NO.	TARIKH	BUTIR-BUTIR	PENCERAMAH
29.	11 Ogos 2016	'KL Bar-AWL Activist Series' mengenai Gender dan Seksualiti untuk Peguam	Thilaga
30.	17 Ogos 2016	Asas Konveyansing	Jeremiah R Gurusamy
31.	23 Ogos 2016	GST untuk Transaksi Hartanah	Thenesh Kannaa
32.	26 Ogos 2016	Pendaftaran dan Pembubaran Perkahwinan Islam di Malaysia	Sa'adiyah Din
33.	27 September 2016	Undang-undang Usahasama	Lim Kien Chai
34.	28 September 2016	Cadangan Pindaan LPA: Ancaman Serious Kepada Kebebasan Badan Peguam Malaysia	Steven Thiru Lim Chee Wee Dato' Mohd Hishamudin bin Md Yunus
35.	18 Oktober 2016	Mediasi Keluarga	Serene Ong
36.	8 November 2016	Perolehan dan Pelupusan Syer Dalam Syarikat Harta Tanah sebanyak RM2 sebagai Modal Berbayar	Lim Kien Chai
37.	30 November 2016	Seminar untuk Peguam Mengenai Keuntungan dari Pelupusan Harta Tanah: Keuntungan Modal, Keuntungan Perniagaan atau Pendapatan?	Lim Kien Chai
38.	6 Disember 2016	Seminar untuk Peguam mengenai Bagaimana untuk Baca dan Memahami Penyata Kewangan Firma Anda	Lim Kien Chai
39.	8 Disember 2016	Ombudsman Perkhidmatan Kewangan	Jeremy Lee

#### Seminar-seminar Akan Datang

NO.	DATE	TOPIC	SPEAKER (S)
1.	17 Januari 2017	Kaedah-kaedah Pengambilalihan 2016	Wong Tat Chung
2.	20 Januari 2017	Penguatkuasaan Penghakiman Luar Negeri	Lua Ai Siew
3.	21 Januari 2017	Harta Intelek	Judge Datuk Wong Kian Kheong
4.	25 Januari 2017	Penjimatan Cukai untuk Rakan-rakan Kongsi	Lim Kien Chai
5.	22 March 2017	GST untuk Transaksi Hartanah	Thenesh Kannaa
6.	24 March 2017	Pendaftaran Perkahwinan dan Perceraian Rakyat Malaysia di Luar Negara, Adakah Pendaftaran satu Keperluan untuk Mengesahkan Kesahan Perkahwinan di Malaysia dan Tuntutan Nafkah	Balwant Singh Sidhu
7.	Akan Ditetapkan	Pengangkatan dan Kewarganegaraan	Goh Siu Lin
8.	Akan Ditetapkan	Topik mengenai Perkapalan / Pekerjaan	Siva Kumar Kanagasabai
9.	Akan Ditetapkan	Kepeguaman Rayuan	Ira Biswas
10.	Akan Ditetapkan	Pengenalan kepada Timbangtara	Fahri Azzat
11.	Akan Ditetapkan	Pengenalan kepada Advokasi	Kevin Prakash
12.	Akan Ditetapkan	Evolusi Amalan Bar	Dato' Param Cumaraswamy
13.	Akan Ditetapkan	Hukuman Mati (dalam perhatian)	Abdul Rashid Ismail
14.	Akan Ditetapkan	Borang-borang LHDN	Rajagopal Nadeson
15.	Akan Ditetapkan	Undang-undang Imigresen	CR Selva
16.	Akan Ditetapkan	Kebankarapan	TBC
17.	Akan Ditetapkan	Pengurusan Litigasi Sivil	TBC



<b>NO.</b>	<b>DATE</b>	<b>TOPIC</b>	<b>SPEAKER (S)</b>
18.	Akan Ditetapkan	Mahkamah Rayuan	TBC
19.	Akan Ditetapkan	Undang-undang Perubatan	Sagadevan Thangavelu
20.	TBC	Maritime	Rajasingham
21.	TBC	Forensic Accounting	TBC
22.	TBC	Drafting skills	Mariette Peters
23.	TBC	Company Law	TBC
24.	TBC	Judicial Management and Corporate Voluntary Arrangement	TBC
25.	TBC	Law on Sex Change	William Lim Wee Chong
26.	TBC	Medical Law	Karhi Kanthabalan
27.	TBC	Maritime	Jeremy Joseph

## JAWATANKUASA PENERBITAN

Jawatankuasa Penerbitan bertanggungjawab untuk mengkaji semula artikel-artikel yang diterima dan laporan-laporan mengenai aktiviti-aktiviti yang berkaitan dengan Bar Kuala Lumpur dari semasa ke semasa.

Jawatankuasa Penerbitan turut diamanahkan untuk mengkaji semula garis panduan penerbitan Bar Kuala Lumpur dan memberi maklumbalas yang diperlukan untuk bahan-bahan penerbitan yang berkaitan.

Jawatankuasa Penerbitan telah menyunting Laporan Tahunan bagi 2016/17 dan Buku Memoriam untuk 2017.

Semua laporan aktiviti-aktiviti telah diedarkan melalui e-mel kepada ahli-ahli Bar Kuala Lumpur dan juga dimuat naik ke Blog Bar KL ([www.klbar.blogspot.com](http://www.klbar.blogspot.com)) dan pautan telah diletakkan di halaman laman web Bar KL ([www.klbar.org.my](http://www.klbar.org.my)), halaman Facebook Bar KL ([www.facebook.com/groups/208444762526623/](http://www.facebook.com/groups/208444762526623/)) dan halaman Twitter Bar KL (<http://twitter.com/klbar>).

### **Penghargaan**

Kami mengucapkan terima kasih kepada ahli-ahli Jawatankuasa Penerbitan dan Sekretariat KL Bar khususnya, Melissa Dass, Pegawai yang Bertanggungjawab, atas sokongan berterusan beliau kepada jawatankuasa ini.

### **Khaizan Sharizad Binti Ab. Razak (Sherrie)**

Pengerusi

Jawatankuasa Penerbitan

### **Pengerusi**

Khaizan Sharizad Binti Ab. Razak  
(Sherrie)

### **Ahli-ahli Jawatankuasa**

Alvin Oh Seong Yew  
Clarice Chan  
Saha Deva Arunasalam

# JAWATANKUASA PELATIH DALAM KAMAR

## SESI PERKENALAN PELATIH (“SESI PP”)

Sesi PP diadakan setiap bulan dan kehadiran setiap pelatih adalah diwajibkan. Sesi-sesi ini adalah direka untuk memperkenalkan Bar Malaysia, Majlis Peguam dan Jawatankuasa Bar Kuala Lumpur kepada pelatih-pelatih. Ia juga merupakan satu forum bagi pelatih-pelatih untuk berkongsi sebarang masalah yang mereka alami dan pengalaman mereka semasa pelatihan mereka. Pada hampir setiap Sesi PP, Pengerusi dan ahli-ahli Jawatankuasa Bar Kuala Lumpur akan mengambil masa beberapa minit untuk berbual dengan pelatih-pelatih dan memberi mereka nasihat yang tidak ternilai yang akan berguna kepada mereka pada masa hadapan.

Sesi PP dalam tempoh ini dan statistik yang berkaitan adalah seperti berikut (pada masa laporan ini ditulis):

TARIKH	JUMLAH KEHADIRAN PELATIH
18 Februari 2016	74
7 April 2016	84
12 Mei 2016	103
23 Jun 2016	78
14 Julai 2016	102
4 Ogos 2016	63
8 September 2016	65
5 Oktober 2016	72
10 November 2016	83
7 Disember 2016	82

## PEMBAHARUAN VIDEO SESI PP

Persembahan video yang disiarkan kepada pelatih-pelatih semasa Sesi PP telah diperbaharui untuk mempamerkan ahli-ahli yang telah menyumbang kepada perkembangan Bar Malaysia.

## BENGGEL-BENGGEL PELATIH

Bengkel-bengkel Pelatih adalah satu siri bengkel yang memberi tumpuan untuk menyampaikan seminar yang ringkas dan padat bagi bidang undang-undang yang tertentu dalam usaha untuk memperkenalkan bidang undang-undang tersebut kepada pelatih dan pada masa yang sama, untuk melengkapkan pelatih dengan aspek praktikal dan operasi bidang undang-undang sambil meningkatkan pengetahuan undang-undang dan kemahiran mereka.

### Pengerusi

Vinu Kamalanathan

### Ahli-ahli Jawatankuasa

Choo Dee Wei

Emily Chong Pei Yen

Gajendran Balachandran

Joshua Beni Chris Teoh

Kenny Wong Kit Lee

Lim Zi Han

Linda Yii Chin Jo

Loganath Gunasagaram

Sarah-Ann Yong Jenlee

Shankar Govinath Balachandran

Shashi Devan Thalmalingam

### Pemerhati

Cheyenne Chan Pui See

David Tan Seng Keat

Larissa Ann Louis

Lilian Lee

Louis Liaw Vern Xien

Natalie Lim Fang Hui

Rajinah Ashwini

Berikut adalah bengkel-bengkel yang dijalankan sepanjang penggal ini:

TARIKH	TOPIK	PENCERAMAH
29 April 2016	Korporat	Sheba Gumis
9 Jun 2016	Litigasi Sivil	Sanjeev Kumar Rasiah Colin Andrew Pereira
22 Ogos 2016	Litigasi Jenayah	Lim Chi Chau Samantha Chong Yin Xin
17 November 2016	Korporat	Addy Herg
15 Disember 2016	Konveyansing	Jacky Loi Yap Loong

#### **MALAM SUAI MESRA PELATIH-PELATIH**

Malam Suai Mesra Pelatih-Pelatih yang telah diadakan pada 27 Mei 2016 di Bilique, Bangsar merupakan satu kejayaan di mana seramai 60 orang yang terdiri daripada pelatih-pelatih dan ahli-ahli Bar telah menghadiri Malam tersebut. Objektif acara ini adalah untuk membolehkan peguam-peguam muda untuk bersama-sama menjalinkan hubungan yang baik dan bertemu dengan pengamal-pengamal undang-undang yang lebih daripada bersedia untuk berkongsi pengalaman mereka. Malam Suai Mesra Pelatih-Pelatih seterusnya dijadualkan untuk diadakan pada 13 Januari 2017.

#### **PERTANDINGAN PIDATO**

Jawatankuasa Pelatih Dalam Kamar akan menghidupkan semula Pertandingan Pidato bagi Piala Dato' Dr Peter Mooney yang terakhirnya diadakan pada tahun 2006. Pertandingan ini dijadualkan untuk diadakan pada akhir Mac atau awal April 2017.

#### **BUKU PANDUAN PELATIH**

Jawatankuasa Pelatih Dalam Kamar telah melupuskan cetakan Buku Panduan Pelatih yang diedarkan kepada semua pelatih. Selaras dengan menyokong persekitaran tanpa kertas, Buku Panduan Pelatih akan dimuat naik ke laman web Bar Kuala Lumpur untuk memudahkan akses kepada kesemua pelatih.

#### **Vinu Kamalananthan**

Pengerusi

Jawatankuasa Pelatih Dalam Kamar

# JAWATANKUASA SOSIAL, KESENIAN DAN REKREASI

## **KEMPEN DERMA DARAH TAHUNAN**

Dianjurkan bersama dengan Pusat Darah Negara, Kempen Derma Darah Tahunan ini diadakan di Tingkat 2, Kompleks Mahkamah Kuala Lumpur di Jalan Duta pada 10 Ogos 2016 dari jam 10:00 pagi hingga 4:00 petang.

Peguam-peguam, kakitangan Mahkamah dan orang awam telah hadir untuk menderma dalam Kempen Derma Darah ini.

Seramai 84 orang telah hadir mendaftar. Namun demikian, hanya 64 daripada mereka yang boleh menderma. Seramai 20 orang tidak dibenarkan untuk menderma atas alasan, antara lain, berat badan mereka tidak mencukupi, mempunyai tekanan darah tinggi atau tekanan darah rendah, membuat tindikan atau tatu baru-baru ini, bermastautin di United Kingdom dari tahun 1980 sehingga 1996 atau di Eropah dari tahun 1980 sehingga sekarang. Sebanyak 64 unit darah telah diterima daripada penderma.

## **MALAM SOSIAL BAR KUALA LUMPUR - EDISI PERTAMA**

Seramai 30 peguam dan pelatih dalam kamar telah hadir di Movida @ Changkat Bukit Bintang pada 9 September 2016 untuk Edisi Pertama Malam Sosial Bar Kuala Lumpur. Kehadiran peguam dan pelatih dalam kamar adalah amat menggalakkan dan mereka mempunyai masa yang hebat. Program ini berlarutan sehingga 12:00 tengah malam.

## **MALAM SOSIAL BAR KUALA LUMPUR - EDISI KEDUA**

Edisi Kedua Malam Sosial Bar Kuala Lumpur sekali lagi diadakan di Movida @ Changkat Bukit Bintang pada 2 Disember 2016. Kehadiran peguam dan pelatih dalam kamar bagi Edisi Kedua ini juga adalah amat menggalakkan. Kami mengadakan suatu pertandingan "Boat Race" mini untuk memilik Pasukan "Boat Race" Bar Kuala Lumpur. Semua yang hadir mempunyai masa yang hebat dan hanya berpisah pada jam 12:00 tengah malam.

## **GRAND PRIX BAR KUALA LUMPUR 2016**

Grand Prix Bar Kuala Lumpur 2016 telah dilangsungkan pada 12 Disember 2016 di Litar Stadium Shah Alam, Quadrant C, Shah Alam Stadium, Seksyen 13, 40000 Shah Alam. Sebanyak tujuh pasukan yang terdiri daripada empat pemandu setiap pasukan telah mengambil bahagian dalam acara ini. Pemenang-pemenang adalah seperti berikut:

- **Endurance Race**
  1. Barace Pertama
  2. Permata Yang Hilang
  3. The Racing Lawyer
- **Sprint Race**
  1. Shahir Abd Razak
  2. Mohd Munzeer
  3. Mohd Norfazli

### **Lim Chi Chau**

Pengerusi

Jawatankuasa Sosial, Kesenian dan Rekreasi

### **Pengerusi**

Lim Chi Chau

### **Ahli-ahli Jawatankuasa**

Alvin Oh

Choo Dee Wei

Gajendran Balachandran

Jacenta James

Joshua Beni Chris Teoh

Ko Chia Chea

Linda Yii Chin Jo

Loganath Gunasagaram

Marlysa Abdul Razak

Nimalan Devaraja

Rachel Tan Mei Chien

Shashi Devan Thalmalingam

### **Pemerhati**

Zatil Ayuni binti Abd Wahab

## JAWATANKUASA SUKAN

### LARIAN BAR KUALA LUMPUR 2016

Larian Bar Kuala Lumpur ke-2 ini, yang diadakan pada 10 Januari 2016 di Taman Tasik Perdana, merupakan satu lagi kejayaan besar. 67 pasukan yang terdiri daripada ahli-ahli Bar, pelatih-pelatih dalam kamar dan graduan-graduan undang-undang mengambil bahagian dalam acara ini. Bermula dengan senaman memanaskan badan pada 6:45 pagi, Larian telah dimulakan pada 7:00 pagi oleh Pengerusi Jawatankuasa Bar Kuala Lumpur. Selepas satu pertandingan larian yang hangat, pasukan Speedy Gonzale memenangi Piala Juara. Naik Juara Pertama dan Naib Juara Kedua masing masing adalah Pasukan The Force Awakens dan Pasukan The Front Runners. Anugerah Berpakaian Paling Beragam dimenangi oleh Pasukan The Force Awakens yang datang dalam pakaian Star Wars buatan sendiri; tempat kedua adalah Pasukan The Chefs dan tempat ketiga, Pasukan Learned Foot.

### SUKAN BAR KUALA LUMPUR-SELANGOR KE-15

Sukan Bar Kuala Lumpur-Selangor Ke-15 untuk Piala Pusingan Lall Singh Muker telah berlangsung pada 16 Januari 2016 dengan Bar Kuala Lumpur sebagai tuan rumahnya. Bar Kuala Lumpur telah mengalahkan Bar Selangor 4-3 dengan kemenangan dalam acara bola jaring, bola tampar, bola tangkis dan futsal lelaki untuk muncul sebagai juara keseluruhan.

### PERLAWANAN BALING DAMAK PERSAHABATAN ANTARA BAR KUALA LUMPUR DAN KELAB DIRAJA SELANGOR

Dianjurkan oleh Kelab DiRaja Selangor, perlawanan baling damak persahabatan ini telah berlangsung pada 23 Mac 2016 di Hash Bar, Kelab DiRaja Selangor, Jalan Raja, Kuala Lumpur. Kelab DiRaja Selangor telah muncul sebagai pemenang.

### PERLAWANAN BALING DAMAK PERSAHABATAN ANTARA BAR KUALA LUMPUR DAN EY DTC

Dianjurkan oleh Bar Kuala Lumpur, perlawanan baling damak persahabatan ini telah berlangsung pada 27 April 2016 di Home & Away SS2, Petaling Jaya. Bar Kuala Lumpur telah muncul sebagai pemenang.

### PERTANDINGAN FUTSAL BAR KUALA LUMPR KE-4

Pertandingan Futsal Bar Kuala Lumpur Ke-4 telah diadakan di SAMBA DE FUTSAL, Petaling Jaya pada 28 Mei 2016 dari jam 9:00 pagi hingga 3:00 petang. Sebanyak 20 pasukan telah menyertai pertandingan ini dan pemenang-pemenangnya adalah: Kategori Lelaki – Victorious Secret 2 (Juara); Bola Senza (Naib Juara Pertama); ZMM Club (Naib Juara Ke-2). Kategori Lelaki (Plat) – Victorious Secret 1 (Pemenang); Bar Johor A (Naib Juara). Kategori Wanita – Foxes (Juara); Naqiz & Partners (Naib Juara). Pemain Lelaki Terbaik - Ahmad Syafiq bin Ahmad Rujhan @ Ahmad Rajuhan (Victorious Secret 2). Penjaga Gol Lelaki Terbaik - Tan Choon Keet (Victorious Secret 1). Pemain Wanita Terbaik - Hanna Ameerah binti Mohd Rosni (Foxes).

### Pengerusi

Alwin Rajasurya

### Ahli-ahli Jawatankuasa

Adam Lee Leong Soon

Aric Wong Fong Chin

James F C Fong

Karthigaibalan a/l Kanthabalan

Khairul Idham

Sivaruben a/l R Balasekaran

Sri Sarguna Raj

Kenneth Yoong Ken Chinson St James

Vincent Tey Wei Seng

Vivekananda Sukumaran

Wan Syariah binti Razman

Yau Yee Ming

Yeoh Cho Kheong

Alex Nandaseri De Silva

Amrit Pal Singh

Anand Ponnudurai

Aneera Chowdhury

Debbie Woo

Donovan Lee Shyun Hyn

Effa Anuar

Emellia Shariff

HR Dipendra

Janet Chai

Jeannie Chong

Jeremy Phang

Joshua Tay H'ng Foong

Lesley Lim Ai Li

Lilian Lee

Mohamad Zufarsyah bin Mohamad

Idrakisyah

Muhendaran Suppiah

Ng Sui May

Ng Yueng May

Peter- Douglas Ling

Rachel Yap Yen Siang

Ravinder Singh Dhaliwal

Sathyananthan Sinnappan

Shankar Govinth a/l Balachandran

Susanah Ng Sing Mei

Tan Hui Xian

### Pemerhati

Zatil Ayuni binti Abd Wahab

### KEJOHANAN GOLF JEMPUTAN BAR KUALA LUMPUR 2016

Jawatankuasa Sukan telah menghidupkan semula Kejohanan Golf Jemputan Bar Kuala Lumpur yang kali terakhirnya diadakan pada tahun 2005. Kejohanan tersebut, yang diadakan di Bukit Jalil Golf & Country Resort pada 15 Julai 2016, mendapat sambutan yang menggalakkan dengan 44 peserta. Pemenang-pemenangnya adalah:

1. Juara : Azuan Abdul Aziz, Handikap 9, 37 Mata Atas Kiraan Balik ("OCB")
2. Tempat Ke-2 : Sirius Saqti Aros, Handikap 13, 37 Mata
3. Tempat Ke-3 : Yoong Chee Min, Handikap 10, 36 Mata OCB
4. Tempat Ke-4 : Anuar Hafiz Abu Hassan, Handikap 12, 36 Mata OCB
5. Tempat Ke-5 : S. Mahendran, Handikap 19, 36 Mata
6. Tempat Ke-6 : P. Param, Handikap 19, 35 Mata OCB
7. Tempat Ke-7 : Aminruddin Salleh, Handikap 19, 35 Mata OCB
8. Tempat Ke-8 : Ridzmann Abdullah, Handikap 24, 35 Mata
9. Tempat Ke-9 : Kunasekaran, Handikap 20, 34 Mata OCB
10. Tempat Ke-10 : Anand Ponnudurai, Handikap 22, 34 Mata

Skor Gross Terbaik: Amran Parimon, Handikap 7, 79 Jumlah secara Kasar  
 Pukulan Paling Jauh Di Lubang No. 7 : Surendran Sreetharan  
 Paling Dekat Dengan Lubang di Lubang No. 8 : Anuar Hafiz Abu Hassan  
 Paling Dekat Dengan Lubang di Lubang No. 16 : Sirius Saqti Aros

### SUKAN ANTARA BAR-BAR NEGERI

Sukan antara Bar-Bar Negeri tahun ini telah dianjurkan oleh Jawatankuasa Bar Melaka di Melaka dan dilangsungkan pada 6 Ogos 2016. Bar Kuala Lumpur muncul sebagai juara keseluruhan dan prestasi kumpulan kami dalam sukan-sukan tersebut masing-masing adalah sepertimana berikut:

1. Bola Keranjang - Juara
2. Bola Jaring - Juara dan Naib Juara Pertama
3. Futsal wanita - Juara
4. Golf - Naib Juara Pertama
5. Bola sepak Lelaki - Ke-4 dan Ke-6
6. Bola Tangkis - Juara
7. Bola tampar - Juara

### KARNIVAL SUKAN KE 25 - BAR KUALA LUMPUR LWN KELAB DIRAJA SELANGOR

Bar Kuala Lumpur menjadi tuan rumah untuk acara Karnival Sukan Ke 25 - Bar Kuala Lumpur lawan Kelab Diraja Selangor bagi Piala Pusingan YA Tan Sri Dato' Harun Hashim. Semua sukan berlangsung pada 9 dan 10 September 2016. Majlis Makan Malam dan Penyampian Hadiah telah diadakan pada 10 September 2016 dan mendapat sambutan yang baik dengan kehadiran oleh semua peserta. Secara keseluruhan, Karnival Sukan berakhir dengan seri dengan jaringan 4-4 dan Bar Kuala Lumpur dan Kelab Diraja Selangor telah diisytiharkan sebagai pemenang bersama.

Keputusan perlawanan adalah seperti berikut:

NO.	SUKAN	PEMENANG
1.	Badminton	Bar Kuala Lumpur
2.	Pool/Shuker	Seri
3.	Skuash	Kelab DiRaja Selangor
4.	Kriket	Bar Kuala Lumpur
5.	Bola Sepak	Seri
6.	Hoki	Kelab DiRaja Selangor
7.	Darts	Kelab DiRaja Selangor
8.	Bola Sepak Perempuan Bar Kuala Lumpur lwn Remaja Kelab Diraja Selangor (Persahabatan)	Kelab DiRaja Selangor
9.	"Boat Race"	Bar Kuala Lumpur

**PERLAWANAN FUTSAL PERSAHABATAN ANTARA BAR KUALA LUMPUR DAN BAR SELANGOR FUTSAL**

Dianjurkan oleh Bar Kuala Lumpur, perlawanan futsal persahabatan ini berlangsung pada 3 November 2016 di Forum 19, Petaling Jaya. Bar Kuala Lumpur muncul sebagai pemenang.

**SIRI BAR KUALA LUMPUR LWN BAR MELAKA**

Siri ini telah diadakan di Forum 19, Seksyen 19, Petaling Jaya pada 12 November 2016 dengan Bar Kuala Lumpur sebagai tuan rumah. Bar Kuala Lumpur menewaskan Bar Melaka dalam dua perlawanan dan seri di satu perlawanan, menang dalam Futsal Lelaki 13-1, Futsal Wanita 7-2 dan seri dalam Badminton 2-2 untuk menjadi juara keseluruhan. Makan tengah hari dan penyampaian hadiah telah diadakan di B&W kafe di Forum 19 dan mendapat sambutan yang baik dengan kehadiran peserta-peserta dari kedua-dua Bar.

**PERTANDINGAN POOL TERBUKA BAR KUALA LUMPUR KE-3**

Pertandingan ini akan diadakan pada 7 Januari 2017 di 5ive Star Pool & Billiard. Ianya merupakan pertandingan berpasukan menggunakan sistem handikap.

**LARIAN BAR KUALA LUMPUR 2017**

Larian Bar Kuala Lumpur 2017 akan diadakan di Taman Tasik Perdana Kuala Lumpur pada 15 Januari 2017. Pendaftaran untuk Larian ini dibuka pada 3 November 2016 dan pada penutupan penyertaan pada 16 Disember 2016 jam 12:00 tengah hari, 84 pasukan telah mendaftar.

**SUKAN BAR KUALA LUMPUR-SELANGOR KE-16**

Sukan Badan Peguam KL-Selangor Ke-16 dijadualkan untuk 21 Januari 2017 dengan Selangor sebagai pengajur.

**Alwin Rajasurya**

Pengerusi

Jawatankuasa Sukan



## JAWATANKUASA PEGUAM MUDA

Jawatankuasa Peguam Muda (“JPM”) terus berusaha untuk mewujudkan suatu platform bagi peguam-peguam muda untuk menyumbang kembali kepada Bar.

Unit-unit kecil JPM telah diubah dan dinamakan semula pada tempoh ini dengan fokus bukan sahaja dari segi menggalakkan kemajuan profesional yang berterusan terhadap peguam-peguam muda dalam amalan mereka tetapi juga memberi peluang kepada mereka untuk menyumbang semula kepada masyarakat dan mengukuhkan hubungan dengan profesion-profesion lain.

Ia telah dan akan terus menjadi bahawa ahli-ahli sentiasa digalakkan untuk mengemukakan idea-idea bagi aktiviti-aktiviti dan diberi kebebasan untuk menganjurkan aktiviti-aktiviti tersebut.

Aktiviti-aktiviti yang telah dijalankan pada tahun ini adalah:

### **SEMINAR BERTAJUK “CIVIL PROCEDURE”**

Seminar ini telah disampaikan oleh Lai Chee Hoe pada 20 Januari 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 5:00 petang. Seminar ini dihadiri oleh 15 orang peserta. Skop seminar tersebut adalah berikut: “How do we blend Messaging Applications in Pleadings” dan “Summary Judgment Exercise (dealing with WhatsApp messages as part of the supporting documentary evidence)”.

### **SEMINAR BERTAJUK “DEFAMATION LAWS IN MALAYSIA”**

Seminar ini telah disampaikan oleh Alwin Rajasurya pada 19 Februari 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 5:00 petang. Seminar ini dihadiri oleh 37 orang peserta. Skop seminar tersebut adalah berikut: “What is a defamatory statement?”; “Libel and Slander”; “Innuendos”; “Publication”; “Damages”; dan “Defences”.

### **SEMINAR BERTAJUK “PRACTITIONERS TOOLKIT FOR ENFORCING AND RESISTING ARBITRATION AWARDS”**

Seminar ini telah disampaikan oleh Clinton Tan Kian Seng pada 29 Mac 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 3:30 petang. Seminar ini dihadiri oleh 11 orang peserta. Skop seminar tersebut adalah berikut: “Guide Young Practitioners and In-House Legal Counsel through the Procedures and Legal Tests involved in enforcing and resisting Arbitration Awards”; “Comment on the practical considerations surrounding such Applications”; dan “Discuss the common pit-falls in this area”.

### **SEMINAR BERTAJUK “THE FUNDAMENTALS OF COMPETITION LAW AND CASE STUDY ON THE MAS/AIRASIA CASE”**

Seminar ini telah disampaikan oleh Wong Weng Yew dan Nicole Leong pada 30 Mac 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 5:00 petang. Seminar ini dihadiri oleh 24 orang peserta.

### **SEMINAR BERTAJUK “FIRM STARTUPS IN MALAYSIA - POSSIBLE PITFALLS AND EXPECTATIONS”**

Seminar ini telah disampaikan oleh Lai Chee Hoe pada 28 April 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 5:00 petang. Seminar ini dihadiri oleh 21 orang peserta. Skop seminar tersebut adalah berikut: “List down the Essential Metrics a Startup should measure against”; “Tell you whether you require a VC”; “Share with you the different stages of a Startup”;

#### **Pengerusi**

Alex Anton Netto

#### **Timbalan Pengerusi - Jangkauan Komuniti**

Vivek Sukumaran

#### **Timbalan Pengerusi - Pakatan Profesional Muda**

Dinesh Muthal  
Jesslyn Lim Wei –Lin

#### **Timbalan Pengerusi - Malam Amal**

Rachel Tan Mei Chew  
Aaron Mathews  
Melissa Lim  
Chen Yu Szen  
Azad Bin Akbar Khan

#### **Wakil NYLC**

Donovan Lee Shyun Hyn

dan “Reveal some useful tools to manage your Startups”.

#### **SEMINAR BERTAJUK “AN INTRODUCTION TO AVIATION LAW: CARRIER DUTIES UNDER CONTRACT AND TORT”**

Seminar ini telah disampaikan oleh Mohd Azinuddin Abd Karim pada 11 May 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 5:00 petang. Seminar ini dihadiri oleh 19 orang peserta. Skop seminar tersebut adalah berikut: “Introduction to Aviation Law in Malaysia and the relevant legal framework”; “Contractual obligations under the Civil Aviation Act 1969, the Civil Aviation Regulations 1996 and the Civil Aviation Conventions”; “Liabilities of the carrier under tort”; dan “Case review”.

#### **SEMINAR BERTAJUK “AN INTRODUCTION TO FAMILY LAW”**

Seminar ini telah disampaikan oleh Choo Dee Wei pada 25 May 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 5:00 petang. Seminar ini dihadiri oleh 27 orang peserta. Skop seminar tersebut adalah berikut: “An overview of the Law Reform (Marriage and Divorce) Act 1976 and the Rules thereunder”; “Divorce - Single or Mutual?”; “Reasons for Divorce - Where is the Love?”; “Matrimonial Property - I Want HALF”; “Maintenance of Spouse - Show Me the Money”; dan “Protection of Children - Daddy & Mummy, Please don't Leave”.

#### **UJI BAKAT GALA AMAL DI BILIQUE BAR & LOUNGE**

Uji bakat diadakan di Bilique Bar & Lounge pada 28 Jun 2016 untuk Gala Amal yang diadakan pada 5 Ogos 2016 di Glasshouse @ Seputeh.

#### **SEMINAR BERTAJUK “FUNDAMENTALS OF INTELLECTUAL PROPERTY”**

Seminar ini telah disampaikan oleh Eunice Chan Wei Lynn pada 27 Julai 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 5:00 petang. Seminar ini dihadiri oleh 36 orang peserta. Skop seminar tersebut adalah berikut: “What is intellectual property and why is it important”; “Overview of the different types of intellectual property”; “Trade Marks”; “Patents”; “Copyright”; “Industrial Design”; “Confidential Information”; dan “Recent case law on intellectual property”.

#### **SEMINAR BERTAJUK “THE LAWS OF BANKRUPTCY”**

Seminar ini telah disampaikan oleh Conrad Francis Lopez pada 3 Ogos 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 5:00 petang. Seminar ini dihadiri oleh 21 orang peserta. Seminar tersebut meliputi topik-topik berikut: “Jurisdiction”; “Acts of Bankruptcy”; “Bankruptcy Notice”; “Interim Applications”; “Bankruptcy Petitions”; “Role of the Director General of Insolvency”; “Distribution of Assets”; dan “Discharge”

#### **GALA AMAL**

“Malam Amal” beturutan Ke-12 telah ditukar nama kepada “Gala Amal” yang diadakan pada 5 Ogos 2016 di Glasshouse @ Seputeh dari 7:00 petang hingga seterusnya, dan diketengahkan dengan persembahan-persembahan daripada peguam-peguam muda yang bersaing untuk mengumpul dana-dana bagi amal. Wang-wang yang dikumpulkan tahun ini adalah bagi membantu National Autism Society of Malaysia (NASOM). NASOM adalah sebuah pertubuhan kebajikan bukan keuntungan dan bukan kerajaan di seluruh negara yang ditubuhkan pada tahun 1987 oleh sekumpulan ibu bapa yang prihatin dan professional. Pada masa kini, NASOM telah menubuhkan 19 pusat di seluruh negara yang menyediakan pelbagai program dan ia berusaha untuk menyediakan pelbagai perkhidmatan sokongan untuk membantu orang yang hidup dengan autisme, terutamanya kanak-kanak dan ahli keluarga terdekat mereka.

Kami berbangga untuk mengumumkan bahawa sejumlah RM37,000 dikumpulkan bagi bantuan NASOM. Kami diberitahu bahawa wang tersebut akan disalurkan kepada program “Transition to Adulthood”. Ini adalah satu pencapaian yang menakjubkan memandangkan kelembapan ekonomi pada masa kini di seluruh dunia.

#### **LAWATAN KE PAWS**

Lawatan ke PAWS Animal Welfare Society (PAWS) telah diadakan pada 10 September 2016. Ahli-ahli Bar bukan sahaja telah meluangkan masa dengan haiwan di tempat perlindungan, mereka juga telah memandikan dan menjalankan anjing-anjing dan membersihkan kawasan tempat perlindungan. Penderma yang murah hati juga telah tampil ke hadapan untuk menderma pelbagai barangan yang berada dalam senarai hasrat PAWS, seperti makanan haiwan, produk penyingkiran parasit, bahan pencuci pakaian, beg sampah, dan lain-lain. Semua barangan-barang tersebut diserahkan kepada PAWS semasa lawatan itu.

#### **SEMINAR BERTAJUK “CLIENT MANAGEMENT”**

Seminar ini telah disampaikan oleh Jamie Wong pada 28 September 2016 di Auditorium Bar KL dari jam 2:30 petang hingga 5:00 petang. Seminar ini dihadiri oleh 13 orang peserta. Seminar tersebut meliputi topik-topik berikut: “Knowing your Clients”; “Getting Ahead of Them”; “Promoting Strategic Thinking”; “Developing Essential Soft Skills”; dan “Forging Long-Term Professional Relationship”.

### **PENYAMPAIAN CEK KEPADA NASOM**

Pada 22 Oktober 2016, Pengerusi KLBC Ravin Singh dan Pengerusi JPM Alex Anton Netto telah menyampaikan hasil daripada Gala Amal yang diadakan pada 5 Ogos 2016 berjumlah RM37,000 untuk NASOM (National Autism Society of Malaysia). Mewakili NASOM dalam menerima cek adalah Razlin Murat (Ketua Eksekutif) dan Anne Subashini Sivananthan (Penolong Setiausaha Kehormat).

### **LAWATAN KEPADA WAD PEDIATRIK DI HKL**

Ahli-ahli JPM melancarkan lawatan ke unit pediatrik Hospital Besar Kuala Lumpur (HKL) pada 5 November 2016. Tumpuan adalah kepada si kecil kini berjuang dengan kanser. JPM gembira untuk mendapat kehadiran seramai 12 ahli-ahli, dilengkapi dengan hidangan Happy Meal dari McDonalds, belon dan barangan mainan untuk membawa kegembiraan yang amat diperlukan oleh kanak-kanak di wad tersebut.

### **SEMINAR BERTAJUK “THE FUNDAMENTALS OF ADMIRALTY LAW IN MALAYSIA”**

Seminar ini telah disampaikan oleh Trishelea Ann Sandosam pada 9 November 2016 di Auditorium Bar KL dari jam 3:00 petang hingga 5:30 petang. Seminar ini dihadiri oleh 18 orang peserta. Seminar tersebut meliputi topik-topik berikut: “Admiralty Jurisdiction”; “Ship Arrest as Security”; “Considerations before Arrest”; “Effect of Arrest”; “Security and Release”; “Maintenance of Ship during Arrest”; “Judicial sale of a Ship”; “Determination of Priorities”; dan “Effect of Arbitration Clauses”.

### **SEMINAR BERTAJUK “LEGAL DUE DILIGENCE: THE NECESSARY EVIL OF MERGER AND ACQUISITIONS”**

Seminar ini telah disampaikan oleh Addy Herg pada 2 Disember 2016 di Auditorium Bar KL dari jam 3:00 petang hingga 5:30 petang. Seminar ini dihadiri oleh 58 orang peserta. Seminar tersebut meliputi topik-topik berikut: “The various aspects of legal due diligence investigations”; “Connecting the dots”; “Legal analysis and legal opinion”; “The applicable law and legal documents”; “Risk management and documentation”; “Accomplishing the objective”; dan “Updates and improvement”.

### **LAWATAN KE RUMAH PERLINDUNGAN KANAK-KANAK, WAKE 1 PADA 18 DISEMBER 2016**

Peguam-peguam muda telah berkumpul untuk lawatan ke Wake 1, rumah perlindungan kanak-kanak yang terpinggir dan didera. Dalam semangat sejati Krismas, peguam-peguam muda tersebut telah pergi bersama hadiah-hadiah bagi kesemua 13 warga-warga rumah. Suatu pegumpulan juga telah diadakan bersama-sama yang memperlihatkan ahli-ahli Bar menderma keperluan-keperluan asas yang amat diperlukan untuk rumah perlindungan tersebut.

### **ACARA-ACARA AKAN DATANG**

Seminar-seminar dan Bengkel-bengkel:

<b>NO.</b>	<b>TARIKH</b>	<b>BUTIRAN</b>	<b>PENCERAMAH-PENCERAMAH</b>
1.	15 Februari 2017 2:30 petang hingga 5:30 petang	<i>Fundamentals of the Law of Crime</i>	Manimegalai Gowindasamy Farhan Read
2.	29 Mac 2017 2:30 petang hingga 5:30 petang	<i>Medical Negligence</i>	Charlaine Adrienne Chin
3.	TBC	Korporat/Komersial	Daniel Joseph Albert

### **PENGHARGAAN**

Projek-projek ini akan terus kekal di atas kertas yang mana dicetak jikalau kami tidak mempunyai minat yang kukuh dan tulus serta semangat ahli-ahli kami yang akan terus membantu dan bekerja di belakang tabir untuk projek-projek berjalan dengan lancar. Timbalan-timbalan Pengerusi JPM dan ahli-ahli juga telah terus memberi sokongan dan membantu.

Terakhir tetapi pastinya tidak kurangnya, Jawatankuasa Peguam Muda diberkati dengan seorang pegawai kanan yang berupaya seperti Melissa Dass yang bekerja tanpa mengenal penat lelah untuk memastikan semua projek-projek kami berjaya

### **Alex Anton Netto**

Pengerusi  
 Jawatankuasa Peguam Muda

## **PUSAT BANTUAN GUAMAN MAJLIS PEGUAM (KUALA LUMPUR)**

2016 merupakan fasa kedua saya sebagai Pengerusi Pusat Bantuan Guaman Kuala Lumpur ("KLLAC"). Saya berasa sangat berbesar hati di atas kepercayaan dan peluang yang diberikan kepada saya. Memberikan khidmat kepada orang ramai melalui KLLAC merupakan sumbangan yang besar kepada masyarakat. Ia merupakan satu tanggungjawab sosial korporat di mana saya percaya setiap peguam harus memberikan sumbangan walaupun terikat dengan jadual kerja yang padat.

2016 merupakan tahun yang mencabar bagi Pusat Bantuan ini terutamanya isu-isu yang melibatkan YBGK. Banyak isu yang timbul berkaitan YBGK yang memerlukan masa untuk diselesaikan. Walaubagaimanapun, kami di KLLAC tetap bertahan dan komited untuk menyelesaikan isu-isu berkaitan YBGK. Kebanyakan isu yang timbul berjaya diselesaikan.

Ingin saya tekankan di sini, operasi Pusat Bantuan ini tidak akan berjalan lancar tanpa bantuan pegawai dan kakitangan yang terlibat. Bantuan dan kerjasama mereka telah banyak membantu dan memudahkan tugas saya sebagai Pengerusi Pusat Bantuan ini. Kejayaan program ini merupakan hasil kerjasama daripada mereka.

Tidak dilupakan, pemegang-pemegang jawatan (office bearers) dan ahli-ahli jawatankuasa yang sering memberikan idea dan program untuk dilaksanakan oleh Pusat Bantuan ini. Di samping itu, bantuan daripada pelatih dalam kamar yang menjalani program wajib bantuan guaman juga memainkan peranan penting. Tanpa mereka, banyak program Pusat Bantuan ini tidak dapat dijalankan dan direalisasikan.

Peranan utama Pusat Bantuan ini adalah memberikan nasihat guaman secara percuma dan perwakilan undang-undang kepada mereka yang memerlukan tanpa mengambil kira agama, bangsa dan perbezaan. Semua ini mustahil untuk dilaksanakan tanpa bantuan daripada peguam sukarela yang sanggup datang ke Pusat Bantuan tanpa bayaran dan tanpa rasa takut untuk membantu mereka yang memerlukan. Kepada semua pihak yang disebutkan sebentar tadi, saya ucapkan ribuan terima kasih.

Saya berharap Pusat Bantuan ini akan terus memberikan khidmat bantuan guaman secara percuma kepada mereka yang memerlukan. Saya juga berharap mereka yang menjadi tunggak Pusat Bantuan ini akan terus maju dan berjaya.

Sekian, terima kasih.

### **Abd Shukor Tokachil**

Pengerusi  
Pusat Bantuan Guaman Majlis Peguam (Kuala Lumpur)

### **Pengerusi**

Abd Shukor Tokachil

### **Setiausaha Kehormat**

Collin Arvind Andrew

### **Timbalan Setiausaha Kehormat**

Elaine Gan Peay Er

### **Bendahari**

Terrence Lee Ro Hui

### **Ahli-ahli Panel**

Ravi Nekoo

Harleen Kaur

Darren Teo Sze Hoong

Gene Tan

Joachim Francis Xavier

Kenneth Koh Zhong Wey

Samantha Chong Yin Xin

Crystal Lee Yen Ru

Mageswaran

**2. PUSAT BANTUAN GUAMAN MAJLIS PEGUAM KUALA LUMPUR (“KLLAC”)**  
 LAPORAN TAHUNAN JANUARI HINGGA OKTOBER 2016

**STATISTIK KLIEN**

**A. KLIEN KLLAC**

<b>A.</b>	<b>KLINIK/PROGRAM</b>	<b>KLIEN 2015 (JAN-DIS)</b>	<b>KLIEN 2016 (JAN-OKT)</b>
1.	Tahanan Reman Sungai Buloh (bukan warganegara)	65	3
2.	Kajang Wanita (bukan warganegara)	19	-
3.	Kajang Lelaki (bukan warganegara)	1	1
4.	KLLAC “Walk in” Klien	1977	1639
5.	Klinik Syariah	46	40
6.	KLLAC/SIS	424	346
7.	KLLAC/AWAM	233	352
8.	KLLAC/WAO	79	83
9.	KLLAC/Tenaganita	2100	4843
10.	KLLAC/UNHCR	2978	2632
	<b>Jumlah</b>	<b>7929</b>	<b>9939</b>

**B. KLIEN YBGK**

<b>B.</b>	<b>KLINIK/PROGRAM</b>	<b>KLIEN 2015 (JAN-DIS)</b>	<b>KLIEN 2016 (JAN-OKT)</b>
1.	Tahanan Reman Sungai Buloh (Warganegara)	897	194
2.	Kajang Wanita (Warganegara)	105	138
3.	Kajang Kanak-kanak (Warganegara) + (Bukan Warganegara)	373	360
4.	Kajang Lelaki (Warganegara)	9	7
5.	Rumah Tahanan Reman Kanak-kanak	135	13
6.	Program Dock Brief	2322	1999
7.	YBGK Walk in Klien	910	642
8.	Tangkapan	-	4
9.	Reman	16211	15165
10.	Jamin	-	191
11.	Mitigasi	-	610
	<b>Jumlah</b>	<b>20962</b>	<b>19323</b>

**C. Klien-Klien KLLAC + YBGK**

<b>C.</b>	<b>JUMLAH KESELURUHAN KLIEN LAC &amp; YBGK</b>	<b>KLIEN 2015 (JAN-DIS)</b>	<b>KLIEN 2016 (JAN-OKT)</b>
1.	Jumlah Kecil Klien KLLAC	7929	9939
2.	Jumlah Kecil Klien YBGK	20962	19323
3.	<b>Jumlah Besar Klien KLLAC &amp; YBGK</b>	<b>28891</b>	<b>29262</b>

**STATISTIK UNTUK FAIL**

		<b>SETAKAT DISEMBER 2015</b>			<b>SETAKAT DISEMBER 2016</b>		
	<b>Kategori</b>	<b>Dibuka</b>	<b>Ditugaskan / Selesai</b>	<b>Tidak Ditugaskan</b>	<b>Dibuka</b>	<b>Ditugaskan / Selesai</b>	<b>Tidak Ditugaskan</b>
<b>A</b>	<b>FAIL LAC</b>						
1	Fail Jenayah	1	1	-	4	4	-
2	Fail Pekerjaan KLLAC	13	13	-	16	16	-
3	Fail Keluarga KLLAC	66	66	-	43	39	4
5	Fail Syariah	2	2	-	1	1	-
6	Fail Lain-lain	-	-	-	1	1	-
	<b>Jumlah - KLLAC</b>	<b>82</b>	<b>82</b>	<b>-</b>	<b>65</b>	<b>61</b>	<b>4</b>

<b>B</b>	<b>FAIL YBGK</b>	<b>AS AT DECEMBER 2015</b>			<b>AS AT OCTOBER 2016</b>		
	<b>Fail YBGK - Jenayah</b>	<b>Dibuka</b>	<b>Ditugaskan / Selesai</b>	<b>Tidak Ditugaskan</b>	<b>Dibuka</b>	<b>Ditugaskan / Selesai</b>	<b>Tidak Ditugaskan</b>
1	• YBGK Fail LAC Walk in	164	161	3	163	166	-
	• YBGK Fail Penjara	255	247	8	106	112	2
	• Surat Mahkamah	263	231	32	308	313	27
	<b>Jumlah - YBGK</b>	<b>682</b>	<b>639</b>	<b>43</b>	<b>577</b>	<b>591</b>	<b>29</b>

<b>C</b>	<b>FAIL KLLAC &amp; YBGK</b>	<b>DIBUKA</b>	<b>DITUGASKAN / SELESAI</b>	<b>TIDAK DITUGASKAN</b>	<b>DIBUKA</b>	<b>TIDAK DITUGASKAN</b>	<b>DITUGASKAN / SELESAI</b>
1	Jumlah Fail KLLAC	82	82	-	65	61	4
2	Jumlah Fail YBGK	682	639	43	577	591	29
<b>3</b>	<b>Jumlah Keseluruhan Fail KLLAC &amp; YBGK</b>	<b>764</b>	<b>721</b>	<b>43</b>	<b>642</b>	<b>652</b>	<b>33</b>

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

*Disediakan oleh Sekretariat*

#### **Ketua Projek**

Joachim Francis Xavier

Kenneth Koh Zhong Wey

#### **Peranan dan Kepentingan**

Program Kesedaran Undang-undang adalah di antara program yang terpenting dan signifikan yang dikendalikan oleh KLLAC. Program ini bertujuan untuk memberi kefahaman, kesedaran, dan mempersiapkan pelatih dalam kamar dengan segala kemungkinan yang akan mereka lalui sepanjang 14 hari dalam menjalankan tugas di KLLAC. Program ini juga memperkenalkan mereka kepada pelbagai klinik berbeza yang dikendalikan oleh KLLAC.

#### **Matlamat dan Tujuan Program**

Program Kesedaran Undang-undang adalah bertujuan untuk meningkatkan pengetahuan pelatih dalam kamar yang menyertai program ini. Ia juga bermatlamat untuk mewujudkan pemahaman tentang peranan dan tanggungjawab peguambela dan peguamcara kepada masyarakat dan mendedahkan pelatih dalam kamar kepada konsep hak asasi manusia dan keadilan. Namun yang paling penting, adalah untuk menyedarkan mereka akan kepentingan untuk sentiasa komited dalam memberi bantuan kepada masyarakat.

Tidak dapat dinafikan bahawa bantuan guaman adalah satu keperluan dalam setiap masyarakat moden. Keperluan ini wujud kerana akses yang saksama kepada sistem keadilan adalah teras kepada nilai-nilai demokrasi. Sebagai profesional muda yang berada di dalam perjalanan untuk didaftarkan sebagai peguam yang berkelayakan, Pelatih dalam kamar perlu didedahkan dengan bantuan guaman supaya pemahaman tentang kepentingan bantuan guaman dapat dipupuk dalam kalangan mereka.

#### **Aktiviti**

Sehingga 30 November 2016, sesi-sesi yang disediakan di dalam program orientasi ini adalah khusus untuk mempersiapkan pelatih dalam kamar yang akan mengambil bahagian dalam tugas-tugas bantuan guaman yang dianjurkan di bawah KLLAC. Kebanyakan sesi yang diadakan memberi tumpuan kepada pemakaian undang-undang yang betul serta memupuk kemahiran insaniah yang diperlukan dalam mengendalikan pelanggan.

Dalam erti kata lain, pengetahuan dan empati adalah diperlukan semasa berurusan dengan pelanggan. Tidak dapat dinafikan bahawa kefahaman undang-undang adalah penting dalam menasihati pelanggan untuk menyelesaikan masalah undang-undang mereka. Namun, empati juga penting supaya pelatih dalam kamar dapat memahami kebimbangan dan menyelami emosi serta permasalahan pelanggan.

#### **a) Orientasi**

Lapan sesi telah dijalankan oleh ahli-ahli jawatankuasa KLLAC untuk melatih pelatih dalam kamar dari kelompok 87 hingga 90. Setiap sesi telah menggunakan metodologi penyertaan aktif, yang menyerapkan dinamik berkumpulan, perbincangan terbuka, kesedaran hak asasi manusia, input dan penerangan tentang pelbagai program yang dikendalikan oleh KLLAC.

Melalui program orientasi, peserta akan dimaklumkan mengenai cara untuk mengendalikan setiap kes yang berkaitan dengan isu undang-undang yang berlainan. Oleh sebab perkhidmatan yang diberikan oleh KLLAC kepada pelanggan-pelanggannya meliputi skop undang-undang yang luas, adalah penting bagi pelatih dalam kamar untuk mengetahui kaedah yang boleh diguna pakai bagi setiap pelanggan dan cara untuk mengendalikan mereka dengan berkesan, bukan hanya sebagai pengamal undang-undang tetapi juga sebagai seorang manusia.

Sesi orientasi telah dibantu oleh Kenneth Koh Zhong Wey dan Joachim Francis Xavier. Mereka merupakan penceramah paling cemerlang dan menonjol dalam jawatankuasa ini kerana sentiasa menerima maklum balas yang baik daripada pelatih dalam kamar dalam setiap sesi yang disertai mereka.

#### **b) Sesi Penilaian**

Lapan sesi penilaian telah diadakan untuk peserta program bantuan guaman KLLAC dari kelompok 86 hingga 89. Sesi ini telah diadakan untuk menyampaikan penghargaan terhadap bantuan dan input yang telah diberikan dan memberi peluang kepada mereka untuk berkongsi pengalaman yang telah diperolehi sepanjang 14 hari bertugas di KLLAC.

Tahun 2016 merupakan tahun yang sibuk bagi ahli jawatankuasa, ini adalah sehubungan dengan peningkatan jumlah pelatih dalam kamar setiap tahun. Oleh sebab peningkatan ini, ahli jawatankuasa berharap mereka akan terus menerima sokongan, komitmen dan dedikasi ahli-ahlinya pada masa hadapan.

Selepas program penilaian, adalah diharapkan bahawa pelatih dalam kamar akan menamatkan Program Bantuan Guaman dengan tahap pengetahuan yang lebih mendalam mengenai kepentingan dan signifikannya, dan memperoleh pemahaman akan kepentingan bantuan guaman sebagai alat perpaduan agar masyarakat dapat bergerak ke hadapan sebagai satu unit. Mereka juga diberi peluang untuk memberi komitmen dan seterusnya mengambil bahagian sebagai ahli pasukan bantuan guaman setelah didaftarkan sebagai peguam yang berkelayakan. Pusat Bantuan Guaman adalah landasan di mana mereka akan dilatih agar dapat melengkapkan diri dan bersedia untuk menghadapi cabaran yang akan datang.

#### 4. LAPORAN PROGRAM DOCK BRIEF

*Disediakan oleh Sekretariat*

##### **Ketua Projek Bersama**

Collin Arvind Andrew

Darren Teo

##### **Pengenalan**

Program Dock Brief dimulakan pada tahun 1989 di Mahkamah Majistret Jalan Raja. Program ini bermula dengan hanya empat orang pelatih dalam kamar yang bertugas di dua Mahkamah. Kini, ia telah meliputi 14 Mahkamah di mana 75 pelatih dalam kamar akan ditugaskan untuk membantu klien tempatan, klien dari negara asing dan termasuk klien juvana.

Para pelatih dalam kamar telah diperlengkapkan dengan latihan-latihan untuk membangunkan kemahiran-kemahiran advokasi dan sesi temu bual. Perkhidmatan untuk kes-kes Jenayah yang diliputi dalam program ini termasuk mitigasi, permohonan ikat jamin dan lain-lain nasihat yang berkaitan.

Dalam memastikan para pelatih dalam kamar telah dilengkapi dengan pengetahuan dan kemahiran yang lengkap, peguam-peguam yang berpengalaman akan dijemput oleh pihak ahli jawatankuasa untuk mengendalikan sesi latihan. Pada tahun ini, Ravinder 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 dalam terhadap Program Dock Brief.

Sehingga ke separuh tahun 2016, ahli jawatankuasa telah mengadakan:

1. Ahli jawatankuasa juga mengadakan empat program latihan Dock Brief untuk pelatih-pelatih dalam kamar dari kumpulan 86, 87, 88 dan 89. Seramai 261 pelatih-pelatih dalam kamar telah menghadiri latihan-latihan tersebut.
2. Ahli jawatankuasa juga telah mengadakan 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>86</b>	<b>87</b>	<b>88</b>	<b>89</b>
Jumlah pelatih dalam kamar	55	75	75	56



**Statistik**

Pada 31 Oktober 2016, Program Dock Brief telah menyediakan perwakilan guaman kepada 1,957 klien di Mahkamah Majistret Jenayah Kuala Lumpur yang terletak di Jalan Duta. Jadual di bawah menunjukkan kategori kes-kes yang telah dikendalikan oleh pelatih-pelatih dalam kamar:

BULAN	MITIGASI DAN PERWAKILAN	APPLIKASI IKAT JAMIN	NASIHAT DAN PENANGGUHAN	REMAN YBGK	PEMBUKAAN FAIL UNTUK KES RAYUAN	JUMLAH
January	173	6	33			212
February	46	-	-			46
March	154	4	-			158
April	229	5	-			234
May	261	-	-			261
June	201	-	1			202
July	150	5	1			156
August	218	15	15			248
September	184	29	3			216
October	175	6	43			224
November						
December						
<b>Total</b>	<b>1,791</b>	<b>70</b>	<b>96</b>			<b>1,957</b>

**5. LAPORAN PROGRAM PENJARA**

*Disediakan oleh Sekretariat*

**Ketua Projek**

Ravi Nekoo

Program Penjara bagi tahun 2016 adalah seperti berikut:

1. Penjara Sungai Buloh
2. Penjara Juvenile Kajang
3. Penjara Wanita Kajang
4. Rumah Reman Juvenile

Program Penjara telah dijalankan oleh Jawatankuasa Penjara dan dibantu oleh pelatih dalam kamar yang telah membuat lawatan ke penjara pada setiap minggu untuk menemu bual banduan-banduan dan memberikan bantuan guaman yang diperlukan oleh banduan-banduan tersebut.

Dalam tahun 2016, dua sesi latihan telah dijalankan untuk para pelatih dalam kamar. Butiran tentang sesi latihan tersebut adalah seperti berikut:

TARIKH LATIHAN	KELOMPOK	JURULATIH	BILANGAN PELATIH DALAM KAMAR
17 Mac	Kelompok 87	Ravi Nekoo	20
10 Jun	Kelompok 88	Collin Andrew	20

Mulai 1 Januari 2016 hingga 1 Mac 2016, Program Penjara telah dijalankan sebagai salah satu program KLLAC. Statistik bagi tempoh tersebut adalah seperti yang berikut:

NO	PENJARA	BILANGAN OKT	BILANGAN PELAWAT
1.	Penjara Sungai Buloh	134	8
2.	Penjara Juvenile Kajang	103	9
3.	Penjara Wanita Kajang	72	9
4.	Rumah Reman Juvenile	23	2
	<b>Jumlah</b>	<b>332</b>	<b>28</b>

Pada Mac 2016, hasil daripada perbincangan dengan Pusat Bantuan Guaman Selangor, Program Penjara telah diletakkan di bawah Yayasan Bantuan Guaman Kebangsaan ("YBGK") dengan beberapa perubahan dilakukan terhadap program tersebut.

Berdasarkan persetujuan yang telah dicapai di antara YBGK KL dan YBGK Selangor yang berkuatkuasa pada 1 Mac 2016, YBGK KL akan menjalankan sesi temu bual di Penjara Kajang manakala YBGK Selangor akan menjalankan sesi temu bual di Penjara Sungai Buloh.

NO	PENJARA	BILANGAN TERTUDUH YANG DI TEMU BUAL
1.	Penjara Sungai Buloh Prison	555
2.	Penjara Juvenile Kajang	439
3.	Penjara Wanita Kajang	102
	<b>Jumlah Keseluruhan</b>	<b>1096</b>

Statistik Program Penjara adalah berdasarkan kepada kriteria-kriteria berikut:

- a. Banduan mestilah warganegara Malaysia
- b. Banduan seorang warga asing di bawah usia 18 tahun
- c. Banduan mestilah berpendapatan RM 36,000 setahun dan ke bawah
- d. Banduan mestilah memerlukan bantuan guaman

Program tersebut tamat pada 31 Ogos 2016.

## 6. LAPORAN KLINIK 'WALK-IN' KLLAC

*Disediakan oleh Sekretariat*

### Ketua Projek

Mageswaran Rajangom

### Pengenalan

Klinik 'Walk-in' KLLAC adalah diuruskan oleh Sekretariat KLLAC di Tingkat 2, Wisma Hangsam. Klinik ini menyediakan dan menguruskan perkhidmatan di mana bakal pelanggan akan ditemu bual oleh pelatih dalam kamar yang menjalankan tugas-tugas bantuan guaman di Klinik KLLAC seminggu sekali dalam tempoh tiga bulan. Kira-kira dua puluh lima pelatih dalam kamar ditempatkan di KLLAC pada satu-satu masa sepanjang waktu operasi KLLAC dan berkhidmat sebagai barisan hadapan dalam memahami permasalahan undang-undang pelanggan, di mana ia akan memudahkan pemberian nasihat yang wajar atau penyediaan laporan ringkas untuk tindakan lanjut pengamal undang-undang KLLAC.

Pelatih dalam kamar akan didedahkan dengan pelbagai isu undang-undang dan diberi peluang untuk berinteraksi dan memberi nasihat kepada pelanggan mengenai bantuan perundangan yang disediakan oleh KLLAC. Pelatih dalam kamar akan memberikan bantuan mengenai nasihat undang-undang oleh peguam yang berpengalaman yang dapat dihubungi dan memberi nasihat melalui panggilan telefon atau secara peribadi. Namun, pada setiap peringkat, pelatih dalam kamar digalakkan untuk berfikir secara kritis apabila berhadapan dengan permasalahan undang-undang, bukan hanya di KLLAC namun dalam kerjaya undang-undang mereka secara keseluruhannya. Konsep pemikiran kritis merangkumi idea bahawa pelatih dalam kamar harus berfikir di luar batas pengetahuan teori dan menggunakan pengetahuan tersebut untuk menyelesaikan

permasalahan undang-undang sebagai pengamal undang-undang yang sebenar.

### **Prinsip Utama dan Objektif KLLAC**

Objektif KLLAC adalah untuk menggalakkan pelatih dalam kamar dan peguam untuk menyedari akan peranan dan tanggungjawab mereka serta potensi mereka dalam menyumbangkan perkhidmatan yang bernilai kepada masyarakat. Melalui kerja sukarela di KLLAC adalah diharapkan bahawa bukan sahaja rasa tanggungjawab sosial dan kesedaran hak asasi manusia, keadilan dan kedaulatan undang-undang dapat dipupuk, malah kesedaran dan pemahaman tentang isu-isu masyarakat juga dapat diperkembangkan. Sehubungan itu, pemahaman yang lebih mendalam akan interaksi dalam sistem sosio-undang-undang dan punca kepada permasalahan dalam masyarakat boleh dicapai. KLLAC percaya bahawa langkah pertama dalam menangani masalah ini ialah dengan memahami isu masyarakat terlebih dahulu.

KLLAC mendedahkan pelatih dalam kamar kepada pelanggan dari pelbagai latar belakang yang berbeza. PDK akan bertemu dengan pelanggan yang dibelenggu masalah kemiskinan, diskriminasi, dan kekurangan akses kepada sistem keadilan. Apabila pelatih dalam kamar menemu bual pelanggan ini, kedua-dua pihak akan mendapat kesedaran secara langsung bahawa undang-undang dapat menjadi alat untuk menangani ketidaksetaraan dan ketidakadilan. Melalui perspektif yang lebih luas, adalah menjadi prinsip KLLAC agar tempoh bantuan guaman selama empat belas hari yang dilalui oleh pelatih dalam kamar dapat menjadi satu mekanisme yang membolehkan mereka memperoleh kemahiran dan pengalaman dan mengaplikasikannya sebagai peguam yang bertauliah.

### **Persiapan Perkhidmatan: Latihan dan Tanggungjawab Pelatih dalam kamar**

Sebelum menempoh hari pertama di KLLAC, semua pelatih dalam kamar wajib melalui satu program latihan yang dijalankan oleh kakitangan KLLAC yang dibantu oleh pengamal undang-undang yang biasa bekerjasama dengan mereka. Pelatih dalam kamar diberikan taklimat mengenai langkah-langkah yang betul ketika menjalankan 'means test' (untuk menentukan sama ada bakal pelanggan layak untuk mendapat bantuan undang-undang), dan bagaimana untuk menemu bual pelanggan dengan etika yang sesuai. Sekaligus mendapat gambaran penuh tentang masalah yang dihadapi oleh pelanggan.

Semasa latihan, peguam yang berkhidmat secara sukarela dengan KLLAC akan berkongsi dengan pelatih dalam kamar tentang pengalaman yang telah mereka lalui bukan sahaja sepanjang menjalani program ini namun dalam kerjaya undang-undang masing-masing. Tujuan utama pengajaran melalui perkongsian pengalaman ini adalah untuk melengkapkan pelatih dalam kamar dengan kemahiran interpersonal untuk membantu mereka berurusan dengan pelbagai pihak dalam urusan harian KLLAC, termasuk pelanggan, Mahkamah dan badan-badan awam seperti Polis Diraja Malaysia.

KLLAC juga ingin mengambil kesempatan ini untuk mengucapkan ribuan terima kasih dan menyampaikan penghargaan kepada individu-individu yang telah berusaha dan mendedikasikan masa dan kemahiran mereka dalam membantu KLLAC untuk mencapai matlamatnya, seperti Encik Loh.

Kami ingin merakamkan ucapan penghargaan dan ribuan terima kasih kepada Encik Lih Yik Chang yang telah menawarkan khidmat secara sukarela di KLLAC selama 50 jam bagi memenuhi syarat sebelum ditauliahkan sebagai peguam oleh Majlis Peguam New York.

Di samping itu, peguam-peguam yang berkhidmat secara sukarela di KLLAC juga telah memberikan ceramah percuma bertajuk "ON ASTRO VILUTHUGAL 2016" kepada orang awam sebagai salah satu usaha mereka untuk meningkatkan kesedaran masyarakat tentang hak undang-undang asasi manusia dan kewujudan KLLAC sebagai tempat yang sentiasa bersedia untuk memberikan perkhidmatan kepada masyarakat. Setinggi-tinggi penghargaan dan ucapan ribuan terima kasih kami ucapkan kepada Kasthuri, Yoges, Arun Kumar, Manimegalai, Mageswaran dan Rajeswari di atas kesudian mereka berkongsi pandangan dan pengalaman dengan masyarakat di samping jadual mereka yang cukup padat dengan pelbagai tugas dan tanggungjawab masing-masing. Selain itu, kami juga ingin merakamkan ucapan ribuan terima kasih kepada Yoges dan Mageswari yang merupakan peguam yang berkhidmat secara sukarela di KLLAC di atas kesudian mereka meluangkan masa dan tenaga untuk terlibat secara langsung di dalam program kemasyarakatan yang telah dianjurkan oleh pihak KLLAC dengan kerjasama Ahli Majlis Parlimen Klang di Klang pada 17 April 2016 (Ahad). Program ini menjadi medan untuk mereka memberi kesedaran masyarakat akan hak undang-undang asasi manusia.

### **Kelebihan/Kekuatan**

Kekuatan dan kelebihan KLLAC terletak pada semangat dan prinsip-prinsip yang diamalkan dan diterapkan oleh KLLAC sendiri iaitu menyediakan khidmat nasihat guaman secara percuma kepada sesiapa sahaja dan menyediakan peguam yang terbaik bagi yang layak tanpa perlu membayar kos guaman dengan matlamat memberikan perkhidmatan yang terbaik kepada masyarakat.

### **Kelemahan**

Terdapat beberapa situasi di mana pemohon yang datang ke KLLAC untuk mendapatkan nasihat guaman, perkara yang diadukan tidak termasuk di dalam skop perkhidmatan yang disediakan oleh pihak KLLAC seperti 'asylum seeking', kutipan hutang, mufis dan lain-lain.

Satu lagi masalah yang dihadapi oleh pihak KLLAC adalah kekurangan peguam yang sudi berkhidmat secara sukarela di KLLAC dan hal ini membawa masalah kepada pelatih dalam kamar untuk mendapatkan tunjuk ajar serta nasihat daripada peguam dalam bidang undang-undang yang mereka tidak biasa.

### **Kesimpulan**

Kesimpulannya, kami percaya bahawa sehingga ke hari ini KLLAC berada di landasan yang benar dan mampu untuk memenuhi tuntutan dan tanggungjawab sosial kepada masyarakat. Walau bagaimanapun, kesedaran dan sokongan daripada golongan yang mempunyai pengetahuan dalam bidang perundangan secara keseluruhan adalah sangat penting seperti penglibatan peguam yang sudi untuk menawarkan khidmat mereka di KLLAC bagi memastikan matlamat KLLAC untuk memberikan terbaik kepada masyarakat dapat diteruskan dalam tempoh masa panjang.

## **7. LAPORAN KLINIK SYARIAH KLLAC**

*Disediakan oleh sekretariat*

### **Sekilas mengenai Klinik Syariah**

Klinik Guaman Syariah yang dikendalikan oleh pelatih-pelatih dalam kamar yang cekap dan berkebolehan ini memainkan peranan sebagai pusat sehati bagi golongan miskin dan yang memerlukan untuk mendapatkan nasihat guaman atau representasi berkenaan masalah yang berkaitan dengan hal-hal Syariah.

Syariah Klinik ini bertapak di KLLAC dan terbuka kepada orang awam pada Isnin hingga Jumaat dari jam 10:00 pagi sehingga 4:30 petang. Semua hal di Klinik Guaman ini diuruskan oleh pelatih-pelatih dalam Kamar dengan nasihat daripada peguam yang berpengalaman.

### **Pra-Nasihat Guaman : Menyediakan Para Pelatih Dalam Kamar**

Setiap pelatih yang sedang menjalankan latihan dalam kamar adalah diwajibkan untuk menghadiri tugas bantuan guaman selama 14 hari, yang mana salah satunya adalah Klinik Syariah. Matlamat utama untuk menyediakan para pelatih dalam kamar ini adalah supaya mereka dapat didedahkan dengan masalah-masalah yang akan mereka hadapi setiap hari apabila berdepan dengan klien-klien yang mempunyai masalah yang sangat rumit. Salah satu yang digunakan untuk mencapai matlamat ini adalah dengan mengadakan sesi lakonan untuk setiap subjek undang-undang. Objektif latihan ini adalah untuk memperkenalkan para pelatih dalam kamar dengan dunia yang sebenar.

Klinik Syariah akan menerima kesalahan jenayah Syariah dan kes-kes yang berkaitan dengan perkara-perkara sivil seperti:

<b>Pra-Perkahwinan</b>	<ul style="list-style-type: none"> <li>• Wali Hakim</li> <li>• Wali Enggan</li> <li>• Pengesahan Nikah</li> <li>• Poligami</li> </ul>
<b>Semam dalam Perkahwinan</b>	<ul style="list-style-type: none"> <li>• Cerai termasuk Fasakh, Ta'liq, Khuloq</li> <li>• Tidak bercerai</li> </ul>
<b>Selepas Perkahwinan</b>	<ul style="list-style-type: none"> <li>• Hadhanah</li> <li>• Nafkah Eddah</li> <li>• Mutaah</li> <li>• Tunggakan Nafkah Anak</li> <li>• Harta Sepencarian</li> <li>• Pengesahan Nasab</li> </ul>

### **Masalah yang dihadapi semasa Program Bantuan Guaman Syariah dan Cadangan Penyelesaiannya**

Walaupun program bantuan guaman bagi Syariah adalah lebih baharu berbanding perkhidmatan lain yang disediakan oleh pihak KLLAC, kerana kurangnya publisiti menyebabkan tidak ramai orang Islam datang ke Klinik Syariah ini. Antara sebab lain adalah, kurangnya tenaga kerja dengan kurangnya jumlah peguam Syariah untuk menjalankan kerja sukarela bagi program bantuan guaman syariah.

Terdapat banyak kes di mana pihak kerajaan telah mengalakkan misi celik undang-undang untuk kempen kesedaran seperti program celik undang-undang untuk memberi kesedaran tentang wujudnya pelbagai jenis hak undang-undang dan remedi yang boleh dituntut dalam undang-undang Syariah. Selain itu, saluran promosi lain yang berpotensi untuk diadakan adalah seperti menganjurkan kem, mengadakan ceramah-ceramah, menjalankan bengkel interaktif atau program untuk memperkenalkan jenis-jenis bantuan undang-undang yang disediakan di bawah program bantuan guaman syariah ini.

## 8. LAPORAN KOMUNITI KLINIK BANTUAN GUAMAN

*Disediakan oleh: Genevieve Tan (Ketua Projek)*

### Ahli Jawatankuasa

Preetam Kaur (Penasihat)  
 Genevieve Tan Gaik May (Ketua Projek)  
 Pramodini Nair (Timbalan Ketua Projek)  
 Kenny Wong  
 Shashi Devan  
 Mathew Lee  
 Kasthuri Krishnan

Tahun ini agak muram untuk Klinik namum komuniti terpinggir telah mengambil iktibar untuk menjalankan sesi perundangan untuk diri mereka sendiri sebagai menjana kuasa dan mencapai kejayaan kepada diri mereka.

Aktiviti kami adalah:

NO	TARIKH	AKTIVITI	TEMPAT	JUMLAH
1	08.03.2016	Mesyuarat dengan PAMT	KLLAC	5
2	08.03.2016	Mesyuarat dengan WAKE	KLLAC	4
3	11.03.2016	Ceramah mengenai Sensitiviti Mak Nayah oleh Nisha Ayub	KLLAC	18
4	19.05.2016	Sesi Perundangan dengan JFS Di Bukit Bintang untuk Masyarakat Terpinggir	Bukit Bintang	17
5	25.07.2016	Sesi Perundangan Dengan JFS untuk Masyarakat Terpinggir	LoyarBurok	35

Harapan kami adalah agar dengan sokongan padu dari peguam sukarela, ahli jawatankuasa kami dapat menerajui aktiviti pembaharuan undang-undang yang masih tergendala kian lamanya.

## 9. LAPORAN KLINIK KLLAC/AWAM/WAO/SIS

*Disediakan oleh Sekretariat*

### Ketua Projek

Harleen Kaur

KLLAC dengan kerjasama All Women's Action Society (AWAM), Women's Aid Organisation (WAO) dan Sisters In Islam (SIS) menyediakan bantuan guaman kepada kumpulan wanita yang memerlukan bantuan guaman tersebut. Organisasi-organisasi ini mengendalikan pelbagai isu yang melibatkan wanita seperti keganasan rumahtangga, penceraian, hak penjagaan anak dan sebagainya. SIS pula lebih fokus untuk menyelesaikan masalah yang melibatkan wanita Islam, manakala AWAM dan WAO akan menyelesaikan masalah yang berkaitan dengan wanita tanpa mengira agama.

<b>PROGRAM</b>	<b>KUMPULAN 86</b>	<b>KUMPULAN 87</b>	<b>KUMPULAN 88</b>	<b>KUMPULAN 89</b>
AWAM	6	6	6	6
WAO	3	3	3	2
SIS	4	4	4	3
<b>JUMLAH</b>	<b>13</b>	<b>13</b>	<b>13</b>	<b>11</b>

Jadual 1: Bilangan pelatih dalam kamar untuk setiap kumpulan.

Sejumlah empat kumpulan pelatih dalam kamar masing-masing telah ditugaskan kepada AWAM, WAO dan SIS di antara bulan Januari sehingga Oktober 2016. Jumlah pelatih dalam kamar yang ditugaskan kepada klinik-klinik tersebut diringkaskan adalah seperti Jadual di atas.

Jumlah pelatih dalam kamar paling ramai telah ditugaskan kepada AWAM diikuti oleh SIS dan WAO. Jumlah Pelatih yang dibahagikan ini adalah mengikut hari bertugas dan jumlah klien yang akan bertemu dengan NGO masing-masing.

<b>PROGRAM</b>	<b>JAN</b>	<b>FEB</b>	<b>MAC</b>	<b>APRIL</b>	<b>MEI</b>	<b>JUN</b>	<b>JUL</b>	<b>OGOS</b>	<b>SEPT</b>	<b>OKT</b>
AWAM	41	35	25	43	40	27	41	33	31	36
WAO	5	8	5	15	14	16	2	7	3	8
SIS	30	32	36	34	32	35	42	37	30	38

Jadual 2: Jumlah klien yang dikendalikan oleh setiap NGO

<b>PROGRAM</b>	<b>JUMLAH KLIEN</b>
AWAM	352
WAO	83
SIS	346

Jadual 3: Jumlah keseluruhan klien yang dikendalikan oleh setiap NGO dari Januari – Oktober 2016

AWAM mengendalikan jumlah klien yang paling tinggi iaitu seramai 352 klien diikuti oleh SIS (346) dan WAO (83). Pelatih dalam kamar secara amnya akan memberi nasihat guaman kepada klien yang datang atau menghubungi mana-mana pusat NGO ini. Mereka juga akan melakukan kajian mengenai kes-kes dan pembangunan undang-undang.

Tugas pelatih dalam kamar tidak hanya tertumpu kepada kerja-kerja pejabat, mereka juga kadangkala akan menemani klien untuk memfaikan laporan polis di balai polis, menemani klien ke jabatan imigrasi, menemani klien ke pusat-pusat kesihatan dan menyediakan surat kepada pihak-pihak yang berkaitan.

Pelatih dalam kamar ini perlu menjalani sesi latihan sebelum memulakan tugas mereka di NGO masing-masing. Mereka akan diperkenalkan dengan bidang tugas mereka dan akan diberi latihan mengenai undang-undang asas yang berkaitan dengan bidang tugas mereka di NGO masing-masing. Semasa minggu ke tujuh tugas bagi setiap kumpulan, Penilaian Pertengahan Penggal akan diadakan bagi memberi peluang kepada Pelatih-pelatih untuk berkongsi mengenai pengalaman mereka dan sebarang masalah yang dihadapi oleh mereka sepanjang tugas bantuan guaman mereka. Wakil bagi setiap NGO memberi maklum balas mereka mengenai prestasi pelatih-pelatih ini. Secara keseluruhannya, pelatih-pelatih dan wakil setiap NGO berpuas hati dengan Klinik KLLAC/AWAM/WAO/SIS.

## 10. LAPORAN TENAGANITA

*Disediakan oleh Sekretariat*

### Ketua Projek

Harleen Kaur

Tenaganita adalah sebuah organisasi bukan kerajaan yang bertujuan untuk memberi perlindungan kepada pendatang, pelarian, wanita dan kanak-kanak daripada menjadi mangsa eksploitasi, dera, dan penyeludupan manusia. KLLAC bekerjasama dengan Tenaganita dengan cara menghantar pelatih dalam kamar kepada Tenaganita.

Sebelum memulakan tugas mereka di Tenaganita, pelatih-pelatih akan menjalankan latihan selama dua hari untuk menyediakan mereka dengan kemahiran yang diperlukan dalam menjalankan tugas mereka di Tenaganita. Mereka juga akan dilatih mengenai undang-undang yang berkaitan dan kemahiran insaniah seperti kemahiran berkomunikasi, kemahiran untuk melakukan temuramah serta kemahiran untuk berunding.

Empat kumpulan pelatih telah ditugaskan kepada Tenaganita dari bulan Januari ke Oktober 2016. Jadual 1 menunjukkan jumlah pelatih yang ditugaskan ke Tenaganita bagi setiap kumpulan. Terdapat pengurangan jumlah pelatih yang ditugaskan ke Tenaganita dalam kumpulan 89 kerana jumlah pelatih yang mendaftar untuk tugas bantuan guaman bagi kumpulan ini adalah kekurangan.

KUMPULAN	86	87	88	89
Jumlah Pelatih	20	25	25	15

Jadual 1: Jumlah Pelatih bagi Setiap Kumpulan

BULAN	JAN	FEB	MAR	APRIL	MEI	JUN	JUL	OGOS	SEP	OKT	JUMLAH
No. of Clients	454	412	476	412	640	549	495	480	475	450	4843

Jadual 2: Jumlah Klien bagi setiap bulan

Tenaganita telah mengendalikan sejumlah 4843 kes dari Januari sehingga Oktober 2016. Pelatih-pelatih telah mengendalikan pelbagai jenis isu. Mereka mengendalikan kes yang berkaitan dengan pelbagai pihak seperti polis, jabatan imigresen, jabatan buruh dan juga Mahkamah. Mereka akan sentiasa dipantau oleh pegawai kes yang akan membimbing dan membantu sepanjang tugas mereka di Tenaganita. Pelatih-pelatih juga akan terlibat dengan kes dokumentasi yang melibatkan pengumpulan semua bukti dan dokumen yang berkaitan dengan kes tersebut. Mereka akan membantu dalam menyediakan perjanjian persetujuan, surat-surat, dan laporan polis serta laporan susulan mengenai kes yang akan mereka kendalikan. Secara keseluruhannya, mereka akan memainkan peranan yang proaktif untuk berunding dengan pihak majikan, ejen dan juga pegawai-pegawai kerajaan sehingga kes ini berjaya diselesaikan.

Pada minggu ke-7 bagi setiap kumpulan, mereka akan menghadiri Penilaian Pertengahan Penggal yang diadakan di pejabat KLLAC. Pelatih-pelatih akan diberi peluang untuk menyuarakan sebarang masalah yang dihadapi sepanjang tugas mereka dan mencadangkan sebarang penambahbaikan bagi tugas mereka di Tenaganita. Ini juga adalah sebagai salah satu cara bagi wakil daripada Tenaganita untuk memberi maklumbalas kepada pelatih-pelatih mengenai tugas mereka di Tenaganita.

Setakat ini, pelatih-pelatih dan pihak Tenaganita sangat gembira dengan program ini. Kebanyakan pelatih terus menjadi sukarelawan dan membantu Tenaganita walaupun tempoh latihan mereka telah tamat.

## 11. LAPORAN PESURUHJAYA TINGGI PBB BAGI PELARIAN("UNHCR")

*Disediakan oleh Sekretariat*

### Ketua Projek

Harleen Kaur

UNHCR adalah sebuah agensi di bawah Persatuan Bangsa-Bangsa Bersatu yang ditugaskan untuk menyokong dan membantu pelarian-pelarian di Malaysia. UNHCR akan membantu untuk mendaftarkan pelarian-pelarian yang mencari perlindungan, menentukan status pelarian mereka dan akhirnya mencari negara yang akan menempatkan pelarian tersebut.

KLLAC membantu UNHCR dengan menyediakan pelatih-pelatih kepada UNHCR.

<b>KUMPULAN</b>	<b>87</b>	<b>88</b>	<b>89</b>
Jumlah Pelatih	20	20	20

Tiga kumpulan pelatih-pelatih telah ditugaskan kepada UNHCR dari bulan Mei sehingga Oktober. Tiada pelatih yang ditugaskan pada Januari sehingga April kerana KLLAC dan UNHCR masih lagi membincangkan tentang perstrukturkan Klinik KLLAC-UNHCR. Klinik KLLAC-UNHCR bermula pada Mei 2016.

Seramai 20 orang pelatih telah ditugaskan ke UNHCR bagi setiap kumpulan.

<b>BULAN</b>	<b>MEI</b>	<b>JUN</b>	<b>JUL</b>	<b>OGOS</b>	<b>SEP</b>	<b>OKT</b>	<b>TOTAL</b>
Jumlah Klien	593	156	472	454	507	450	4295

Jadual 2: Jumlah Klien bagi setiap bulan

Sejumlah 4295 orang klien telah dibantu oleh pelatih-pelatih dari bulan Mei sehingga Oktober 2016. Klien yang hadir ke UNHCR mengalami pelbagai jenis masalah seperti masalah perkahwinan, keganasan rumahtangga, rompakan, penahanan tidak sah, kad UNHCR telah dicuri dan sebagainya. Pelatih-pelatih akan menemubual klien tersebut dan merekodkan dapatan mereka dan seterusnya menyerahkan laporan tersebut kepada pegawai-pegawai UNHCR untuk tindakan lanjut. Pelatih-pelatih juga akan mengikut pegawai-pegawai UNHCR ke pusat tahanan untuk membebaskan pelarian-pelarian daripada pusat tahanan tersebut.

Setiap pelatih akan menjalani latihan selama satu hari di UNHCR sebelum mereka menjalankan tugas mereka di sana. Semasa latihan tersebut, pelatih-pelatih akan dilatih mengenai undang-undang yang berkaitan dengan pelarian dan pendatang asing. Mereka juga akan dilatih dengan kemahiran dokumentasi, dan kemahiran menemubual yang diperlukan semasa menjalankan tugas mereka di UNHCR. Pada minggu ke-7 bagi setiap kumpulan, mereka akan menghadiri Penilaian Pertengahan Penggal di mana mereka akan memberi maklumbalas mengenai tugas mereka dan penambahbaikkan yang boleh dilakukan untuk Klinik KLLAC-UNHCR. Semasa Penilaian tersebut berlangsung, wakil daripada UNHCR juga akan memberi maklumbalas mereka mengenai tugas pelatih-pelatih ini.

Klinik KLLAC-UNHCR ini dapat membantu UNHCR dalam menjalankan tugas harian mereka dan juga dapat membuka mata setiap pelatih mengenai masalah yang dihadapi oleh pelarian-pelarian di Malaysia.

## 12. LAPORAN PROGRAM SANGKUTAN

*Disediakan oleh Sekretariat*

### **Ketua Projek**

Abd Shukor Tokachil

Sekretariat KLLAC menyediakan peluang dan ruang kepada pelatih dalam kamar untuk mengambil bahagian di dalam program-program inisiatif bantuan guaman sebagai medan bagi mereka menyalurkan keupayaan dan kemahiran yang dimiliki sebagai seorang bakal peguam muda di Malaysia untuk membantu golongan yang memerlukan bantuan dan khidmat nasihat perundangan. Sepanjang program sangkutan dijalankan, pelatih dalam kamar diberi peluang dan ruang untuk melibatkan diri di dalam pelbagai program yang dianjurkan oleh pihak KLLAC seperti:

- Klinik KLLAC (merupakan tempat di mana pelatih dalam kamar menjalankan temu bual dan memberikan khidmat nasihat guaman apabila perlu kepada sesiapa yang datang);
- Program 'Dock Brief' (merupakan program di mana pelatih dalam kamar memohon untuk mitigasi dan jaminan bagi penjenayah yang telah mengaku bersalah dalam prosiding jenayah di Mahkamah);
- Program Penjara (merupakan program di mana pelatih dalam kamar menjalankan temuramah dengan banduan di penjara); dan



- Pertubuhan Bukan Kerajaan (NGO) seperti berikut All Women's Society Malaysia ("AWAM"), Women's Aid Organisation ("WAO"), Sisters in Islam ("SIS"), United Nations High Commissioner for Refugees ("UNHCR"), Tenaganita dan Pink Triangle Foundation (merupakan tempat di mana pelatih dalam kamar menjalankan temuramah dan memberikan bantuan yang diperlukan oleh golongan-golongan yang kurang bernasib baik).

Selain daripada program-program yang tersebut di atas, penuntut-penuntut (attachment students) juga perlu melibatkan diri di dalam pengurusan KLLAC, menghadiri sesi latihan yang dijalankan oleh pihak KLLAC dan juga terlibat di dalam proses persiapan serta menjalankan kajian yang meliputi aspek perundangan yang luas.

Di samping itu, penuntut-penuntut juga punyai pilihan dan peluang untuk melibatkan diri di dalam pelbagai program yang disediakan, untuk tempoh jangka masa di antara seminggu sehingga dua bulan. Setelah tamat program sangkutan, setiap penuntut akan menerima sijil daripada pihak KLLAC.

Penglibatan penuntut-penuntut merupakan salah satu aspek penting di latihan undang-undang yang tidak boleh dipandang rendah. Hal ini kerana semasa zaman mereka belajar mereka sering kali diberikan soalan dan masalah berbentuk teori untuk ditangani walaupun mereka jarang diberi peluang untuk mengaplikasikan apa yang dipelajari di alam realiti dan melihat bagaimana pengetahuan undang-undang tersebut diaplikasikan.

Penglibatan penuntut-penuntut di dalam program-program di bawah KLLAC juga dapat menjadi jambatan untuk menghubungkan penuntut-penuntut dengan peguam. Kepentingan KLLAC juga merupakan satu perkara yang perlu diserapkan di dalam diri seorang bakal peguam seawal yang mungkin. Hal ini kerana dengan melihat sendiri bagaimana KLLAC memberi manfaat kepada masyarakat secara tidak langsung mereka mendapat gambaran yang jelas bagaimana untuk menjadi seorang peguam di Malaysia.

Institusi pendidikan dan firma guaman yang telah terlibat di dalam program sangkutan bagi tahun 2016 adalah seperti berikut:

- Universiti Malaya (UM);
- Universiti Islam Antarabangsa Malaysia (UIAM);
- Kolej Universiti Taylor's;
- Zaid Ibrahim & Co;
- Skrine & Co;
- Kolej KDU;
- SMK Damansara Damai;
- Albar & Partners.

### **13. LAPORAN TEKNOLOGI MAKLUMAT/PENERBITAN KLLAC**

*Disediakan oleh Sekretariat*

#### **Ketua Projek**

Terrence Lee Ro Hui

Elaine Gan Peay Er

#### **Pengenalan**

Seperti yang sedia maklum, laman sesawang KLLAC perlu dikemas kini. Oleh sebab orang awam dan pelatih-pelatih dalam kamar sentiasa melawat laman sesawang KLLAC untuk mendapatkan maklumat, adalah sangat penting untuk laman sesawang KLLAC menyediakan maklumat asas kepada pelawat-pelawat. Ini adalah untuk memastikan pelawat-pelawat laman sesawang KLLAC mendapat maklumat awal yang tepat dan seterusnya mengambil langkah-langkah yang berkesan untuk membantu mereka dalam urusan-urusan mereka. Oleh itu, Jawatankuasa Penerbitan/Teknologi Maklumat telah ditubuhkan untuk membangunkan semula laman sesawang yang sedia ada. Jawatankuasa ini bertindak untuk melengkapkan transformasi laman sesawang KLLAC.

#### **Laman sesawang KLLAC**

Maklumat-maklumat penting seperti maklumat perhubungan terkini telah dikemaskini. Kini laman sesawang tersebut telah dilengkapi dengan reka bentuk yang baru dengan menggunakan warna tema Majlis Peguam Malaysia dan reka bentuknya tampak lebih menarik dan interaktif kepada pelawat-pelawat KLLAC.

Kami juga memperkenalkan tajuk-tajuk baru bagi pendidikan awam, program-program KLLAC dan YBGK dan acara-acara yang sedang berlangsung/dijalankan. Pelatih dalam kamar juga boleh memuat turun boring-borang Tugas-Tugas Bantuan Guaman (Legal Aid Duties) dan para peguam boleh terus mendaftar untuk menjadi Peguam Sukarelawan KLLAC.

### **Kesimpulan**

Jawatankuasa Teknologi Maklumat/Penerbitan amat berbesar hati untuk membawakan/memperkenalkan kepada anda laman sesawang KLLAC yang baharu. Kami dengan ikhlas hati berterima kasih kepada semua pihak yang telah terlibat atas dedikasi dan kerja keras mereka dalam menjadikan rancangan pembaharuan/penambahbaikan laman sesawang KLLAC ini suatu kenyataan.

## **14. LAPORAN PROGRAM PENDIDIKAN KOMUNITI DAN JANGKAUAN**

*Disediakan oleh Sekretariat*

### **Ketua Projek**

Samantha Chong Yin Xin  
Crystel Lee Yen Ru

### **Peranan, Matlamat/Tujuan Program**

Program Pendidikan Komuniti dan Jangkauan bertujuan untuk mewujudkan suatu kesedaran dan pengukuhan undang-undang kepada orang awam, badan-badan NGO, para pemimpin komuniti dan kumpulan-kumpulan yang terpinggir khususnya berkenaan dengan hak-hak dan tanggungjawab mereka.

### **Aktiviti-aktiviti**

Pada 28 Februari 2016, KOR Warga Kota, satu badan bukan kerajaan (NGO) telah menjemput KLLAC untuk mengadakan satu program jangkauan di Kompleks Komuniti Wanita Kuala Lumpur, menyasarkan kumpulan berpendapatan rendah dan ibu/bapa tunggal. Keong Ming Wai mengetuai program tersebut dan dibantu oleh pengamal undang-undang Elaine Gan, Choong Kak Sen, Baskaran Manikam, Ananthan Vijayakumar, Chan Yan Hui dan Jeevanathan Angappan. Jawatankuasa ini telah berkhidmat dari pukul 10:00 pagi hingga 3:00 petang untuk memberikan khidmat nasihat percuma dan menggalakkan pihak negeri memberikan sumbangan kepada peserta-peserta Yayasan Bantuan Guaman Kebangsaan ("YBGK").

Jawatankuasa ini telah menerima jemputan daripada Majlis Perbandaran Klang (MPK) untuk mengadakan satu bengkel berkenaan dengan isu-isu pekerjaan. Bengkel tersebut akan diadakan pada 4 Disember 2016. Program ini berfokuskan kepada golongan pekerja kelas pertengahan dan topik-topik yang akan dibincangkan adalah pemecatan konstruktif, pemotongan gaji atau cuti, dan isu berkaitan dengan SOCSO dan EPF.

Golongan pelarian, imigran yang tidak mempunyai dokumen yang sah dan pemohon suaka di Malaysia berterusan berhadapan dengan penangkapan/penahanan dan serbuan oleh pihak berkuasa undang-undang. Disebabkan oleh keadaan mereka yang tidak pasti di sudut undang-undang, mereka ini terdedah kepada penangkapan, pemeriksaan, penyitaan yang sewenang-wenangnya dan pelbagai salah guna kuasa yang lain. Justeru itu, jawatankuasa ini akan mengadakan program interaktif komuniti dan jangkauan berkenaan dengan topik penangkapan dan reman kepada pemimpin Komuniti Pelarian Rohingya. Program ini akan diadakan di Selayang pada 11 Disember 2016 dengan bantuan jurubahasa/penterjemah dan pemimpin agama tempatan. Program ini bertujuan untuk memperkasakan pemimpin tempatan dengan pengetahuan undang-undang dan mewujudkan suatu penyelesaian yang berkesan dalam mengatasi konflik yang bakal dihadapi apabila berhadapan dengan pihak berkuasa tempatan.

## **15. LAPORAN YAYASAN BANTUAN GUAMAN KEBANGSAAN ("YBGK")**

*Disediakan oleh Sekretariat*

### **Pengenalan**

Sejak dilancarkan pada tahun 2011, YBGK menyediakan bantuan guaman secara percuma kepada semua rakyat Malaysia yang berumur 18 tahun ke bawah yang ditahan reman di balai polis dan juga mereka yang dituduh di Mahkamah atas pelbagai kesalahan jenayah. Dalam usaha untuk diwakili pada perbicaraan dan rayuan, pelanggan mesti mempunyai gaji kurang daripada RM36,000 setahun. YBGK dibantu oleh Jawatankuasa Pemandu Majlis Peguam YBGK dan disokong oleh Sekretariat Majlis Peguam YBGK yang terletak di KLLAC. Pusat Bantuan Guaman Majlis Peguam Negeri turut berkhidmat sebagai pejabat YBGK.

Pada April 2016, YBGK menghadapi isu berkaitan pembayaran yang tidak dibuat yang mengganggu kelancaran program YBGK di seluruh Malaysia. Walau bagaimanapun, pada Oktober 2016, kebanyakan isu telah berjaya diselesaikan dan pihak

Sekretariat sedang mencari jalan untuk menambahbaik program YBGK pada tahun 2017.

#### **Statistik YBGK**

YBGK Kuala Lumpur meliputi lima IPD dan satu IPK. IPD-IPD ini adalah IPD Dang Wangi, IPD Brickfields, IPD Cheras, IPD Putrajaya dan IPD Sentul. Selain itu, YBGK Kuala Lumpur juga meliputi tiga Pusat Tahanan Reman iaitu di Jinjang, Dang Wangi dan Putrajaya.

Dalam jangka masa sepuluh bulan yang lepas (Januari - Oktober 2016), peguam YBGK dari KLLAC telah mewakili 15,165 orang yang di Mahkamah Reman. Peguam juga telah membantu 701 orang yang didakwa dan mereka yang memerlukan bantuan mitigasi dan permohonan jaminan.

Di samping itu, dalam tempoh masa yang sama, sebanyak 642 fail jenayah telah dibuka dan diberikan kepada peguam YBGK.

#### **Latihan YBGK untuk Peguam**

Pada tahun 2016, sebanyak empat latihan YBGK untuk Peguam telah dijalankan di kedua-dua bahagian Timur dan Barat Malaysia. Pengurangan jumlah latihan yang dijalankan berpunca daripada masalah pembayaran yang dihadapi oleh YBGK. Pengenalan ujian penilaian semasa Latihan YBGK merupakan langkah efektif kerana hanya mereka yang lulus ujian akan memenuhi syarat untuk menjadi peguam YBGK. Bahagian 3 Latihan YBGK yang terdiri daripada membantu tahanan jenayah juga telah dipanjangkan latihannya selama dua hari dengan mengadakan latihan yang lebih intensif, interaksi dan persembahan kumpulan.

#### **Audit**

Jawatankuasa Audit tidak melakukan sebarang audit pada peguam YBGK pada tahun 2016. Walau bagaimanapun, Latihan Audit telah dijalankan untuk meningkatkan jumlah juru audit. Dua orang peguam kanan telah dipilih di setiap Pusat Bantuan Guaman Negeri untuk menghadiri latihan tersebut yang diadakan di Auditorium Majlis Peguam. Seramai 16 orang peserta menghadiri latihan tersebut dan menduduki ujian penilaian untuk menjadi Auditor berkecualan.

#### **Program YBGK bagi Pelatih Dalam Kamar**

Oleh sebab skop yang luas dan pengalaman pendidikan yang disediakan oleh program YBGK, KLLAC memperkenalkan Program YBGK bagi pelatih-pelatih dalam kamar pada tahun 2013. Di bawah program ini, pelatih-pelatih didedahkan dengan pelbagai aspek undang-undang dan prosiding jenayah.

Pelatih-pelatih membantu menemuramah pelanggan, campur tangan dalam kerja perundangan, memantau proses reman di Mahkamah dan balai polis serta tugas-tugas pentadbiran. Pelatih juga dikehendaki untuk menjalankan penyelidikan dalam pelbagai aspek sistem keadilan jenayah dan membuat cadangan bagi membaharui undang-undang.

Setiap kumpulan dalam program ini terdiri daripada kira-kira 15 hingga 20 orang pelatih. Pelatih diberikan taklimat mengenai YBGK dan diberi latihan dalam undang-undang dan prosiding jenayah.

#### **Urus setia YBGK**

KLLAC sebagai pihak yang memulakan program YBGK juga mendapati pihaknya selaras dengan beberapa aspek dalam program YBGK. KLLAC bertindak sebagai urus setia YBGK dalam berhubung dengan Pusat Bantuan Guaman Negeri yang lain terutamanya dalam menentukan dasar, pentadbiran dan latihan.

KLLAC juga merupakan rangkaian yang berkaitan dengan pihak berkuasa dan jabatan yang berkenaan bagi memastikan kelancaran program YBGK.

KLLAC turut berurusan dengan pejabat YBGK yang kini dalam KLRC dari segi pendaftaran peguam YBGK, memeriksa tuntutan dan bayaran untuk peguam dan menetapkan pelaksanaan prosedur operasi.

#### **Kesimpulan**

Program YBGK bermula pada 2 April 2012 dan telah beroperasi selama empat tahun setengah dan ia merupakan projek pembangunan yang berterusan. Dari satu keadaan di mana 80% daripada tertuduh yang tidak diwakili di Mahkamah Majistret, beribu-ribu orang pada hari ini telah dibantu oleh YBGK dalam menghadapi prosiding jenayah.

Secara keseluruhan, YBGK telah membawa perubahan yang ketara kepada sistem undang-undang Jenayah. Ia menyediakan khidmat bantuan perundangan yang komprehensif dan mampan bagi menghadapi keadilan dalam sistem jenayah6



**AUDITED ACCOUNTS**  
KUALA LUMPUR BAR COMMITTEE  
FINANCIAL STATEMENTS  
FOR THE YEAR ENDED 31 DECEMBER 2016

**KUALA LUMPUR BAR COMMITTEE**

**Balance Sheet as at 31 December 2016**

	Note	2016 RM	2015 RM
Plant and equipment	2	347,084	377,080
<b>Current assets</b>			
Inventory		285	285
Subscription in arrears		12,988	17,061
Other receivables	3	196,252	177,925
Fixed deposits	4	1,806,843	1,743,087
Cash and bank balances		881,566	852,329
<b>Total current assets</b>		<b>2,897,934</b>	<b>2,790,687</b>
<b>Less: current liability</b>			
Other payables	5	321,936	335,015
<b>Total current liability</b>		<b>321,936</b>	<b>335,015</b>
<b>Net current assets</b>		<b>2,575,998</b>	<b>2,455,672</b>
		<u>2,923,082</u>	<u>2,832,752</u>
<b>Represented by:</b>			
Accumulated funds	6	2,923,082	2,832,752
		<u>2,923,082</u>	<u>2,832,752</u>

The accompanying notes form an integral part of, and should be read in conjunction with, these financial statements.

## KUALA LUMPUR BAR COMMITTEE

### Income and Expenditure Account for the year ended 31 December 2016

	Note	2016 RM	2015 RM
<b>INCOME</b>			
Subscriptions		992,818	982,415
Fixed deposit interest		63,756	61,276
Sub-committee income	8	298,828	349,156
Other income	9	27,854	85,031
Post box rental received		54,062	46,968
		<u>1,437,318</u>	<u>1,524,846</u>
<b>LESS: EXPENDITURE</b>			
Salaries, bonus and allowances		675,451	653,809
EPF		84,447	82,214
SOCSSO		6,304	5,914
Audit fee		1,750	1,750
Advertisement		90	-
Printing and stationery		7,512	7,188
Postages		2,333	2,061
Rental		174,733	169,594
Travelling		332	491
Telephone and facsimile		13,883	14,449
Electricity and water		8,882	6,769
Newspaper and periodicals		2,168	2,302
Journal books		1,671	-
Bank charges		542	761
Refreshment		1,731	1,625
General expenses		1,983	3,495
Sponsorship		6,792	-
Repairs and maintenance		5,743	6,029
Office maintenance		5,263	2,510
Medical expenses		4,870	3,563
AGM expenses		22,462	31,003
Insurance		15,185	17,130
Rental of office equipment		1,560	1,690
Long service staff award		4,000	-
Stamp duty		1,622	-
Internet fees		4,398	5,697
Upkeep of bar room		200	600
Upkeep of motorcycle		500	500
Reference proceedings		7,086	4,000
Staff welfare		595	1,413
Function expenses		19,687	19,671
Gazette charges		64	95
Sub-committee activities	8	206,709	274,037
Balance c/f		<u>1,290,548</u>	<u>1,320,360</u>

**KUALA LUMPUR BAR COMMITTEE**

Balance b/f	1,290,548	1,320,360
Safe deposit box rental	193	193
Training	-	650
Digitalisation exercise	5,400	42,756
Court Proceedings	6,839	1,257
Depreciation	43,246	28,560
GST not claimable	762	-
	1,346,988	1,393,776
<b>SURPLUS</b>	<b>90,330</b>	<b>131,070</b>

The accompanying notes form an integral part of, and should be read in conjunction with, these financial statements.

**KUALA LUMPUR BAR COMMITTEE**

**Cash Flow Statement for the year ended 31 December 2016**

	Note	2016 RM	2015 RM
Cash flow from operating activities			
Surplus		90,330	131,070
Adjustments for :- Depreciation		43,246	28,560
Operating profit before working capital changes		133,576	159,630
(Increase)/decrease in working capital			
Subscription in arrears		4,073	(186)
Other receivables		(18,327)	(65,677)
Other payables		(13,079)	(158,156)
Net cash generated from/(used in) operating activities		106,243	(64,389)
Cash flow from investing activities			
Purchase of plant and equipment		(13,250)	(19,788)
Net cash used in investing activities		(13,250)	(19,788)
Net increase/(decrease) in cash and cash equivalents		92,993	(84,177)
Cash and cash equivalents at beginning of year		2,595,416	2,679,593
Cash and cash equivalents at end of year	7	2,688,409	2,595,416

The accompanying notes form an integral part of, and should be read in conjunction with, these financial statements.



**KUALA LUMPUR BAR COMMITTEE**

**Notes to the Financial Statements  
for the year ended 31 December 2016**

**1. ACCOUNTING POLICIES**

**Basis of Accounting**

The financial statements are prepared under the historical cost convention.

**Plant and equipment**

Plant and equipment are stated at cost less accumulated depreciation.

Depreciation is provided on the straight line basis at rates calculated to write off the cost of the assets over their estimated useful lives.

The principal annual rates used are as follows :

Furniture and fittings	10%
Office equipment	10-20%
Signboards	10%
Air-conditioners	20%
Refrigerators	10%
Cafe bar	20%
Post boxes	10%
Renovation	20%

**Inventory**

Inventory comprises of consumables.

**Cash and cash equivalents**

Cash and cash equivalents at the end of the year consist of cash and bank balances and fixed deposits.

## KUALA LUMPUR BAR COMMITTEE

### 2. Plant and equipment

2016	Balance at 1.1.2016 RM	Cost		Balance at 31.12.2016 RM	Net Book Value RM
		Addition RM	Disposal RM		
Furniture and fittings	242,685	243	-	242,928	47,674
Office equipment	456,365	12,207	-	468,572	44,791
Signboards	4,629	-	-	4,629	212
Renovation	275,933	800	-	276,733	200,386
Air-conditioners	88,577	-	-	88,577	53,052
Refrigerators	3,385	-	-	3,385	1
Cafe bar	5,960	-	-	5,960	1
Post boxes	216,900	-	-	216,900	967
	<u>1,294,434</u>	<u>13,250</u>	<u>-</u>	<u>1,307,684</u>	<u>347,084</u>

	Balance at 1.1.2016 RM	Accumulated Depreciation		Balance at 31.12.2016 RM
		Addition RM	Disposal RM	
Furniture and fittings	185,723	9,531	-	195,254
Office equipment	404,200	19,581	-	423,781
Signboards	4,172	245	-	4,417
Renovation	65,231	11,116	-	76,347
Air-conditioners	35,072	453	-	35,525
Refrigerators	3,384	-	-	3,384
Cafe bar	5,959	-	-	5,959
Post boxes	213,613	2,320	-	215,933
	<u>917,354</u>	<u>43,246</u>	<u>-</u>	<u>960,600</u>

2015	Balance at 1.1.2015 RM	Cost		Balance at 31.12.2015 RM	Net Book Value RM
		Addition RM	Disposal RM		
Furniture and fittings	238,562	4,123	-	242,685	56,962
Office equipment	440,700	15,665	-	456,365	52,165
Signboards	4,629	-	-	4,629	457
Renovation	275,933	-	-	275,933	210,702
Air-conditioners	88,577	-	-	88,577	53,505
Refrigerators	3,385	-	-	3,385	1
Cafe bar	5,960	-	-	5,960	1
Post boxes	216,900	-	-	216,900	3,287
	<u>1,274,646</u>	<u>19,788</u>	<u>-</u>	<u>1,294,434</u>	<u>377,080</u>

**KUALA LUMPUR BAR COMMITTEE**

	Accumulated Depreciation			Balance at 31.12.2015 RM
	Balance at 1.1.2015 RM	Addition RM	Disposal RM	
Furniture and fittings	179,811	5,912	-	185,723
Office equipment	387,061	17,139	-	404,200
Signboards	3,927	245	-	4,172
Renovation	62,741	2,490	-	65,231
Air-conditioners	34,618	454	-	35,072
Refrigerators	3,384	-	-	3,384
Cafe bar	5,959	-	-	5,959
Post boxes	211,293	2,320	-	213,613
	<u>888,794</u>	<u>28,560</u>	<u>-</u>	<u>917,354</u>

3. Other receivables

Included in the above are:

	2016 RM	2015 RM
Equipment deposit	2,000	2,000
Rental deposit	92,506	84,797
Telephone deposit	2,100	2,100
Utility deposit	2,450	2,450
Parking deposit	600	400
Renovation deposit	3,212	3,212
Restoration deposit	32,120	32,120
Sundry	61,264	50,846
	<u>196,252</u>	<u>177,925</u>

4. Fixed deposits

The fixed deposits are placed with Affin Bank Berhad. The interest rates relating to deposits during the year ranged between 3.35% to 3.70% (2015: 3.60% to 3.70%) per annum.

## KUALA LUMPUR BAR COMMITTEE

### 5. Other payables

Included in the above are :

	2016 RM	2015 RM
Post box deposits	200,008	199,395
Audit fee	1,750	1,750
Other	120,178	133,870
	<u>321,936</u>	<u>335,015</u>

### 6. Accumulated funds

	2016 RM	2015 RM
Balance brought forward	2,832,752	2,701,682
Add : Surplus	90,330	131,070
Balance carried forward	<u>2,923,082</u>	<u>2,832,752</u>

### 7. Cash and cash equivalents

	2016 RM	2015 RM
Cash and bank balances	881,566	852,329
Fixed deposits	1,806,843	1,743,087
	<u>2,688,409</u>	<u>2,595,416</u>

**KUALA LUMPUR BAR COMMITTEE**

8. Sub-committees

	Income	Activity Expenses
	2016	2016
	RM	RM
Social, Arts and Recreation	3,113	2,875
Pupils	31,067	25,452
Sports	48,305	76,210
Professional Development	111,750	19,212
Young Lawyers	83,470	70,183
Corporate and Conveyancing Practice	19,000	7,751
Criminal Practice	-	99
Civil Practice	-	90
Information Technology	2,123	4,747
Publication	-	23
Environmental	-	67
	<u>298,828</u>	<u>206,709</u>

9. Other income

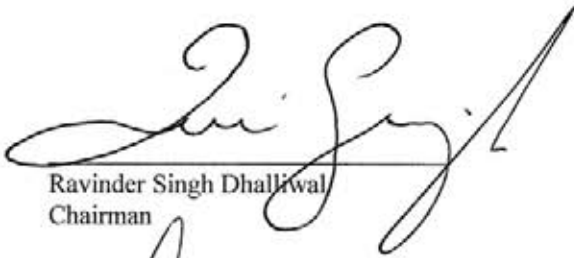
	2016	2015
	RM	RM
Photostating collections	2,954	3,694
Advertisement	10,627	20,740
Compensation	60	59,450
Sundry	14,211	1,145
Bank commission	2	2
	<u>27,854</u>	<u>85,031</u>

## **KUALA LUMPUR BAR COMMITTEE**

### **Statement by Members of the Committee**

In the opinion of the Committee, the financial statements set out on pages 1 to 9 are drawn up so as to give a true and fair view of the state of affairs of KUALA LUMPUR BAR COMMITTEE as at 31 December 2016 and of its income and expenditure and cash flow for the year then ended.

Signed on behalf of the Committee,



Ravinder Singh Dhaliwal  
Chairman



Goh Sit Lin  
Hon. Secretary

Kuala Lumpur

**26 JAN 2017**

**INDEPENDENT AUDITORS' REPORT TO THE MEMBERS OF  
KUALA LUMPUR BAR COMMITTEE**

We have audited the financial statements as set out on pages 1 to 9. The Committee Members are responsible for the preparation and fair presentation of these financial statements. This responsibility includes: designing, implementing and maintaining internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error; selecting and applying appropriate accounting policies; and making accounting estimates that are reasonable in the circumstances. Our responsibility is to express an opinion on these financial statements based on our audit. We do not assume responsibility towards any other person for the content of this report.

We conducted our audit in accordance with approved standards on auditing in Malaysia. Those standards require that we comply with ethical requirements and plan and perform the audit to obtain reasonable assurance whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on our judgement, including the assessment of risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, we consider internal control relevant to the Committee's preparation and fair presentation of the financial statements 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 Committee's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by the Committee Members, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

The financial statements are in agreement with the books which, in our opinion, have been properly kept. We have obtained the information and explanations we required. In our opinion, the financial statements are properly drawn up so as to give a true and fair view of the state of affairs of KUALA LUMPUR BAR COMMITTEE as at 31 December 2016 and of its income and expenditure and cash flow for the year ended on that date.



FYL CHAN & CO  
[AF 1270]  
Chartered Accountants

Kuala Lumpur

**07 FEB 2017**







**JAWATANKUASA BAR KUALA LUMPUR  
KUALA LUMPUR BAR COMMITTEE**

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