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Date　　: 7 September 2018

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Dear Sir,

RE: DALAM MAHKAMAH TINGGI MALAYA DI KUALA LUMPUR

(BAHAGIAN SIVIL)

SAMAN PEMULA NO: WA-24-18-03/2017

MOHAMED TAUFIK BIN TUN DR ISMAIL (PLAINTIF)

PANDIKAR AMIN BIN HAJI MULIA & YANG LAIN (DEFENDAN-DEFENDAN)

I refer to your letter dated 8th August 2018.

2.　　It is noted that the motion proposed by Dato' Seri Abdul Hadi Awang, Member of Parliament for Marang, relating to a proposed amendment known as "Rang Undang-undang Mahkamah Syariah

BERTEKAD MENEGAKKAN KEADILAN
STEADFAST IN UPHOLDING JUSTICE

(Bidang Kuasa Jenayah) (Pindaan) 2016" (RUU 355) was inserted into the Dewan Rakyat's Order Paper for the first meeting of the fifth session of the 13th Parliament held between 6th March 2017 and 6th August 2017. The motion, tabled on 6th August 2017, was never debated at any meeting of the 13th Parliament.

3.   It is established law that any unfinished business of a Parliament that has been dissolved will automatically lapse or expire pursuant to the dissolution. Such unfinished business cannot and does not "carry on life" when the new Parliament convenes. Thus, all uncompleted business of the 13th Parliament ceased to exist when the Dewan Rakyat was dissolved on 7 April 2018 and GE14 fixed for 9th May 2018. This would include any Bill which had not been passed by the Lower House on dissolution date. It would certainly extend to the RUU 355 motion.

4.   Because the RUU 355 motion "died" on 7 April 2018, this dispute has become otiose and academic. Accordingly, there is no practical utility in the proceedings before the High Court.

Thank you.

Yours sincerely,

Tommy Thomas
Attorney General