



FINAL EXAMINATION NOVEMBER 2022

COURSE TITLE	INTRODUCTION TO MALAYSIAN CONSTITUTION
COURSE CODE	MPU3313
DATE/DAY	14 FEBRUARY 2023 / TUESDAY
TIME/DURATION	09:00 AM - 11:00 AM / 02 Hour(s) 00 Minute(s)

INSTRUCTIONS TO CANDIDATES:

1. Please read the instruction under each section carefully.
2. Candidates are reminded not to bring into examination hall/room any form of written materials or electronic gadget except for stationery that is permitted by the invigilator.
3. Students who are caught breaching the Examination Rules and Regulation will be charged with an academic dishonesty and if found guilty of the offence, the maximum penalty is expulsion from the University.

(This Question Paper consists of 13 Printed Pages including front page)

This question paper contains TWO (2) sections. Please answer ALL the questions.

[100 MARKS]

SECTION A

There are FORTY (40) questions in this section. Answer ALL the questions in UROX.

(80 Marks)

1. Which of the following are the legislative bodies in Malaysia?

- A. Parliament and executive assembly
- B. Parliament and legislative assembly
- C. Parliament and judiciary
- D. Parliament and court of Chancery

2. Which of the following is the lower house of parliament?

- A. House of Representative
- B. House of the Chancery
- C. The Senate
- D. The Assembly

3.

- | |
|---|
| <ul style="list-style-type: none">- 222 members- Selected through various elections- The members involve in the making of laws at the federal level |
|---|

Table 1

Table 1 describes on the features of one of the Malaysian legislative bodies which is

- A. House of Representative
- B. House of the Chancery
- C. The Senate
- D. The Assembly

4. Fill in the blank with a correct answer.

'Senator' is a member of _____.

- A. Secretary
- B. Senate
- C. Secretariat
- D. Senator

5. How many seats in the House of Representative belongs to the Federal territory of Putrajaya?

- A. 1
- B. 11
- C. 12
- D. 13

6. Who is the head of Malaysia?

- A. Prime Minister
- B. The Yang di-Pertuan Agong
- C. Director General
- D. Attorney General

7. Find the best criteria to become the Prime Minister of Malaysia.

- A. Citizen and get minority confidence from House of Representatives
- B. Citizen and get majority confidence from House of Representatives
- C. Citizen and get majority confidence from Senate
- D. Anybody and get majority confidence from House of Representatives

8. The Federal Constitution provides that a Prime Minister may request The King for the dissolution of the Parliament. This is one of the alternatives for the Prime Minister other than tendering resignation notice.

Which Article of the Federal Constitution talks about the above provision?

- A. Article 40
 - B. Article 41
 - C. Article 42
 - D. Article 43
9. Who has power to revoke the appointment of a deputy minister?
- A. Prime Minister upon advice by The King
 - B. The King upon advice by the Prime Minister
 - C. The King upon advice by the Cabinet members
 - D. Prime Minister upon advice by ministers
10. Assuming that Azmin was appointed as a Cabinet member in March 2021. A notice on his termination was delivered to him in December 2021. By applying the judgment in the case of Dato' Seri Anwar Ibrahim v Prime Minister of Malaysia and Anor, who is required to notify Azmin about the termination?
- A. The Director General
 - B. The King
 - C. The Executive Council
 - D. Prime Minister
11. Find an incorrect statement about the Federal Constitution.
- A. Judicial power must be exercised subject to the constraints of the Constitution
 - B. The Constitution was enacted by British
 - C. All laws have to be made in accordance with the Constitution
 - D. The Federal Constitution contains 183 articles

12. In the UKM4 case, the students challenged the constitutionality of section 15(5)(a) of the Universities and University Colleges Act 1971 (UUCA) which in their opinion the provision breached their rights as citizens. Which of the following is the article meant by them?
- A. Article 7
 - B. Article 8
 - C. Article 9
 - D. Article 10
13. The Federal Constitution defines sensitive issues. Which of the following is **NOT** a sensitive issue?
- A. Citizenship
 - B. National language
 - C. Propagation of religion to non-Muslim
 - D. Sovereignty of the Rulers
14. Yang di-Pertuan Agong shall exercise his power upon advice by the Prime Minister for the following matters **EXCEPT**
- A. the appointment of ministers
 - B. the appointment of a new Prime Minister
 - C. the appointment of Chief Justice
 - D. the appointment of Deputy Prime Minister
15. Assuming that Dato Hakim is the Prime Minister of Malaysia. What should he do if he loses the confidence of the majority of the House of Representatives' members?
- A. Tender his resignation notice to YDPA
 - B. Tender his resignation notice to Yang di-Pertua Dewan
 - C. Tender his resignation notice to the Conference of Rulers
 - D. Tender his resignation notice to the Attorney General

16. State constitution cannot be amended by the following bodies **EXCEPT** _____
- A. Parliament
 - B. Municipal Council
 - C. Court
 - D. State Legislative Assembly
17. **X** tries any family issues i.e. marriage, divorce and child custody of Muslims.
Which of the following indicates **X**?
- A. Magistrates Court
 - B. Syariah Court
 - C. High Court
 - D. Federal Court
18. Which of the following is **NOT** the right of religious groups when they exercise their fundamental liberty?
- A. acquire and own property
 - B. establish institutions for charitable purpose
 - C. establish institutions for religious purpose
 - D. propagate their religious belief to anyone they like
19. Which of the following in the Federal Constitution guarantees the rights to property?
- A. Article 13
 - B. Article 14
 - C. Article 15
 - D. Article 16

20. A Malay is defined in the Federal Constitution as the following **EXCEPT** _____
- A. a Muslim
 - B. can speak Malay
 - C. follow Malay custom
 - D. born in Asean countries
21. The Yang di-Pertuan Agong must exercise his constitutional functions, and his executive functions under federal law, among others is to establish quotas for Bumiputras. In which matters the quota should be established?
- A. Federal public service positions
 - B. Federal scholarship
 - C. Federal trade
 - D. All of the above
22. Article 153 states about the special quota of Malays and natives of Sabah and Sarawak. How can this provision be amended?
- A. It can be amended with the consent of Yang di-Pertuan Agong
 - B. It can be amended with the consent of the Conference of Rulers
 - C. It can be amended with the advice by the Prime Minister
 - D. It can be amended with the advice by the Federal Court
23. Marian is an American who married Salleh, a Malaysian.
- Which of the following is the most suitable way for Marian to acquire Malaysian citizenship?
- A. By operation of law
 - B. By registration
 - C. By naturalization
 - D. By incorporation of territory

24. Iwana is a Malaysian who got married to Faris, an American on 20th October 2018. Iwana delivered a baby named Salwa in Hospital Shah Alam, Malaysia on 1st January 2023.

How may Salwa acquire Malaysian citizenship?

- A. By operation of law
- B. By registration
- C. By naturalization
- D. By incorporation of territory

25. The importance of the Election Commission roles is mentioned in the Federal Constitution. The Commission is involved directly in the formation of a new government when Parliament or State Legislative Assemblies are dissolved.

Which of the following is **NOT** the function of the Election Commission?

- A. To delimit constituencies
- B. To prepare and revise electoral rolls
- C. To conduct by-election
- D. To conduct election to the Senate

26. A person is qualified to be a voter if he/she fulfills the following requirements:

- | | |
|-----------------------------|-----------------------------|
| I. A citizen | II. Is a permanent resident |
| III. Attained the age of 21 | IV. Registered as a voter |

- A. I,II and III
- B. I,II and IV
- C. I,III and IV
- D. I,II,III and IV

27. Find the **CORRECT** process in the appointment of the Election Commission members.
- A. Yang di-Pertuan Agong upon advice by the Senate and consultation with the House of representative
 - B. Yang di-Pertuan Agong upon advice by the Conference of Rulers and consultation with the Prime Minister
 - C. Yang di-Pertuan Agong upon advice by the Prime Minister and consultation with the Conference of Rulers
 - D. Yang di-Pertuan Agong upon advice by the Prime Minister and consultation with the Members of House of Representatives
28. How many members of the Election Commission will be appointed according to the Federal Constitution?
- A. 7
 - B. 6
 - C. 5
 - D. 4
29. The following situation may cause the termination of Election Commission members from their position **EXCEPT** _____
- A. Infirmary of mind
 - B. Declared bankrupt court
 - C. Attain the age of 60 years old
 - D. Appointed as a Senator

30. An Act which prescribed the roles and functions of Election Commission in managing elections in Malaysia was enacted by Parliament. Which of the following is the enacted Act?
- A. Elections Act 1958
 - B. Election Commission Act 1957
 - C. Election Offences Act 1954
 - D. Election Regulations
31. Which of the following is the content of Election (Registration of Electors) Regulations 2002?
- A. It sets out the procedures involved in the conduct of by-election
 - B. It sets out the procedures involved in the conduct of a general election
 - C. It sets out the procedures involved in the conduct of a registration exercise
 - D. It sets out the procedures involved in the conduct of election candidates registration exercise
32. Hazim voted for Pekan constituency during the 2018 general election as a registered voter. Hazim moved to Seputeh, Kuala Lumpur in 2021. He worked as a doctor in a hospital located in Shah Alam, Selangor. A year later, the Malaysian Parliament was dissolved and a general election was conducted. Based on the above situation, which constituency was the place of election for Hazim in the 2022 general election?
- A. Shah Alam
 - B. Seputeh
 - C. Pekan
 - D. Kuala Lumpur

33. Yang di-Pertuan Agong is given 30 days to give his assent to a Bill of Parliament. What happens if no assent is given within the period?
- A. The Bill becomes void
 - B. The Bill will be tabled again in Parliament
 - C. The Bill becomes law after the expiration of 30 days
 - D. The Bill will be tried in court
34. Article 150 of the Federal Constitution laid down provision on the emergency powers. Who has power to issue a proclamation of emergency?
- A. The Queen
 - B. The King
 - C. The Counsel
 - D. The Conference of Rulers
35. Which court has jurisdiction to try any constitutional issues?
- A. High Court
 - B. Federal Court
 - C. Syariah Court
 - D. Court of Appeal
36. Most of the countries in the world existed with the establishment of a constitution. It is believed that the constitution may contribute to better governance. Based on the following, which one is **NOT** the aim of the Federal Constitution?
- A. Ensuring the peace and stability of the country
 - B. Ensuring the sustainability of the nation
 - C. Ways to solve issues
 - D. Ensuring the absolute power of the King

37. Which of the following is the best to describe the provision of Article 1 of the Federal Constitution?
- A. The Federation created the Constitution
 - B. The Constitution created the Federation
 - C. The Yang di-Pertuan Agong created the Constitution
 - D. The Constitution created the State
38. There are few ways to amend the Federal Constitution. Which of the following **CAN** be amended with support by 2/3rd absolute majority of both Houses and the Conference of Rulers consent?
- A. Citizenship of persons born before Malaysia Day
 - B. The status of Islam in the Federation
 - C. Special treatment of natives of the state
 - D. The constitution and jurisdiction of the High Court of Borneo
39. The Yang di-Pertuan Agong must exercise his constitutional functions and his executive functions under federal law to specifically establish quotas for Bumiputras in the following matters, **EXCEPT** _____
- A. federal public service positions
 - B. federal scholarships
 - C. federal trade or business licenses
 - D. primary education enrolment
40. Any emergency laws passed by Parliament must not violate the followings **EXCEPT**
- A. Islamic law
 - B. fundamental liberties
 - C. citizenship
 - D. languages

SECTION B

(20 Marks)

There are TWO (2) questions in this section. Answer ALL the questions in UROX.

1. Article 38 of the Federal Constitution laid down the functions of the Conference of Rulers. The Conference was established in the year of the Federation of Malaya formation. Discuss the roles and functions of the Conference of Rulers. (10 marks)

2. Malaysia is a country which consists of two non-contiguous regions which are peninsular and east Malaysia. Elaborate **THREE (3)** factors for the formation of Malaysia. (10 marks)

END OF QUESTION PAPER

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