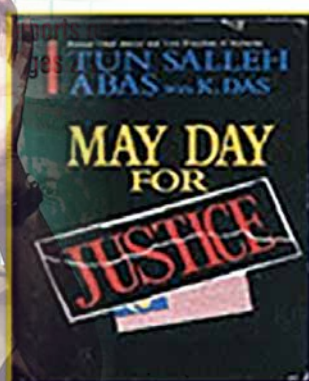




## DETAINED

## 1988 Judicial Crisis



### AFFECTED JUDGES



These five Supreme Court judges who granted Salleh an interlocutory order against the tribunal in 1988 were suspended. Salleh was officially removed from the post of Lord President in August 1988. In October that year, Wan Suleiman and Seah were sacked.



# Will The Real Tun M PLEASE STAND UP

Having led the country for 22 years, with a career that spanned decades, Tun Dr Mahathir Mohammad is a brilliant politician. Expertly navigating up the political ladder even after being expelled from the party by the late Tunku Abdul Rahman in 1969. In his first term, Mahathir was fiercely nationalist, subsequently blaming the loss of his reelection campaign squarely on the Chinese support of PAS in 1969.

His book, infamously titled 'The Malay Dilemma' exposed his nationalist agenda, warning the Malays that they will lose out to the economically superior Chinese if they do not take control of their destiny as Bumiputeras in this land. With this nationalistic pride and a renewed Malay chauvinism in him, it was not long before Mahathir rose to become our 4<sup>th</sup> and longest serving Prime Minister. The 1980s saw him consolidate his grip on power as he used all the powers available to him to politically outmaneuver his political foes and placate his allies as he took this country to great heights in the boom time of the 90s.



The Internal Security Act was liberally used during Operasi Lalang when the government cracked down on the Chinese educationists for voicing out their dissatisfaction vernacular education policy. Many from the DAP, including Lim Kit Siang, were incarcerated along with several top leaders from MCA. *The Star*, *Watan* and *Sin Chew Jit Poh* newspapers had their licences suspended during this tumultuous period of our country's politics.

Even after stepping down, Mahathir continues to be critical of the government. His scathing criticism of the Pak Lah government at that time, help put Dato' Seri Najib Razak at the helm of UMNO and the country since 2009.



The Publicity chief writes ...

# FAKE NEWS to Guan Eng but Penangites want the TRUTH

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There are too many doubts, about the undersea tunnel that Lim Guan Eng is unable to even answer a single one of them. Hence he resorts to "liability evasion" expertise, or replies nonsense, or blames political motive, or plays the victim and even makes baseless accusations to divert the public's attention. His latest discredit is to condemn the media as making fake news.



In fact, regarding the Penang undersea tunnel issue, the media cited public information from the Penang government to illustrate the incident. The public information points to Lim Guan Eng as very much safeguarding and favouring these private developers - he did not listen to complaints from more than 100 residents against the luxury property development projects on state land. He also ignored the progress of the undersea tunnel and the three highways which can benefit the people. On the contrary, he allowed the developers to obtain lands from the state government through the undersea tunnel project award to develop some billion Ringgit private projects to reap a fortune first.

Penangites are co-owners of Penang land, but they were deceived in this colossal project and controversy. An enormous China construction company was "chased out" by Guan Eng (or withdrew?) and a small local fashion loss-making company entered whilst such information was not wisely not publicised to Penangites.

There are too many questionable issues in the undersea tunnel project. I believe the ongoing investigation conducted by the Malaysian Anti-Corruption Commission (MACC) will dig out more truths so that Penangites can unmask the Penang Pakatan Harapan government!



**Senator Dato' Chai Kim Sen**  
**MCA Publicity Bureau Chairman**  
**MCA Deputy National**  
**Organising Secretary**

**Stronger Together!**

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# What is TUN DR. MAHATHIR doing together with DAP?



After the 2013 general election, UMNO made off with more seats in Parliament and the lion's share executive power in the Cabinet. Mukhriz Mahathir, having lost the fight to be a Vice-President of UMNO, sensed that his opportunity to move up the ranks is closing. The time to take down the sitting Prime Minister is now. Never shedding his nationalist roots, Mahathir formed the aptly named 'Pribumi' party with Mukhriz as the Deputy President of PPBM. After teaming up with DAP, Mahathir went on the offensive. Critical of the recent partnerships with China, he declared that the government will be bringing in 700,000 Chinese voters to vote in the coming GE. Further spreading xenophobic fear, he also claimed that we are selling land in Johor to the Chinese, much to the ire of the Sultan of Johor.

People must come to a realisation that Tun Dr. Mahathir has never shed his nationalist roots, wielding it as a political tool. DAP members have to open their eyes to this because ever since PPBM come on board, everything within the Pakatan Harapan went haywire. Amanah is now a dud political splinter of PAS. PAS will not work together with DAP and ever since Zaid Ibrahim (who lost in PKR's party elections) jumped over to DAP, presumably at Tun's behest. PKR has become very

cautious of DAP. The latest gaffe by Zaid Ibrahim declaring Tun Mahathir as the de facto leader of the Opposition raised eyebrows. Here is a man who sacked his Anwar Ibrahim and put him in jail, now conveniently waltzes in to usurp his place as opposition leader.

I am worried for DAP because as much as DAP wants to overthrow the current regime, they will only end up replacing it with an older model from 2003. Tun Dr. Mahathir is not the Pakatan's Messiah for the 14th General Election. He is the Trojan horse to wreak havoc within the opposition coalition. On 7 Feb 2017, when Lim Kit Siang's outburst at the TV3 reporter asking him about the BMF scandal during Mahathir's premiership, all I saw was as sly smirk on Tun Dr. Mahathir's face at his Machiavellian best.



**Scan to view**

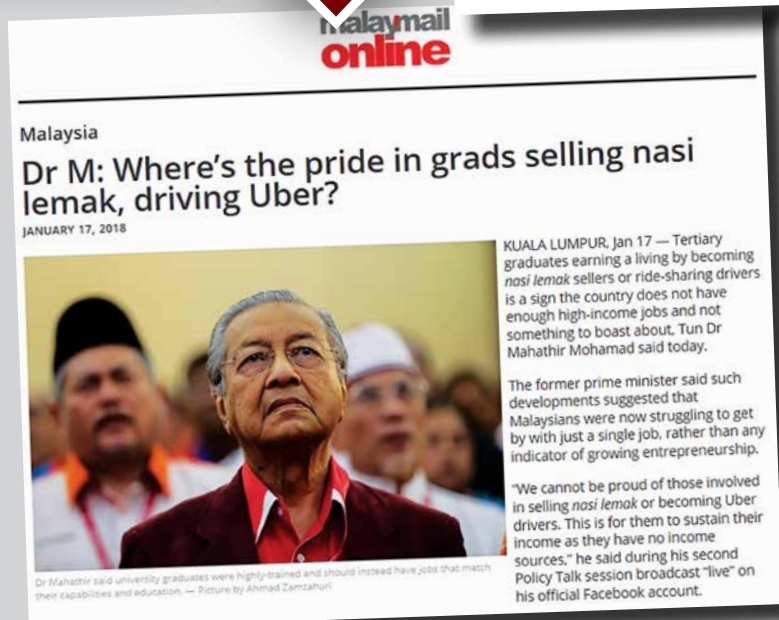
video of NGOs demanding Dr Mahathir  
apologise for mass arrests under Ops Lalang

**Kong Len Wei is a councillor for Majlis Perbandaran Manjung and the Chairman of MCA Youth Perak Young Professional's Bureau**





# Why does Tun M LOOK DOWN ON nasi lemak hawkers & Uber drivers?



Just for the sake of lampooning the Barisan Nasional federal government, Tun Dr Mahathir Mohammad disdainfully declared that it is an "embarrassment" that nation's graduates need to sell nasi lemak or become Uber drivers to make ends meet. He claimed that it indicated the government's failure in ensuring university graduates are employed in jobs with salaries matching their ability levels.

Even before he became Prime Minister for 22 years, Dr Mahathir was Minister of Education. He was very much involved in policy formulation, and if our education standards have declined, he and his protégé Dato' Seri Anwar Ibrahim bear more responsibility than the current BN government he accuses of.

Going by his same logic, then Dr Mahathir as a trained medical physician should have kept to his medical practice, rather than venturing into politics.

Dr Mahathir should not deny that during the 1998 financial crisis, many fresh graduates who returned from overseas or had graduated locally had difficulty securing their jobs befitting their degrees. With job cuts, graduates would accept clerical jobs whilst applying for better positions elsewhere. It was not unusual for Masters holders to apply for diploma level jobs or even basic secretarial, administrative posts.

Is it not meaningful that graduates become part time hawkers or ride-sharing drivers which are an honest means of earning a living whilst searching for a job, or awaiting placement in the civil service? This is an experience-learning opportunity on entrepreneurial skills, interacting with the public, handling human relations, rather than narcotics addiction, armed robbery, prostituting themselves or becoming mat rempits.

Let's be frank. So many people be they young or old have a tendency to snap photos of whatever they eat – be it street delicacies or fine dining. Therefore, to entice tastebuds, or attract more customers, a nasi lemak or burger flipping vendor would present their meals in a more creative way, or try different ingredients and marination.

Let us not deny that the business of some hawkers are so successful that they are able to provide tertiary education to their offsprings be it locally or abroad. Likewise there is a trend among youngsters and graduates these days to delve the foodtruck business and expand into franchising.

What is important is that these food and beverage traders maintain hygiene and nutrition standards, and preferably, if possible, obtained licence from local authorities.

It is common these days for graduates to pursue careers distinct from what they studied eg a law degree holder may end up as a journalist, or a dentist may find the restaurant industry more fulfilling, or an auditor may end up owning a chain of restaurants.

Attaining a basic degree provides a fresh graduate a head start on the starting salary. But this does not mean adults who lack a Bachelor's degree, and only hold a diploma or certification in vocational skills or have many years of working experience are no less talented, or are disabled from earning an income, compatible if not higher than that of a fresh graduate.

Then there is also the debate of street smart vs book smart, but let's keep that debate for another day!





# Article 153

## is not a blanket provision intended to deprive minorities

- It is qualified whereby specific assistance are rendered only a proportion that YDP Agong deems reasonable

The Malaysian Constitution – Article 153

Legitimate Interests of Other Communities



### Art. 153 – Legitimate interests of other Communities

Whilst safeguarding the special position of bumiputras, the Yang di-Pertuan Agong (YDPA) is also responsible for safeguarding the “legitimate interests” of other communities in accordance with Art. 153, which provides that:

**Art. 153**  
The YDPA has the responsibility for safeguarding of the legitimate interests of other communities in accordance with Art. 153:

- Parliament may not restrict any business or trade solely for bumiputras
- Civil servants must be treated impartially regardless of race
- Article 153 cannot deprive any person of any public office already held by such person
- No person may be deprived of any federal scholarship etc. already enjoyed by such person
- Laws reserving quotas in trade licences and permits may not deprive any person of any right, privilege, permit or licence already enjoyed or held by him or authorise a refusal to renew such person's licence or permit

The *Rise of the Ummah Convention* struck a raw nerve when Datuk Raof Husin, representing the Malaysian Association of Former Education Officers, erroneously asserted that the government was *constitutionally* bound to limit study aid to Bumiputra students. Even worse was when race extremist group Perkasa led by its Deputy President Sirajuddin Salleh, in support of Raof raised the spectre of the May 13 riots to justify that scholarships should be limited to Malays only (*Malay Mail Online*, 16 Jan 2018), adding that “those who are opposed to scholarships for Bumiputera as those who are anti-national unity and at the same time wish to see the country's destruction.”

Considering that Perkasa members had made a huge fanfare of them joining PKR and Parti Pribumi Bersatu Malaysia, and that its patron and founder is Tun Dr Mahathir Mohammad, Malaysia's longest serving premier who is the Prime Minister designate of Pakatan Harapan, PH partners, especially so-called Malaysian Malaysia DAP must come out to repudiate such racist exhortations.

Or, to curry favours with Perkasa and Dr Mahathir, and to still try to secure non-Malay ballots especially from rural areas, does the Rocket's silence on this divisive and inflammatory issue equate to supporting denying meritorious non-Malays access to government scholarships?

# What exactly does **Article 153** provide?

“The Yang di-Pertuan Agong shall exercise his functions under this Constitution and federal law in such manner as may be necessary to safeguard the special provision of the Malays and natives of any of the States of Sabah and Sarawak and to ensure the reservation for Malays and natives of any of the States of Sabah and Sarawak of such proportion as he may deem reasonable of positions in the public service (other than the public service of a State) and of scholarships, exhibitions and other similar educational or training privileges or special facilities given or accorded by the Federal Government.”

The said provision is qualified whereby specific assistance are rendered to the Malays and natives only on a proportion that the Yang Di Pertuan Agong deems reasonable.

Perkasa and the Ummah Convention must abide with Article 153(7) which reads :

“NOTHING in this Article shall operate to DEPRIVE or authorise the deprivation of any person of any right, privilege, permit or licence ...”

While according the Malays and the natives of Sabah and Sarawak a special position, this special position is a privilege. Article 153 never intended to automatically permit or authorise wholesale discrimination (institutionalised or otherwise) against ethnic minorities as a right.

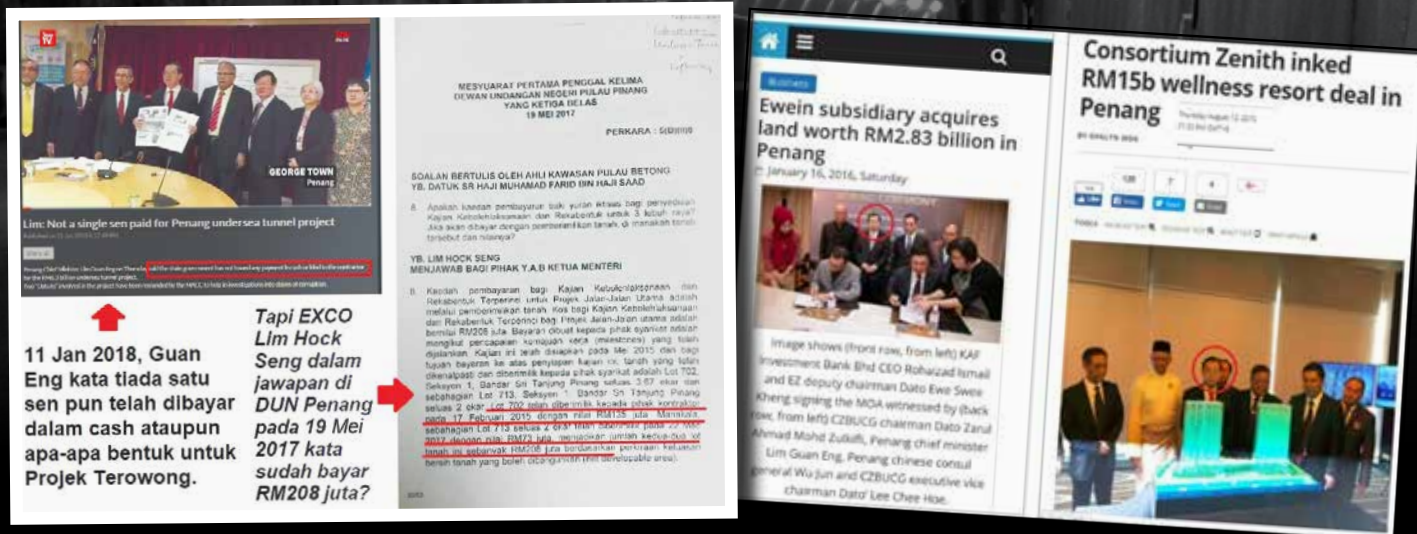
It is important that equal opportunities should be given to all communities to attain a high level of education and eradicate poverty. MCA always focuses on education, which guarantees our future to bring us out of poverty as well as tap talents.

Raof demeans and has no confidence in his own Malay race when he argued that meritocracy would only hamper the Bumiputera community's progress.



# RM6.3bil Penang Undersea Tunnel SCANDAL

Prioritising developers of luxury condominiums above common residents' concerns



In response to the wave of ups and downs on the Penang undersea tunnel issue, Penang Chief Minister Lim Guan Eng only has three types of responses – mischievous, evasion of responsibility, and media incrimination.

## Inconsistency 1



Guan Eng admitted that the state government had a land swap deal for 3 highways, asserting that “not a single sen was paid.” Today, the contractor of undersea tunnel has already constructed a luxury apartment on the prime seafront land and made it available for sale in the market. However, the three highways project has lagged behind for more than three years.

What is even more outrageous is that this luxury apartment development previously faced collective complaints from more than 100 residents in the area and was suspended by the Penang State Appeals Board. However, MBPP appealed on behalf of the developers but lost the lawsuit in April 2016 and was ordered to pay the Appeals Board and residents RM35,000.

## Inconsistency 2

Meanwhile, why did the SPV commence a joint venture with another listed company and gained booking profits from property development projects worth RM800 million and RM15 billion on state land, which is part of the payment paid or to be paid by the state government for the tunnel project, although the construction for any of the components of the project has not even started yet?



## Inconsistency 3

In 2015, the joint venture proposed a planning permission to MBPP. Why did MBPP approve the application in only 8 days? And MBPP had also approved to increase the development density from the original 30 units per acre to 156 units.

## Inconsistency 4

Date		Financial Result		
Ann. Date	Quarter	Revenue	PBT	NP
Financial Year: 31-Dec-2017				
29-Nov-2017	30-Sep-2017	43,881	-269	-293
29-Aug-2017	30-Jun-2017	54,754	-1,347	-1,201
29-May-2017	31-Mar-2017	48,284	-154	-464

When MCA Deputy President Datuk Seri Dr Wee Ka Siong revealed a local fashion company which has been running at a loss is a shareholder of a special purpose vehicle (SPV) for the undersea tunnel project (the company had a cash balance of RM1.7 million and short-term loans of RM16.5 million, how will it be able to undertake the complicated RM6.3bil project?), Guan Eng retorted "the Minister of Finance acquired a 51% stake in TRX, can MoF develop The Exchange 106 skyscraper?" This again reveals a rogue-style irrelevant answer.

## Inconsistency 5

In a move to reassure the public, besides the Penang state government publication *Buletin Mutiara* on 4 Mar 2013 and CM Guan Eng's open letter in the newsletter's 16~31 Mar 2013 edition, Guan Eng's reply in the Penang state Legislative Assembly on 29 Nov 2013 conveyed that the SPV which was awarded the mega project included China construction giants China Railway Construction Corporation Ltd and Beijing Urban Construction Group. Both these firms are renowned for constructing the Qinghai-Tibet Railway Line and the Beijing Olympics Bird's Nest Stadium respectively. The SPV was backed collectively by a RM4.5bil in paid-up capital.

However, 5 years later, the feasibility study reports are not even completed.



## Inconsistency 6

### Shareholdings of Consortium Zenith – the SPV company awarded the RM6.34 billion Penang Tunnel project

#### What was promised by Penang Govt in March 2013

Percentage	Share (%)	Paid-up Capital
1 Zenith Construction Sdn Bhd and China Railway Construction Corporation Ltd	70.00%	4,003,500,000
2 Beijing Urban Construction Group	10.00%	541,000,000
3 Sri Tinggi Sdn Bhd	10.00%	3,700,000
4 Juteras Sdn Bhd	10.00%	1,000,000
		4,549,200,000

#### What actually happened (Jan 2018)

Percentage	Share (%)	Paid-up Capital
1 Zenith Construction Sdn Bhd	47.12%	3,500,000
2 Juteras Sdn Bhd	0.75%	1,000,000
3 Kenanga Nominees (Tempatan) Sdn Bhd	38.92%	(individuals)
4 Vertice Berhad (formerly known as VOIR Holdings Berhad, the fashion company)	13.21%	66,000,000
		70,500,000

Today, why have the two giant and experienced China construction companies vanished as shareholders of the SPV? Instead, appearing on the list of SPV shareholders is a local fashion company along with 39% of the SPV shares held by unnamed nominees.

The SPV today is totally distorted, why is the Penang government not taking any action?

## Inconsistency 7

Lim Guan Eng said that the Penang undersea tunnel was awarded via an open tender. But in fact, the project award was made under the Request for Proposal exercise. Why was this project awarded directly to a company just 82 days after it was registered? What sort of construction record does an 82-day old company have? Why did the Penang state government exclude other bidders?

penang.gov.my	
MAJOR ROADS AND TUNNEL PROJECTS IN PENANG	
B. MAIN SEQUENCE OF EVENTS	
1. PRE-QUALIFICATION FOR REQUEST FOR PROPOSAL (RFP)	
INVITED	14 NOVEMBER 2011
CLOSED	14 JANUARY 2012
NO. OF PARTICIPANTS	11
SELECTED	8
MAJOR ROADS AND TUNNEL PROJECTS IN PENANG	
B. MAIN SEQUENCE OF EVENTS	
2. REQUEST FOR PROPOSAL (RFP)	
INVITED	15 JULY 2012
CLOSED	15 OCTOBER 2012
INVITED COMPANIES	8
PARTICIPATED	5
CORPORATE INFORMATION	
Company Name	CONSTRUCTION Sdn Bhd, Sdn Bhd.
Last Old Name	MLL
Date of Change	18-01-2011
Company Number	957956-W
Incorporation Date	22-08-2011
CORPORATE INFORMATION	
Company Name	CONSTRUCTION Sdn Bhd, Sdn Bhd.
Last Old Name	CONSTRUCTION Sdn Bhd, Sdn Bhd.
Date of Change	18-01-2011
Company Number	100819-W
Incorporation Date	01-01-2011
EVALUATED BY A TECHNICAL AND FINANCE COMMITTEE CHAIRED BY THE STATE FINANCE OFFICER AND SELECTION MADE BY TENDER BOARD CHAIRED BY THE STATE SECRETARY	



# MCA TOP 10 NEWS REVIEW 2017

The domestic political and economic environment remained challenging over the past one year. Coupled with the rise of religious extremism, including the expansion of power of religious bureaucracies, with religious views becoming more conservative and extreme, MCA persevered steadfast in duty, committed towards defending moderation and the Federal Constitution forged since the founding of our nation. Let us review the MCA Top 10 news 2017:

1

## MCA News Review 2017

### BN Supreme Council:

### MCA reached a consensus so that govt doesn't table proposed amendments to Act 355



On 7 Apr 2017, the last of day of the first quarter of 2017's parliamentary session, the Dewan Rakyat Speaker suddenly allowed PAS President Dato' Seri Hadi Awang to table the Private Member's Bill on proposed amendments to the Syariah Courts (Criminal Jurisdiction) Act or Act 355 despite strong objections from MCA.

During the Barisan Nasional Supreme Council Meeting on 29 March, MCA reached a consensus with the government to not table the Act 355 Bill. The Bill remained as the Private Member's Bill by Hadi Awang.

## MCA News Review 2017

2

### MCA MPs fought against the second reading of Hadi's Private Member's Bill

After the BN Supreme Council announced that the government would not table the proposed amendments to Act 355 as a government Bill, the Dewan Rakyat Speaker used his power to allow Hadi to table his Bill. The Speaker also announced the adjournment of the parliamentary session after the tabling.

MCA backbenchers Dato' Koh Nai Kwong and Dato' Khoo Soo Seang stood up to intervene during the tabling of the Bill, stressing and explaining MCA's objection against the Bill. They also raised that the Bill was unconstitutional and violated the principle of "all men are equal before the law."



TEBRAU (BN)

ALOR GAJAH (BN)

3

## MCA News Review 2017

### 10+6 SJKC Plan: Major breakthrough for Chinese Education



On 26 Oct 2017, the government announced the construction of 10 new SJKCs and 6 relocated SJKCs. From 1999 to 2017, the government built a total of 29 new and relocated 98 SJKCs respectively, totalling 127 SJKCs. This is a major breakthrough for Chinese education in our country, which mainly reflects:

- (i) The first time our government has approved the construction of such a huge number of SJKCs.
- (ii) The total number of SJKCs has increased to 1,398 nationwide. The number of SJKCs exceed the benchmark of 1,300.
- (iii) Among the 10 new SJKCs, some will be built in emerging development zones, in preparation for the expected population growth in the future. This also means that the construction of SJKCs is planned based on demand, rather than just for an area's emergency needs.



## MCA News Review 2017

4

## Party Constitution amended to enhance participation of youth &amp; women

Following amendments to the party Constitution to enhance the participation of grassroots members last year, MCA convened an Extraordinary General Assembly (EGM) in March 2017, and once again, amended the party Constitution. This move enables divisional/branch Youth and Wanita chairman to automatically become central/divisional delegates respectively, as well as reserving a divisional/branch seat for Wanita MCA leaders whose age does not exceed 40 years.

This is an important part of MCA's transformation plan: ie to strengthen party democracy. The participation of more females and youths will make the party younger and more representative.

This amendment to the party Constitution also sees the appointment of all Vice Presidents into the Presidential Council. A new clause was inserted to enable the establishment of the MCA School of Political Studies to be a permanent feature.



5

## MCA News Review 2017

## 60 years of Independence, multiple patriotism-themed activities held



In conjunction with the nation's 60th year of Independence, MCA set up a National Day celebration working committee. Headed by MCA Deputy President Datuk Seri Dr Ir Wee Ka Siong, a series of patriotic activities themed 'Malaysia, My Country, My Home' were launched from April 2017.

The working committee organised more than 10 events, including 'Trends & Challenges of Chinese Malaysian Population', 'Glorious Malaysia Because of You: Malaysian Chinese Women Excellence Award', 'ThumbsUp4MY campaign', 'MCA Youth Amazing Rail & Walk a Hunt', 'Patriotic Palm Print Mural Painting', '2nd Blossom Arts Festival Malaysia 2017', 'Launching of MCA Special Badge in Conjunction with Hari Kemerdekaan 2017' and many more. All these activities provide a platform for the Malaysian Chinese to showcase their patriotism.

The 'Patriotic Palm Print Mural Printing' successfully attracted 82,126 participants, while 'ThumbsUp4MY campaign' collected 66,916 thumbprints in total, thereby entering into the Malaysia Book of Records.

## MCA News Review 2017

6

## Malaysian Chinese Patriotic Rally: 16,000 people affirm allegiance to nation

MCA organised a Malaysian Chinese Patriotic Rally on Malaysia Day, 16 Sept 2017. It was the last finalé and also the largest activity held in celebration of National Day. Attended by more than 16,000 people, the rally demonstrated the loyalty of the Malaysian Chinese community. MCA President Dato' Sri Liow Tiong Lai and Prime Minister Dato' Sri Najib Razak delivered their speeches during the event.

In addition, the 'Most Outstanding Malaysian Chinese Award' was presented to national badminton exponent Dato' Lee Chong Wei, diver Cheong Jun Hoong and superbug slayer scientist Dr Lam Shu Jie, to recognise their success in the international arena.





7

## MCA News Review 2017

## Belt &amp; Road Forum for International Cooperation strengthens Malaysia-China relations



On 12 May 2017, Tiong Lai, Ka Siong and Secretary-General Dato' Seri Ong Ka Chuan joined the entourage led by PM Dato' Sri Najib Razak to participate in the Belt and Road Forum for International Cooperation in China. The 3 MCA ministers wielded their fair share of responsibilities during the visit, ie holding bilateral talks with the top ranking government officials on cooperation between Malaysia and China.

On 13 May 2017, PM Najib again led Malaysian Cabinet Ministers to meet the President of China HE Xi Jinping and held bilateral talks. Witnessed by Chinese Prime Minister Li Keqiang and Malaysian PM Najib, Transport Minister Tiong Lai signed a memorandum on cooperation related to basic infrastructure. Meanwhile, Minister of International Trade and Industry II Dato' Seri Ong Ka Chuan who is MCA Secretary General signed the Belt and Road Initiative memorandum on behalf of Malaysia.

## MCA News Review 2017

8

## World's first MCA Belt &amp; Road Centre (MBRACE) Mobile Service, reaches out to masses in Penang &amp; Johor

In May 2017, MBRACE launched the world's first SME mobile clinic, reaching out to masses located beyond Kuala Lumpur and Selangor, offering expert advice on business opportunities along China's Belt and Road Initiative (OBOR). MBRACE also established a center in Penang in June last year. Johor's MBRACE commenced operations since November 2017.



9

## MCA News Review 2017

## Massive floods: Crisis Relief Squad of MCA &amp; MCA Youth volunteers rush to the rescue



On 5 Nov 2017, massive floods ravaged the northeast regions of Penang and Kedah. CRSM mobilised its volunteers to assist flood victims at this hour of need. Simultaneously, a northeast flood relief centre was also set up to recruit volunteers and collect supplies to assist the victims. MCA also increased its manpower from 215 volunteers in the beginning to mobilising 618 volunteers. MCA also helped Penangites in cleaning up their homes and relief works following the aftermath of the water deluge. Necessities like 1,500 mattresses were also sent to catastrophe areas in Penang and Kedah immediately after the third day of the floods.

## MCA News Review 2017

10

## MCA veteran Michael Chen Wing Sum bestowed 'Tun' award, all thanks to Malaysia-China ties



In conjunction with DYMM Yang di-Pertuan Agong Sultan Muhammad V's birthday, His Majesty conferred the 'Tun' title to three prominent Malaysians. MCA veteran Michael Chen Wing Sum was one of them. A former MCA Deputy President in 1979, he was BN Treasurer-General in 1974, and the only Chinese to wield this post.

Chen Wing Sum was the hero behind the establishment of diplomatic relations between China and Malaysia. He also served as Minister of Housing, Local Government and New Villages. In 1971, he led a Malaysian delegation to the Asia, Africa and Latin America ping pong tournament in Beijing, and was directed by the then Prime Minister Tun Abdul Razak to establish diplomatic ties with China.





# THE JUDICIAL RENAISSANCE

I was almost in tears reading the press release version of the Federal Court judgement of 29 Jan 2018. Justice has long been denied to Indira Gandhi due to the inordinate delay of her case. A family's misfortune became the object of numerous tugs of war amongst the many self-assuming actors.

I met Indira when holding a watching brief with my Task Force Deputy Datuk Koo Chin Nam for MCA at the Ipoh High Court 4 years ago. We addressed the High Court then on the historical facts when the Federal Constitution was drafted vis-a-vis the ingenious attempted distortion of historical truth in construing the Federal Constitution by some quarters.

YA Tan Sri Datuk Zainun binti Ali's pronouncement of the landmark decision, for the 5 judges federal court panel, is MOST COURAGEOUS, RESOLUTE and COMPASSIONATE. A judgment that upholds the Rule of Law, the Dignity of the Judiciary, the Sanctity of the Federal Constitution, and undoubtedly has further restored the confidence and integrity of our bastion of justice.

30 long years have passed after Tun Dr Mahathir Mohammad's onslaught on our Judiciary and the structural damage that onslaught has caused. Indira's misfortune will forever be remembered. We all owe her a debt of gratitude over her sacrifices and losses that could never be rectified.

## Key thrusts of the landmark Federal Court's decision

### The Apex Court makes it abundantly clear:

- 1** Article 121(1A) does not oust the jurisdiction of the civil courts, nor does it confer judicial powers to the Syariah courts.
- 2** As the Syariah court cannot hear a non-Muslim's application, the civil court has jurisdiction
- 3** Only the civil court has jurisdiction on matters involving the review of any administrative (executive) action including by religious authorities.
- 4** The civil court is the final arbiter of laws, its jurisdiction can never be ousted by Parliament by way of constitutional amendment.
- 5** No amendment of Federal Constitution and federal laws can deprive the judiciary's judicial power, as that is the Basic Structure upon which our beloved Nation Is Built!
- 6** Interpretation of "parent" in Article 12(4) is taken to mean BOTH parents and not either one can determine the minor child's religion as the 2007 Federal Court ruled
- 7** President of the Federal Court Justice Zulkifli Makanudin announced on behalf of the court: "in deciding the issue before us, as judges, we are not swayed by our own religious conviction and sentiments over the issue."

### What is needed now?

- ▶ If we may humbly suggest, in executing the arrest warrant against Ridzuan Abdullah, the police could search up EPF, income tax, school education, health and dental records to locate father and recover daughter to reunite Prasana Diksa with Indira and apprehend Ridzuan Abdullah for contempt of court.
- ▶ The Attorney General Chambers should table the dropped Section 88A into the Law Reform (Marriage & Divorce) Bill to legislate clearly that when one spouse embraces Islam:
  - Permission is required by BOTH mother and father to convert their minor children to Islam.
  - In cases of dispute, the religion of the minor child shall REMAIN the religion of the parents at the time their marriage was registered.
  - The child may choose his/her own religion upon attaining 18 years.
  - The physical presence of both parents with non-Muslim witnesses must be required at religious departments if a minor child is to utter the Kalimah Shahadah (affirmation of faith)





# Indelible paw prints of moderation & reason



Despite all the fuss prior to Chinese New Year to herald in the Lunar Year of the Dog, the MCA annual Open House hosted by the our party's Central Committee led by MCA President Dato' Sri Liow Tiong Lai, his deputy Datuk Seri Dr Wee Ka Siong, continued to attract higher numbers of participation – in line with Malaysia's multiracial spirit. Graced by Prime Minister Dato' Sri Najib bin Tun Abdul RAzak and Deputy Prime Minister Dato' Seri Dr Ahmad Zahid Hamidi, other guests included representatives of interfaith bodies, NGOs, leaders of political parties and the Chinese guilds, who exchanged greetings along members of the general public.

When asked on the difference between CNY here in Malaysia compared to China, US Ambassador HE Kamala Shirin Lakhdir who used to teach in China observed that "in China, people prepare dumplings for CNY, whereas in Malaysia, the yee sang is tossed to usher the new year. There are also different dishes prepared for CNY which reflect the different races in Malaysia." Another dissimilarity was that "there are different dialects of Chinese here." She related this to her father who was an immigrant to America, "the things you bring and how you mix it with the local culture and among the Chinese, making it vibrant."

## MCA Leaders's CNY Video - REUNION

The essentialness of gathering together for the reunion dinner was pivotal in the MCA leaders' CNY video. Sending a strong message of we unite as one, we can accomplish any goal, similar to how a reunion dinner becomes meaningful when people gather. Likewise, national unity may only be accomplished with everyone single-mindedly working together; and a united Chinese community will be able to achieve any goal.



**Scan Here**  
for video & write-up  
on MCA Leaders



## Working canines



Tribute must be paid to Pos Malaysia for issuing special first day covers to acknowledge the various occupations that men's best friends are trained for from sniffing out contraband, to rescuing trapped victims and serving as guides for the visually impaired. Acknowledgement must be accorded to the Malaysian Islamic Development Department (JAKIM) for building bridges with the Chinese community by informing Muslims that images of the Lunar animal for CNY celebrations this year "is something that must be respected by all," and "according to the Islamic concept of co-existence." Such moves reduce non-Muslim vacuum against it as an overzealous, intrusive authority. With dogged determination, the voices of moderation must prevail against any attempts to wipe our millenniums old-customs. Bred-judice forces must not be allowed to breed further.