Asset Declaration
In Malaysia

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Malaysian Anti-Corruption Commission (MACC)
Article 8: Codes of conduct for public officials

5. Each State Party shall endeavour, where appropriate and in accordance with the fundamental principles of its domestic law, to establish measures and systems requiring public officials to make declarations to appropriate authorities regarding, inter alia, their outside activities, employment, investments, assets and substantial gifts or benefits from which a conflict of interest may result with respect to their functions as public officials.
WHY ASSET DECLARATION IS NECESSARY

1. To curb corruption and conflict of interest
2. To detect abuse of public office
3. To ensure integrity among public officials
4. To detect illicit enrichment
WHO NEEDS TO DECLARE

(i) Members of Administration
   ➢ Code of Ethics for Members of Administration 2009

(ii) Judges
    ➢ Code 9, Judges' Code of Ethics 2009

(iii) Members of Parliament
     ➢ Code of Ethics for Government Backbenchers 2004

(iv) Public Officers
     ➢ Regulation 10, Public Officers' Regulations (Conduct And Discipline) 1993
     ➢ Service Circular No. 3/2002 – Ownership and Declaration of Asset by Public Officer
Asset declaration is a pre-condition for confirmation and promotion of all public officials under Chapter A (Appointment, Promotion and Termination of Service) of the General Order.

Officials who fail to declare their asset, shall be subjected to disciplinary action under the Public Officers Regulations (Conduct and Discipline) 1993.

Possible punishments among others are warning, demotion and dismissal.
WHAT TO DECLARE

**Movable Property**
- Cash/Bank Account
- Motor Vehicles
- Shares, Stocks, Bonds and Securities
- Jewellery
- Licenses and permits
- Other Valuables

**Immovable Property**
- Land
- Landed properties - houses/shop lots
- Business owned by families
WHEN TO DECLARE

• All public officials are required to declare their asset when:-
  (a) at the time of his appointment;
  (b) when acquiring of new assets;
  (c) when disposing of any assets;
  (d) as and when required by the Government

• All public officials are required to make periodic declaration of asset within a specific time. In the event that the public officials do not acquire any additional asset or disposal, the official should declare as such.
The asset declaration process for public officials has been automated via the Human Resource Management Information System (HRMIS)

https://hrmis2.eghrmis.gov.my/HRMISNET/Common/Main/Login.aspx
KUALA LUMPUR: The family of Datuk Seri Najib Tun Razak has started the legal process to reclaim their seized items from the police.

His family maintains the seizures are mostly of gifts from friends and foreign dignitaries, including royalty, for various occasions such as official visits and family events, birthdays, anniversaries, weddings and engagements, said the former prime minister.

"Some of the items seized belong to relatives and various third parties.

"We dispute the quantity and the valuation given in the press conference by the police since such valuation is subjective and is subject to when the gifts were given," Najib said in a statement on Thursday (June 28).

As most of the items were gifts accumulated over decades, the family is not aware of how much was paid by those who had gifted these items, he added.
• 6 premises were raided

 5 full-load lorry of cash, handbags, watches, sunglasses, jewellery were seized

❖ Cash in 26 currencies - RM116.7 mil (US$28.11 mil)

❖ 567 handbags

❖ 423 watches

❖ 234 sunglasses

❖ 12,000+ jewellery in 25 bags
  ▪ 2,800 pairs of earrings
  ▪ 2,200 rings
  ▪ 2,100 bangles
  ▪ 1,600 broaches
  ▪ 1,400 necklaces
  ▪ 14 tiaras
Asset declarations by Members of Administration (Prime Minister, Deputy Prime Minister, Ministers, Deputy Ministers and Political Secretaries) and Members of Parliament are copied to the Malaysian Anti-Corruption Commission (MACC).

All declarations shall be made under the Statutory Declaration Act, 1960.

Asset declarations by Members of Administration and Members of Parliament is made accessible to the public through an asset declaration portal managed by MACC.
Study is underway to make it **legally mandatory** for Members of Administration, Members of Parliament and senior public officers including officers in Government Linked Companies, Government Owned Companies & Government Investment Companies to declare their asset to the MACC
THANK YOU

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