

J. Kami: 1: 1:5.

Kamar Hakim Besar Malaya, (5)  
Mahkamah Agung,  
Jalan Raja,  
50050 Kuala Lumpur.  
7hb Mei, 1986.

All High Court Judges,  
All Senior Assistant Registrars,  
The Bar Council,  
All State Bar Committees,  
Y.A.A. Hakim Besar Borneo,  
Y.B. Peguam Negara, Malaysia.

Petition for Admission of Advocates and Solicitors

I refer to sub-sections (1) and (2) of section 14 of the  
Legal Profession Act which reads:

"14. (1) Upon any petition for admission and enrolment  
as an advocate and solicitor being filed, the Bar  
Council shall make or cause to be made full enquiries  
into the character of the petitioner and, upon such  
petition being set down for hearing, forward to the  
Chief Justice a confidential report of the result of  
such inquiries.

(2) All the State Bar Committees (if more than one)  
in the States in which a person applying to be admitted  
pursuant to section 15 has served his pupillage, shall  
upon the person's petition being set down for hearing  
make or cause to be made full inquiries into the  
character of the petitioner and the confidential report  
of the result of the inquiries shall be forwarded to  
the Chief Justice with such comments upon it as the Bar  
Council may consider necessary."

I also refer to section 11(1)(b) of the Act which relates to  
qualifications for admission.

2. As from the date of this circular, all confidential  
reports required by law to be forwarded to the Chief Justice  
shall continue to be so forwarded in his name but to the  
attention of the Judge in charge of the Appellate and Special  
Powers Division in Kuala Lumpur. He shall consider the  
reports for and on behalf of the Chief Justice.

3. If any report forwarded under sub-sections (1) and (2)  
is unfavourable to the petitioner, the Appellate and Special  
Powers Division Judge shall refer such report to the Chief  
Justice for his direction under sub-section (3) of section 14.  
In any other case he shall, upon receipt of the confidential  
report, satisfy himself that the petition has been set down for  
hearing in the High Court. He is also to satisfy himself that  
the report has in fact set out the result of full enquiries  
made into the character of the petitioner.

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The reports under section 14 shall be signed by the Secretary of the Bar Council or the Secretary of the State Bar Committee as the case may be. A photocopy of the report of any other institution shall be annexed to such reports.

5. Before filing the Notice of Hearing, the petitioner shall file a Certificate of the Registrar in the form following -

Certificate of Documents

"I hereby CERTIFY that I have personally examined and compared the copies of the documents annexed to the affidavit in support of the Petition herein with the originals and find that the aforesaid documents are true copies of the originals.

Sgd.  
Senior Assistant Registrar,  
Appellate & Special Powers Division,  
High Court,  
Kuala Lumpur.

Dated this            day of            198 "

6. It is to be noted that a petition is for an admission and enrolment of an Advocate and Solicitor to the High Court and is filed in the High Court. It is therefore to be heard by a Judge of the High Court. In Kuala Lumpur and Selangor it shall be heard by the Judge charged with the business of hearing petitions for admission. A petition may by arrangement with the Appellate and Special Powers Division Judge be heard by another High Court Judge. In the States of Malaya other than Selangor and the Federal Territory a petition is to be heard before a High Court Judge in that State. Where a request is made from a petitioner for a Judge other than a High Court Judge to hear a petition it may be so heard with leave of the Chief Justice.

(Tan Sri Dato' Abdul Hamid Omar)  
Chief Justice, Malaya.