

Unannotated Statutes of Malaysia - Subsidiary Legislations/ARMED FORCES (FIELD PUNISHMENT) REGULATIONS 1976 (P.U.(A) 159/1976)

**ARMED FORCES (FIELD PUNISHMENT) REGULATIONS 1976
[P.U.(A) 159/1976]**

ARRANGEMENT OF REGULATIONS

Regulation

1. Citation and commencement
2. Definition
3. Place where field punishment may be carried out
4. Nature of field punishment
5. Personal restraint
6. Revocation and saving

IN exercise of the powers conferred by section 155 of the Armed Forces Act 1972 [Act 77], the Armed Forces Council with the approval of the Yang di-Pertuan Agong makes the following Regulations:

1. Citation and commencement

These Regulations may be cited as the **Armed Forces (Field Punishment) Regulations 1976** and shall come into force on the 1st day of June, 1976.

2. Definition

In these Regulations, unless the context otherwise requires--

"offender" means a person subject to service law who has been awarded field punishment by sentence of a court-martial or by a commanding officer under the Armed Forces Act 1972.

"personal restraint" means restraint by handcuffs.

3. Place where field punishment may be carried out

An offender shall undergo field punishment with the unit to which he belongs or to which he is for the time being attached: provided that where the officer commanding any formation or body of troops, Flotilla or Squadron of Ships, base, station or any command or other area to which the officer belongs (not being below the rank of colonel, Naval Captain or Group Captain), has appointed an officer to supervise the carrying out of field punishment, the offender may be required to undergo the whole or any part of his punishment elsewhere under the supervision of that officer.

4. Nature of field punishment

The punishment which an offender shall be liable to undergo are as follows--

- (a) such duties or drills, in addition to those which he might be required to perform if he were not undergoing punishment, and such loss or privileges as may be directed by the commanding officer or the officer appointed to supervise the carrying out of field punishment, as the case may be;
- (b) confinement in such place and such manner as may be directed by the commanding officer or any such officer as aforesaid, as the case may be,

but so that an offender shall not be subjected to any treatment to which he could not be subjected if he were undergoing a sentence of military detention.

5. Personal restraint

- (1) An offender may not be placed under personal restraint except--
 - (a) to prevent his escape; or
 - (b) to protect himself or others from injury.

- (2) No offender shall be placed under personal restraint except in accordance with the following conditions, namely--
 - (a) the period for which an offender may be kept continuously under personal restraint shall not exceed twenty-four hours; and
 - (b) handcuffs shall not be placed with the hands of the offender behind his body unless it is necessary by reason of his violence.

6. Revocation and saving

The Federation Army (Field Punishment) Regulations 1961 [*L.N. 388/1961*] are revoked:

Provided that any act done under the revoked Regulations shall continue in force until revoked, suspended or otherwise terminated as if such act has been done under these Regulations

Made this 26th day of May, 1976.

[KP. 2759 Jil. 3/(9); PN. (PU²) 140.]