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'International Legal Lookout: Malaysia'

Covid-19 Temporary Winding Up Protection

The Minister of Domestic Trade and Consumer Affairs has implemented temporary protection measures between 23 April 2020 and 31 December 2020 to reduce the number of companies being wound up. This includes prescribing an increased the debt threshold of RM10,000 to RM50,000 and exercised powers by:

- (i) exempting the statutory notice period of 21 days; and
- (ii) subjecting the exemption to a statutory notice period of 6 months;

Recognition and Enforcement of Arbitral Awards – Federal Court

In dealing with an application for recognition and enforcement, a court is not required to go behind the award and to understand the arbitral tribunal's reasoning. Only the dispositive portion of the arbitral award ought to be registered for purposes of enforcement of the arbitral award.

Online Hearing for Courts in Malaysia

On 24 April 2020, the Chief Registrar of the Federal Court stated that to ensure the continuance of access to justice during the extended Movement Control Order, parties can apply for online hearings for certain matters in the High Court, Court of Appeal and Federal Court.