

Comparison of legal provision related to parliamentary service

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Abbreviation

SUDR	Clerk to the House of Representatives	PSA	Parliamentary Service Act	Speaker	Speaker of the Dewan Rakyat
SUDN	Clerk to the Senate	YDPA	Yang di-Pertuan Agong	President	President of the Dewan Negara
Art	Article	DR	Dewan Rakyat		
FC	Federal Constitution	DN	Dewan Negara		

Provisions in Federal Constitution

Pre-1992	Post-1992	2025 Bill	Remarks
On appointment and condition of service of SUDR and SUDN			
<p>Art 65(2), FC:</p> <p>The Clerk to The Senate and the Clerk to the House of Representatives shall be appointed by the Yang di-Pertuan Agong and, subject to Clause (3), each shall hold office until he attains the age of sixty years or such other age as Parliament may by law provide, unless he sooner resigns his office:</p> <p>Provided that this Clause shall not be taken to prevent the Yang di-Pertuan Agong from making the appointment from amongst the members of the public services to which Part X applies for such shorter period as he may deem fit, and this proviso shall be deemed to have been an integral part of this Article as from Merdeka Day.</p>	<p>Art 65(2), FC:</p> <p>The Clerk to the Senate and the Clerk to the House of Representatives shall be appointed by the Yang di-Pertuan Agong from among members of the general public service of the Federation and each shall hold office until he attains the age of compulsory retirement for members of the general public service unless he sooner resigns his office or is transferred to another office in the general public service.</p>	<p>Proposed Art 65(2), FC:</p> <p>The Clerk to the Senate and the Clerk to the House of Representatives shall be appointed by the Yang di-Pertuan Agong and each shall hold office until his terms of appointment expire, his appointment is revoked or he resigns his office.</p> <p>Proposed Art 65(2B), FC:</p> <p>Except as otherwise expressly provided by this Article, the qualifications for appointment and conditions of service of the Clerk to the Senate and the Clerk to the House of Representatives may be regulated by federal law.</p>	<p><u>Common features</u> SUDR and SUDN are appointed by the YDPA. They may resign.</p> <p><u>Pre-1992</u> SUDR and SUDN hold office until 60 years old. They may be appointed amongst the member of the public service.</p> <p><u>Post-1992</u> SUDR and SUDN hold office until the age of compulsory retirement for members of the general public service, or being transferred to another office in the general public service. They must be from among the member of the public service.</p> <p><u>2025 Bill</u> SUDR and SUDN hold office until his terms of appointment expire or his appointment is revoked. Their</p>

Pre-1992	Post-1992	2025 Bill	Remarks
			<p>qualifications for appointment and conditions of service may be regulated by federal law. No mention about whether he can be a member of general public service.</p> <p># Appointment based on term regulated by federal law.</p>
Note: Version After Amendment in 1976	Note: Version After Amendment in 2001		
On the removal of SUDR and SUDN			
<p>Art 65(3), FC:</p> <p>The Clerk to the Senate and the Clerk to the House of Representatives may be removed from office on the like grounds and in the like manner as a judge of the Federal Court, except that the representation mentioned in Article 125(3) shall be a representation made by the President of the Senate or, as the case may be, the Speaker of the House of Representatives.</p>	<p>Art 65(2), FC:</p> <p>The Clerk to the Senate and the Clerk to the House of Representatives ... shall hold office ... unless he ... is transferred to another office in the general public service.</p> <p>Art 65(3), FC:</p> <p>The persons holding the office of the Clerk to the Senate and Clerk to the House of Representatives immediately prior to the coming into force of this Clause shall, ... continue to hold office respectively ... and shall not be removed from office except on the like grounds and in the like manner as a judge of the Supreme Court, and in this respect the representation mentioned in Article 125(3) shall be a representation made by the President of the Senate or, as the case</p>	<p>Proposed Art 65(2), FC:</p> <p>The Clerk to the Senate and the Clerk to the House of Representatives ... shall hold office until ... his appointment is revoked</p> <p>Proposed Art 65(2B), FC:</p> <p>(The) conditions of service of the Clerk to the Senate and the Clerk to the House of Representatives may be regulated by federal law.</p>	<p><u>Pre-1992</u></p> <p>SUDR and SUDN may be removed from the office on the grounds and manners similar to the Federal Court Judges.</p> <p><u>Post-1992</u></p> <p>SUDR and SUDN appointed before the Act comes into force follow the old practice. Appointment, after the Act comes into force, may be transferred to another office in the general public service.</p> <p><u>2025 Bill</u></p> <p>SUDR and SUDN's appointment may be revoked and their conditions of service may be regulated by federal law.</p> <p># No security of tenure.</p>

Pre-1992	Post-1992	2025 Bill	Remarks
	may be, the Speaker of the House of Representatives.		
Note: Version After Amendment in 1963	Note: Version After Amendment in 1994		
On the qualification and condition of service of SUDR and SUDN			
<p>Art 65(5), FC:</p> <p>The Clerk to the Senate, the Clerk to the House of Representatives and members of the staff of Parliament are disqualified for being members of either House of Parliament of the Legislative Assembly of any State.</p>		<p>Proposed Art 65(2A), FC:</p> <p>The Clerk to the Senate and the Clerk to the House of Representatives shall be disqualified from being a member of either House of Parliament or the Legislative Assembly of any State.</p> <p>Proposed Art 65(2B), FC:</p> <p>Except as otherwise expressly provided by this Article, the qualifications for appointment and conditions of service of the Clerk to the Senate and the Clerk to the House of Representatives may be regulated by federal law.</p>	<p>Common features</p> <p>SUDR and SUDN cannot be a member of both Houses and DUN. (For post-1992, see Art 132(3) since he is from the general public service.)</p> <p>2025 Bill</p> <p>The qualifications for appointment may be further regulated by federal law.</p> <p># Extra qualification may be imposed</p>
Note: Version After Amendment in 1962			
On mentioning parliamentary service			
<p>Art 65(4), FC:</p> <p>Except as otherwise expressly provided by this Article, the qualifications for appointment and conditions of service of the Clerk to the Senate and the Clerk to</p>			<p>2025 Bill</p> <p>No mention about parliamentary service in the constitution,</p> <p># Parliamentary service is not given a constitutional status.</p>

Pre-1992	Post-1992	2025 Bill	Remarks
<p>the House of Representatives, and of members of the staff of the Houses of Parliament, may be regulated by federal law.</p> <p>Art 134(4), FC: (4) References in this Part, except in Articles 136 and 147, to persons in the public service or to members of any of the public services shall not apply to.</p> <p>(c) the Clerk to either House of Parliament or any member of the staff of Parliament;</p>			
<p>Note: Version After Amendments in 1962 and 1963</p>			
New insertion in the proposed Bill			
		<p>Proposed Art 56(5A), FC:</p> <p>(5a) A member who is elected to be President or Deputy President shall not be disqualified from holding such office by virtue of his membership in the Parliamentary Service Council established under a federal law provided that the member who is elected to be President or Deputy President does not receive any remuneration, reward, profit or benefit from it.</p> <p>Proposed Art 57(5A), FC:</p>	<p>2025 Bill</p> <p>Refer to Arts 56(5) and 57(5), which require the President and his deputies, and the Speaker and his deputies, not being a member of any board of directors, board of management, organization or body, whether or not he receives any remuneration, reward, profit or benefit.</p> <p>The Clauses were inserted through Constitution (Amendment) Act 1981 (Act A514), in force from 15 May 1981.</p>

Pre-1992	Post-1992	2025 Bill	Remarks
		A person who is elected to be Speaker or Deputy Speaker shall not be disqualified from holding such office by virtue of his membership in the Parliamentary Service Council established under a federal law provided that the person who is elected to be Speaker or Deputy Speaker does not receive any remuneration, reward, profit or benefit from it	

Provisions in Parliamentary Service Act

Pre-1992	Post-1992	Remarks
ESTABLISHMENT OF MANAGEMENT BODY		
<p>s 5, PSA 1963:</p> <p>Parliamentary Service Advisory Committee</p> <p>There shall be a Parliamentary Service Advisory Committee consisting of—</p> <ul style="list-style-type: none"> (a) the Yang di-Pertua Dewan Negara who shall be the Chairman; (b) the Yang di-Pertua Dewan Rakyat who shall be co-chairman; (c) one Senator nominated by the Prime Minister; (d) one member of the Dewan Rakyat nominated by the Prime Minister; (e) one member of the Dewan Rakyat nominated by the Speaker of that House, to represent a party in opposition to the Federal Government; (f) an officer nominated by the Treasury; (g) the Director General of the Public Services Department or his representative. 	<p>s 3, PSA 2025</p> <p>Parliamentary Service Council</p> <p>(1) There shall be a Parliamentary Service Council which shall have the responsibility for matters relating to the Parliamentary Service.</p> <p>(2) The Parliamentary Service Council shall consist of the following members:</p> <ul style="list-style-type: none"> (a) the President of the Senate as a Chairman; (b) the Speaker of the House of Representatives as a Co-Chairman; (c) the Deputy President of the Senate; (d) two Deputy Speakers of the House of Representatives; (e) two members of the Senate; (f) four members of the House of Representatives; (g) the Clerk to the Senate; (h) the Clerk to the House of Representatives; (i) the Secretary General of Treasury or his representative as an <i>ex-officio</i> member; (j) the Director General of Public Service or his representative as an <i>ex-officio</i> member; and (k) the Chief Administrator of Parliament as an <i>ex-officio</i> member. 	<p>PSA 1963</p> <p>The Advisory Committee consists of 7 members:</p> <ul style="list-style-type: none"> a. 2 House leaders (Speaker and President) b. 2 civil servants c. 2 members (each House 1 member) nominated by the Prime Minister d. 1 member of DR nominated by the Speaker of DR representing the opposition <p>PSA 2025</p> <p>The Parliamentary Service Council consists of 16 members (<i>increase of 9 members</i>):</p> <ul style="list-style-type: none"> a. 5 House leaders (Speaker, President and their Deputies) [<i>Add the 3 deputies</i>] b. 2 members of DN [<i>Add 1 member of DN</i>] c. 4 members of DR [<i>Add 2 members of DR</i>] d. SUDN [<i>New</i>] e. SUDR [<i>NewI</i>] f. 3 civil servants as <i>ex-officio</i> members [<i>Add Chief Administrator</i>] <p>The selection of 6 MPs (2 from DN, 4 from DR) is not prescribed. Representation from the opposition is not explicitly guaranteed.</p> <p>The 3 <i>ex-officio</i> members are not entitled to vote in the meetings (s 5(4)).</p>
FUNCTIONS, POWER AND DUTIES OF THE MANAGEMENT BODY		

Pre-1992	Post-1992	Remarks
	<p>s 3 PSA, 2025</p> <p>Parliamentary Service Council</p> <p>(1) ... Parliamentary Service Council ... shall have the responsibility for matters relating to the Parliamentary Service.</p> <p>s 4, PSA 2025</p> <p>Functions and powers of Parliamentary Service Council</p> <p>(1) The functions of the Parliamentary Service Council are as follows:</p> <ul style="list-style-type: none"> (a) to appoint and to determine the terms and conditions of appointment of a member of the Parliamentary Service; (b) to oversee all financial matters relating to the Parliamentary Service; (c) to develop and to conduct programmes and trainings relating to the Parliamentary Service; and (d) to do all things expedient or reasonably necessary for the management of the affairs of the Parliamentary Service. <p>(2) The Parliamentary Service Council shall have all such powers as may be necessary for the performance of its functions under this Act.</p> <p>s 5, PSA 2025</p> <p>Meetings</p>	<p><u>PSA 1963</u></p> <p>It does not have a specific clause prescribing the functions of the Advisory Committee. The Advisory Committee has the functions as follows: -</p> <ul style="list-style-type: none"> a. to determine the number, designation of the posts in Parliamentary service and its salaries and scales of salaries, subject to the approval by the YDPA (s 6); b. to be consulted in making regulation (s 7). <p><u>PSA 2025</u></p> <p>The general responsibility, functions and power of the Parliamentary Service Council (PSC) is prescribed, covering the appointment and terms of a member of Parliamentary Service (PS), financial matters, training and development of members of PS and the management of the affairs of the Parliamentary PS.</p> <p>The other functions and powers include:</p> <ul style="list-style-type: none"> a. being consulted in prescribing the terms, conditions and qualifications of appointment of (ss 2(3), 6(3)), the acting and promotion of (s 7(8)), the disciplinary control of (s 8(8)) the members of the PS; b. establishing any committee to assist PSC in the performance of its functions and issuing directions to the committee (s 10); c. directing the Chief Administrator of Parliament (s 11(5)) d. determining the remuneration and other benefits of the members of the PS, subject to the approval by the YDPA (s 13) e. being consulted in making regulations (s 18) <p><i>Meeting of PSC:</i></p>

Pre-1992	Post-1992	Remarks
	<p>(1) The Parliamentary Service Council shall meet as often as may be necessary for the performance of its functions</p> <p>...</p>	<ul style="list-style-type: none"> • Quorum: 7. • Votes and decision: Every member, except the <i>ex-officio</i> members, is entitled to one vote. Questions are decided by the votes of the majority present and voting. If the number of votes is equal, the Chairman has the casting vote. • Procedure: PSC may decide. • Minutes: minutes of all its meetings is required to be maintained and kept, no mention of publication. • Presence of non-member: PSC may invite any person to attend the meeting to advice it on any matter under discussion. Invitees are not entitled to vote or be present during the decision-making. <p><i>Duty to disclose interest</i> See ss 5(8), 5(9), 7(3), 7(4), 8(3), 8(4), 9(3) and 9(4).</p>
ESTABLISHMENT OF PARLIAMENTARY SERVICE		
<p>s 3, PSA 1963</p> <p>Establishment of Parliamentary Service</p> <p>The offices of Clerk to the Senate and Clerk to the House of Representatives and of other members of the staff of the Houses of Parliament shall constitute a separate service, to be styled the Parliamentary Service, which shall be subject to this Act.</p>	<p>s 2, PSA 2025</p> <p>Parliamentary Service</p> <p>(1) A service by the name of the “Parliamentary Service” is established and shall constitute a separate service from the public service under this Act.</p> <p>(2) The Parliamentary Service shall consist of the Clerk to the Senate, the Clerk to the House of Representatives and the members of the Parliamentary Service</p>	<p>Common features</p> <ul style="list-style-type: none"> • Parliamentary service is established and constitute a separate service from public service. • Parliamentary service consists of SUDR and SUDN <p>Differences</p> <ul style="list-style-type: none"> • Under PSA 1963, other members of the staff of Parliament are not part of the public service (old Art 132(4)(a)) and constitute a separate service • Under PSA 2025, the members of the Parliamentary Service are not defined. • Under PSA 2025, The Chief Administrator of Parliament, who is responsible for administration and management of the Parliamentary Service, is from the general public service (s 11, PSA 2025)

Pre-1992	Post-1992	Remarks
		# Who is included in the parliamentary service, and who is working in the parliament institution but not in the parliamentary service?
APPOINTMENT, TERMS, PROMOTION, DISCIPLINE ETC. UNDER PARLIAMENTARY SERVICE		
<p>s 4, PSA 1963</p> <p>Appointment of members of the Parliamentary Service other than the Clerks to both Houses</p> <p>(1) Members of the Staff of the Houses of Parliament, other than the Clerks to the said Houses, shall be appointed jointly by the Yang di-Pertua Dewan Negara and the Yang di-Pertua Dewan Rakyat.</p> <p>(2) For the purpose of selecting and recommending candidates suitable for appointments under subsection (1), there shall be a Committee of Selection consisting of the Clerk to the Senate, the Clerk to the House of Representatives and a representative of the Public Services Department.</p> <p>s 7, PSA 1963</p> <p>Regulations</p> <p>... the Yang di-Pertuan Agong may, after consultation with the Advisory Committee, make regulations providing for—</p> <p>(a) the qualifications for appointment of members of the Parliamentary Service and the conditions of service of such members;</p> <p>(b) the discipline of members of the Parliamentary Service and for disciplinary proceedings against</p>	<p>s 2, PSA 2025</p> <p>Parliamentary Service</p> <p>(3) A member of the Parliamentary Service appointed by the Parliamentary Service Council shall be subject to such terms and conditions of appointment as may be prescribed by the Yang di-Pertuan Agong after consultation with the Parliamentary Service Council.</p> <p>(4) A member of the Parliamentary Service shall be disqualified from being a member of either House of Parliament or the Legislative Assembly of any State.</p> <p>s 6, PSA 2025</p> <p>Clerk of Senate and Clerk of House of Representatives</p> <p>The Yang di-Pertuan Agong may, after consultation with the Parliamentary Service Council, prescribe the qualifications for appointment and conditions of service of the Clerk to the Senate and the Clerk to the House of Representatives.</p> <p>s 7, PSA 2025</p> <p>Parliamentary Service Promotion Committee</p>	<p><u>PSA 1963</u></p> <p>Staffs of Parliament was appointed jointly by the Speaker and the President, selected and recommended by a Committee of Selection consisting of SUDR, SUDN and an officer of the Public Services Department.</p> <p>Their qualifications for appointment, the conditions of service, discipline and administration are governed by the regulations made by YDPA after consultation with the Advisory Committee.</p> <p><u>PSA 2025</u></p> <p>The <u>members of Parliamentary Service:</u></p> <ol style="list-style-type: none"> a. are appointed by the Parliamentary Service Council (PSC); b. are disqualified from being elected members (cf pre-1992 Art 65(5), FC); c. their terms and conditions of appointment, discipline, acting and promotion, and administration are governed by the regulations made by YDPA after consultation with PSC; d. discipline control over them is exercised by the Disciplinary Committee e. their promotion is exercised by the Promotion Committee f. may appeal against the decision of Disciplinary Committee and Promotion Committee to the Appeal Committee

Pre-1992	Post-1992	Remarks
<p>such members, including the interdiction, suspension, punishment and dismissal of such members;</p> <p>(c) the administration of the Parliamentary Service and the regulation and control of the work and conduct of such members.</p>	<p>(1) There shall be a Parliamentary Service Promotion Committee which shall be responsible for the promotion of the members of the Parliamentary Service.</p> <p>(2) The Parliamentary Service Promotion Committee shall consist of the following members:</p> <p>(a) the Deputy President of the Senate as a Chairman;</p> <p>(b) the Deputy Speaker of the House of Representatives as a Co-Chairman;</p> <p>(c) the Clerk to the Senate;</p> <p>(d) the Clerk to the House of Representatives; and</p> <p>(e) the Chief Administrator of Parliament.</p> <p>...</p> <p>(8) The Yang di-Pertuan Agong may, after consultation with the Parliamentary Service Council, prescribe any matter relating to the acting and promotion of members of the Parliamentary Service</p> <p>s 8, PSA 2025</p> <p>Parliamentary Service Disciplinary Committee</p> <p>(1) There shall be a Parliamentary Service Disciplinary Committee to exercise disciplinary control over the members of the Parliamentary Service.</p> <p>(2) The Parliamentary Service Disciplinary Committee shall consist of the following members:</p> <p>(a) the Deputy President of the Senate as a Chairman;</p> <p>(b) the Deputy Speaker of the House of Representatives as a Co-Chairman;</p> <p>(c) the Clerk to the Senate;</p> <p>(d) the Clerk to the House of Representatives; and</p> <p>(e) the Legal Advisor of the Parliamentary Service</p>	<p>Disciplinary Committee and Promotion Committee consist of Deputy President, Deputy Speaker, SUDN, SUDR and one relevant civil servant (Chief Administrator for promotion, Legal Advisor for discipline).</p> <p>Appeal Committee consists of President, Speaker and 3 members of the Service Council appointed by the President and Speaker.</p> <p>SUDR and SUDN's qualifications for appointment and conditions of service may be regulated by regulations made by YDPA after consultation with PSC. (cf pre-1992 position).</p> <p># SUDR and SUDN are part of parliamentary service. Are they subject to the disciplinary committee and their dismissal decided by the Disciplinary Committee? (cf Pre-1992 Arts 65(2), (3), FC, and s 7, PSA 1963, removal of SUDR and SUDN are not governed by the regulations)</p>

Pre-1992	Post-1992	Remarks
	<p>...</p> <p>(8) The Yang di-Pertuan Agong may, after consultation with the Parliamentary Service Council, prescribe any matter relating to the disciplinary control of the members of the Parliamentary Service</p> <p>(9) The disciplinary control referred to in subsection (8) shall include interdiction, suspension, punishment and dismissal of the members of the Parliamentary Service.</p> <p>s 9, PSA 2025</p> <p>Parliamentary Service Appeal Committee</p> <p>(1) There shall be a Parliamentary Service Appeal Committee to receive, consider and determine any appeal submitted by a member of the Parliamentary Service against the decision of the Parliamentary Service Promotion Committee and the Parliamentary Service Disciplinary Committee</p> <p>(2) The Parliamentary Service Appeal Committee shall consist of the following members:</p> <p>(a) the President of the Senate as a Chairman;</p> <p>(b) the Speaker of the House of Representatives as a Co-Chairman; and</p> <p>(c) three members of the Parliamentary Service Council appointed by the Chairman and the Co-Chairman of the Parliamentary Service Council</p>	
SENIOR OFFICERS OF PARLIAMENT		
	<p>s 6, PSA 2025</p> <p>Clerk of Senate and Clerk of House of Representatives</p>	<p>PSA 1963</p> <p>SUDR and SUDN were the member of a Committee of Selection (s 4) recommending the appointment of staffs.</p>

Pre-1992	Post-1992	Remarks
	<p>(1) The Clerk to the Senate shall be under the directions and control of the President of the Senate.</p> <p>(2) The Clerk to the House of Representatives shall be under the directions and control of the Speaker of the House of Representatives.</p> <p>s 11, PSA 2025</p> <p>Chief Administrator of Parliament</p> <p>(1) There shall be a Chief Administrator of Parliament from among the members of the general public service of the Federation.</p> <p>(2) The Chief Administrator of Parliament shall be responsible for the overall administration and management of the functions and the day-to-day affairs of the Parliament including the financial matters of the Parliamentary Service.</p> <p>(3) The Chief Administrator of Parliament shall have general control of the members of the Parliamentary Service.</p> <p>(4) The Chief Administrator of Parliament shall perform such other duties as the Parliamentary Service Council may direct.</p> <p>(5) In discharging his duties, the Chief Administrator of Parliament shall act under the general authority and directions of the Parliamentary Service Council.</p> <p>(6) The Chief Administrator of Parliament shall be the secretary to the Parliamentary Service Council.</p>	<p>PSA 2025 SUDR and SUDN are under the directions and control of the Speaker and the President</p> <p>SUDR and SUDN are the member of</p> <ul style="list-style-type: none"> the Council (s3(2)); the Promotion Committee (s 7(2)); and the Disciplinary Committee (s 8(2)). <p>Chief Administrator (<i>Ketua Pentadbir</i>) of Parliament</p> <ul style="list-style-type: none"> his office is established; is from the members of the general public service is responsible for the overall administration and management of the functions and the day-to-day affairs of the Parliament. has general control of, and is responsible for the financial matters of, the Parliamentary Service acts under the general authority and directions of the Parliamentary Service Council; and perform other duties that the Council may directs; and <p>Chief Administrator is the member of</p> <ul style="list-style-type: none"> the Council (<i>ex-officio</i>; secretary) the Promotion Committee <p># The relationship between SUDR, SUDN and Chief Administrator.</p>

Pre-1992	Post-1992	Remarks
SALARY, PENSION, BENEFIT ETC.		
<p>s 6, PSA 1963</p> <p>Salaries of staff, etc.</p> <p>The number and designation of the posts in the Parliamentary Service, and the salaries and scales of salaries to be attached thereto, shall be such as may be determined by the Advisory Committee and approved by the Yang di-Pertuan Agong.</p> <p>s 8, PSA 1963</p> <p>Application of the Pensions Ordinance 1951 or the Pensions Act 1980</p> <p>The Parliamentary Service shall be deemed to be public service in Malaysia for the purposes of the Pensions Ordinance 1951 or the Pensions Act 1980.</p>	<p>s 13, PSA 2025</p> <p>Remuneration</p> <p>A member of the Parliamentary Service shall be paid such remuneration and other benefits as may be determined by the Parliamentary Service Council and approved by the Yang di-Pertuan Agong.</p>	<p><u>Common features</u></p> <ul style="list-style-type: none"> The salary of the members of the Parliamentary Service is determined by the Parliamentary Service Council and approved by YDPA <p><u>Differences in the 2025 Bill</u></p> <ul style="list-style-type: none"> No pension arrangement. No mention of the number and designation of the posts in the Parliamentary Service. <p># Who owns the power to expand or rearrange the parliamentary service, and to determine the number and designation of the posts under the parliamentary service?</p>
REGULATIONS		
<p>s 7, PSA 1963</p> <p>Regulations</p> <p>Subject to Clauses (2) and (3) of Article 65 of the Federal Constitution, the Yang di-Pertuan Agong may, after consultation with the Advisory Committee, make regulations providing for—</p> <p>(a) the qualifications for appointment of members of the Parliamentary Service and the conditions of service of such members;</p>	<p>s 18, PSA 1963</p> <p>Power to make regulations</p> <p>(1) The Yang di-Pertuan Agong may, after consultation with the Parliamentary Service Council, make such regulations as may be expedient or necessary for giving full effect or the better carrying out of the provisions of this Act.</p> <p>(2) Without prejudice to the generality of subsection (1), regulations may be made for the following purposes:</p>	<p><u>Common features</u></p> <ul style="list-style-type: none"> Regulation making power is exercised by YDPA after consultation with the Parliamentary Service Council. <p><u>Differences in the 2025 Bill</u></p> <ul style="list-style-type: none"> The regulations may prescribe the qualifications for appointment and conditions of service of the Clerk to the Senate and the Clerk to the House of Representatives (cf PSA 1963, “Subject to Clauses (2) and (3) of Article 65 of the Federal Constitution”.

Pre-1992	Post-1992	Remarks
<p>(b) the discipline of members of the Parliamentary Service and for disciplinary proceedings against such members, including the interdiction, suspension, punishment and dismissal of such members;</p> <p>(c) the administration of the Parliamentary Service and the regulation and control of the work and conduct of such members.</p>	<p>(a) to prescribe the qualifications for appointment and conditions of service of the Clerk to the Senate and the Clerk to the House of Representatives;</p> <p>(b) to prescribe the terms and conditions of appointment of the members of the Parliamentary Service;</p> <p>(c) to prescribe the discipline of members of the Parliamentary Service and for disciplinary proceedings against the members of the Parliamentary Service, including the interdiction, suspension, punishment and dismissal of the members of the Parliamentary Service;</p> <p>(d) to prescribe any matter relating to the administration of the Parliamentary Service;</p> <p>(e) to prescribe any matter which may be required to be prescribed for the purposes of this Act.</p>	<ul style="list-style-type: none"> • Insertion of general clause (subsection (1)).
FINANCIAL MATTERS		
	<p>s 4(1)(b), PSA 2025</p> <p>Functions and powers of Parliamentary Service Council</p> <p>(1) The functions of the Parliamentary Service Council are ... to oversee all financial matters relating to the Parliamentary Service; ...</p> <p>s 11, PSA 2025</p> <p>Chief Administrator of Parliament</p>	<p>PSA 2025</p> <ul style="list-style-type: none"> • Financial matters are stipulated. • It is under the responsibility of Chief Administrator (as controlling officer), and overseen by the Parliamentary Service Council. • It explicitly requires the Government to provide sufficient funds for the Parliamentary Service annually. <p># Who owns the financial power to plan the programme under the parliamentary service?</p>

Pre-1992	Post-1992	Remarks
	<p>(2) The Chief Administrator of Parliament shall be responsible for ... the financial matters of the Parliamentary Service.</p> <p>s 12, PSA 2025</p> <p>Fund</p> <p>The Government shall provide sufficient funds for the Parliamentary Service annually to enable the Parliamentary Service Council to perform its functions under this Act.</p>	
OTHER MATTERS		
	<p>ss 14 – 17, PSA 2025</p> <p>s 14, PSA 2025</p> <p>Obligation of secrecy</p> <p>(1) Except for any of the purposes of this Act or for the purposes of any civil or criminal proceedings under any written law or where otherwise authorized by the Parliamentary Service Council—</p> <p>(a) no member of the Parliamentary Service Council or member of the Parliamentary Service, whether during or after his tenure of office or employment, shall disclose any information obtained by him in the course of his duties; and</p> <p>(b) no person attending any meeting of the Parliamentary Service Council or who has by any means access to any information or document relating to the affairs of the</p>	<p><u>PSA 2025</u></p> <ul style="list-style-type: none"> • Members of the Parliamentary Service Council and the Parliamentary Service, and persons attending the Council’s meeting have the obligation of secrecy • Exception to the obligation is the disclosure: <ul style="list-style-type: none"> a. for the purposes of this Act b. for any civil or criminal proceedings under any written law ; or c. authorized by the Council. • Penalty: Fine not exceeding RM 100,000.00 or imprisonment not exceeding 2 years, or to both.

Pre-1992	Post-1992	Remarks
	<p>Parliamentary Service shall disclose such information or document.</p> <p>(2) Any person who contravenes this section commits an offence and shall, on conviction, be liable to a fine not exceeding one hundred thousand ringgit or to imprisonment for a term not exceeding two years or to both.</p>	
	<p>s 15, PSA 2025</p> <p>Protection against suits and legal proceedings</p> <p>No action, suit, prosecution or other proceedings shall lie or be brought, instituted or maintained in any court against any member of the Parliamentary Service Council, Parliamentary Service Promotion Committee, Parliamentary Service Disciplinary Committee, Parliamentary Service Appeal Committee, committee established under this Act, or any member of the Parliamentary Service, in respect of any act, neglect or default done or omitted by him in good faith, in such capacity.</p>	<p><u>PSA 2025</u></p> <p>Protection against suit and legal proceedings against any member of:</p> <ul style="list-style-type: none"> a. the Council, b. Promotion Committee, c. Disciplinary Committee, d. Appeal Committee, e. committee established under this Act, or f. the Parliamentary Service (members covered under this Act), <p>in respect of any act, neglect or default done or omitted by <i>in good faith, in such capacity</i></p>
	<p>s 16, PSA 2025</p> <p>Public Authorities Protection Act 1948</p> <p>The Public Authorities Protection Act 1948 [Act 198] shall apply to any action, suit, prosecution or proceedings against any member of the Parliamentary Service Council, Parliamentary Service Promotion Committee, Parliamentary Service Disciplinary Committee, Parliamentary Service Appeal Committee, committee established under this Act, or any member of</p>	<p><u>PSA 2025</u></p> <p>Public Authorities Protection Act 1948 [Act 198] applies to members covered under this Act.</p>

Pre-1992	Post-1992	Remarks
	the Parliamentary Service, in respect of any act or thing done or committed by him in such capacity.	
	<p>s 17, PSA 2025</p> <p>Public servant</p> <p>Every member of the Parliamentary Service Council, Parliamentary Service Promotion Committee, Parliamentary Service Disciplinary Committee, Parliamentary Service Appeal Committee, committee established under this Act, or every member of the Parliamentary Service, while discharging his duties as the member of the Parliamentary Service Council, Parliamentary Service Promotion Committee, Parliamentary Service Disciplinary Committee, Parliamentary Service Appeal Committee, committee established under this Act, or the member of the Parliamentary Service, shall be deemed to be a public servant within the meaning of the Penal Code [Act 574].</p>	<p><u>PSA 2025</u></p> <p>Members covered under this Act shall be deemed to be a public servant within the meaning of the Penal Code while discharging their duties under this Act.</p>