

LAWS OF BRUNEI

CHAPTER 111

DISAFFECTED AND DANGEROUS PERSONS

Enactment No. 10 of 1953

S 99/1959

S 32/1983

1984 Edition, Chapter 111

REVISED EDITION 2020

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CHAPTER 111
DISAFFECTED AND DANGEROUS PERSONS

ARRANGEMENT OF SECTIONS

Section

1. Citation
2. Arrest and removal of, and limitation of movement of, disaffected or dangerous persons
3. Power of Minister to order security for observance of conditions

SCHEDULE — WARRANT

DISAFFECTED AND DANGEROUS PERSONS ACT**An Act to provide for the removal to, and the confinement in, particular localities of disaffected or dangerous persons**

Commencement: 29th July 1953

Citation

1. This Act may be cited as the Disaffected and Dangerous Persons Act.

Arrest and removal of, and limitation of movement of, disaffected or dangerous persons

2. (1) Whenever it is made to appear to the Minister* on the written information of the Commissioner of Police that there is reasonable cause for believing that it is necessary for the peace or good order of Brunei Darussalam that a warrant should be issued under subsection (2) in respect of any person —

(a) he may issue a warrant substantially in the form in the Schedule hereto; and

(b) he shall cause such person to be brought before him and shall examine such person and record in writing any statement that such person makes.

(2) After examining any person, and recording any statement he may wish to make, as provided for by subsection (1), and on making such enquiries as he may deem necessary, it shall be lawful for the Minister* with the approval of His Majesty the Sultan and Yang Di-Pertuan in Council, by warrant under his hand —

(a) to order, upon such conditions and for such term as he may deem fit, the removal to any locality which may be specified in the warrant; and

(b) to prohibit the movement beyond the limits of such locality, of such person if he believes him to be disaffected or otherwise dangerous to the peace or good order of Brunei Darussalam,

* Transferred from the Mentri Besar** to the Minister with effect from 31st December 1983 — [S 32/1983]

** Transferred from the Resident to the Mentri Besar with effect from 29th September 1959 — [S 99/1959]

and upon the issue and by virtue of such warrant, such person may be arrested and removed in custody to the locality specified therein.

(3) Any person in respect of whom a warrant has been issued under subsection (2) who —

(a) goes beyond the limits specified in such warrant without permission of an officer duly authorised by the Minister* in that behalf; or

(b) fails to conform with the conditions in which such warrant was issued or such permission is granted,

may be arrested without warrant by any police officer and is guilty of an offence and liable on conviction to a fine of \$8,000 and imprisonment for 12 months.

Power of Minister to order security for observance of conditions

3. (1) The Minister* may require any person in respect of whom a warrant has been issued under section 2(2) to deposit in such place as the Minister* may direct such pledge of cash or of such movable property as may be specified by the Minister* as a guarantee that —

(a) he will remain within the limits specified by the warrant for the term specified by the warrant;

(b) he will conform with the conditions on which the warrant is issued; and

(c) if permission is granted to leave such limits by an officer duly authorised by the Minister* in that behalf, he will conform with the conditions on which such permission is granted,

and if the guarantee is in any manner broken, the pledge shall be forfeited to the Government:

Provided that the Minister* may at his discretion reduce the amount of the pledge or may return the whole or part of the pledge to the depositor thereof.

* Transferred from the Mentri Besar** to the Minister with effect from 31st December 1983 — [S 32/1983]

** Transferred from the Resident to the Mentri Besar with effect from 29th September 1959 — [S 99/1959]

(2) Any person aggrieved by an order made by the Minister* under this section may appeal to His Majesty the Sultan and Yang Di-Pertuan in Council whose decision shall be final:

Provided that His Majesty the Sultan and Yang Di-Pertuan in Council may refuse to entertain any such appeal until any pledge which has been required by the Minister* has been duly deposited.

* Transferred from the Mentri Besar** to the Minister with effect from 31st December 1983 — [S 32/1983]

** Transferred from the Resident to the Mentri Besar with effect from 29th September 1959 — [S 99/1959]

SCHEDULE

(section 2(1)(a))

WARRANT

Brunei Darussalam

DISAFFECTED AND DANGEROUS PERSONS ACT (CHAPTER 111)

To the Commissioner of Police and all other police officers

Whereas it has been made to appear to me by written information that there is reasonable cause for believing that the restriction to one locality in Brunei Darussalam of (*name*) is necessary for the peace and good order of Brunei Darussalam.

This is to direct you the said Commissioner of Police and all other police officers to arrest the said and bring him before me with all convenient speed.

Given under my hand this day of 20

Minister