

No. S 23

**SUCCESSION AND REGENCY PROCLAMATION, 1959**

**SUCCESSION AND REGENCY (AMENDMENT) PROCLAMATION, 2021**

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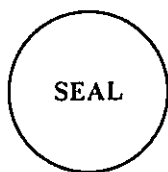
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*In the name of ALLAH, the Compassionate, the Merciful, PRAISE be to ALLAH, the Lord of the Universe, and may the benediction and peace of ALLAH be upon Our Leader Muhammad and upon all his Relations and Friends*



**HIS MAJESTY  
THE SULTAN AND YANG DI-PERTUAN  
BRUNEI DARUSSALAM**

**BY THE GRACE OF ALLAH, WE, SULTAN HAJI HASSANAL BOLKIAH MU'IZZADDIN WADDAULAH IBNI AL-MARHUM SULTAN HAJI OMAR 'ALI SAIFUDDIEN SA'ADUL KHAIRI WADDIEN, SOVEREIGN AND CHIEF OF THE ROYAL FAMILY ORDER OF THE CROWN OF BRUNEI, SOVEREIGN AND CHIEF OF THE MOST ESTEEMED FAMILY ORDER LAILA UTAMA, SOVEREIGN AND CHIEF OF THE MOST ESTEEMED FAMILY ORDER SERI UTAMA, SOVEREIGN AND CHIEF OF THE MOST EMINENT ORDER OF ISLAM NEGARA BRUNEI, SOVEREIGN AND CHIEF OF THE MOST ILLUSTRIOUS ORDER OF PADUKA LAILA JASA KEBERANIAN GEMILANG, SOVEREIGN AND CHIEF OF THE MOST EXALTED ORDER OF PADUKA KEBERANIAN LAILA TERBILANG, SOVEREIGN AND CHIEF OF THE MOST GALLANT ORDER OF PAHLAWAN NEGARA BRUNEI, SOVEREIGN AND CHIEF OF THE MOST BLESSED ORDER OF SETIA NEGARA BRUNEI, SOVEREIGN AND CHIEF OF THE MOST DISTINGUISHED ORDER OF PADUKA SERI LAILA JASA, SOVEREIGN AND CHIEF OF THE MOST HONOURABLE ORDER OF THE CROWN OF BRUNEI, SOVEREIGN AND CHIEF OF THE MOST FAITHFUL ORDER OF PERWIRA AGONG NEGARA BRUNEI.**

HONORARY KNIGHT GRAND CROSS OF THE MOST HONOURABLE ORDER OF THE BATH (UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND), HONORARY KNIGHT GRAND CROSS OF THE MOST DISTINGUISHED ORDER OF SAINT MICHAEL AND SAINT GEORGE (UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND), HONORARY COMMANDER OF THE MOST DISTINGUISHED ORDER OF SAINT MICHAEL AND SAINT GEORGE (UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND), DARJAH UTAMA SERI MAHKOTA NEGARA (MALAYSIA), COLLAR OF THE SUPREME ORDER OF THE CHRYSANTHEMUM (JAPAN), THE ORDER OF AL-HUSSEIN BIN ALI (HASHEMITE KINGDOM OF JORDAN), THE CIVIL ORDER OF OMAN, FIRST CLASS (SULTANATE OF OMAN), AL-KHALIFIA (KINGDOM OF BAHRAIN), QUISSAM EL MOHAMMDI GRAND COLLIER (KINGDOM OF MOROCCO), THE MOST AUSPICIOUS ORDER OF THE RAJAMITRABHORN (KINGDOM OF THAILAND), THE GREAT COLLAR OF BADR (KINGDOM OF SAUDI ARABIA), KNIGHT OF THE ROYAL ORDER OF THE SERAPHIM (KINGDOM OF SWEDEN), KNIGHT GRAND CROSS OF THE NETHERLANDS (KINGDOM OF THE NETHERLANDS), QILADAT AL-MUBARAK AL-KABIR – COLLAR OF MUBARAK THE GREAT (KUWAIT), GRAND ORDER OF MUGUNGHWA (REPUBLIC OF KOREA), BINTANG REPUBLIK INDONESIA ADIPURNA (REPUBLIC OF INDONESIA), COLLAR OF THE NILE (ARAB REPUBLIC OF EGYPT), THE ORDER OF LAKANDULA WITH THE RANK OF GRAND COLLAR SUPREMO (REPUBLIC OF THE PHILIPPINES), THE ANCIENT ORDER OF SIKATUNA RANK OF RAJAH (REPUBLIC OF THE PHILIPPINES), THE ORDER OF TEMASEK, FIRST CLASS (REPUBLIC OF SINGAPORE), NISHAN-E-PAKISTAN (REPUBLIC ISLAM PAKISTAN), GRAND CROIX LEGION D'HONNEUR (REPUBLIC OF FRANCE), GRAND CROSS SPECIAL CLASS OF THE ORDER OF MERIT (FEDERAL REPUBLIC OF GERMANY), THE ORDER OF MERIT, FIRST CLASS (UKRAINE), THE ORDER OF PRINCE YAROSLAV THE WISE, FIRST CLASS (UKRAINE), PHOXAY LANE XANG (LAO PEOPLE'S DEMOCRATIC REPUBLIC), THE MOST EXALTED ROYAL FAMILY ORDER OF KELANTAN (KELANTAN), THE MOST ESTEEMED ROYAL FAMILY ORDER OF JOHOR (JOHOR), THE MOST EXALTED ROYAL FAMILY ORDER OF NEGERI SEMBILAN (NEGERI SEMBILAN), THE MOST ESTEEMED ROYAL FAMILY ORDER OF SRI INDERA MAHKOTA PAHANG (PAHANG), THE MOST EXALTED ROYAL FAMILY ORDER OF SELANGOR (SELANGOR), THE ROYAL FAMILY ORDER OF SYED PUTRA (PERLIS), THE MOST ESTEEMED ROYAL FAMILY ORDER OF PERAK (PERAK), THE MOST EXALTED SUPREME ROYAL FAMILY ORDER OF TERENGGANU (TERENGGANU), THE MOST ESTEEMED ROYAL FAMILY OF KEDAH (KEDAH), THE MOST EXALTED ORDER OF STAR OF SARAWAK (SARAWAK), SERI PANGLIMA DARJAH KINABALU (SABAH), DARJAH KEPAHLAWANAN ANGKATAN TENTERA – PANGLIMA GAGAH ANGKATAN TENTERA (MALAYSIA), THE DISTINGUISHED SERVICE ORDER (MILITARY) (REPUBLIC OF SINGAPORE), THE PHILIPPINES LEGION OF HONOUR (DEGREE OF CHIEF COMMANDER) (REPUBLIC OF THE PHILIPPINES), THE CROSS OF HONOUR FOR FAITH AND FAITHFULNESS TO THE STATE (UKRAINE), the Sultan and Yang Di-Pertuan of the Sovereign State and Territory of Brunei Darussalam and all its Dependencies.

WHEREAS on the 26th day of Rabiulawal the Hijrah of the Prophet (on Whom be the benediction and peace of ALLAH) One thousand three hundred and seventy-nine corresponding to the 29th day of September, One thousand nine hundred and fifty-nine, WE have proclaimed the Succession and Regency Proclamation, 1959 (hereinafter referred to as the principal Proclamation);

AND WHEREAS it is provided under section 31 of the principal Proclamation that the principal Proclamation may be amended by US;

AND WHEREAS WE have considered it expedient that certain provisions of the principal Proclamation should be amended in diverse respects:

NOW THEREFORE WE in exercise of the power conferred on US by section 31 of the principal Proclamation DO HEREBY PROCLAIM in OUR name and on OUR behalf and for and on behalf of OUR Successors as hereinafter follows —

#### **Citation and commencement**

1. This Proclamation may be cited as the Succession and Regency (Amendment) Proclamation, 2021 and shall commence on the day it is made.

#### **Amendment of section 2 of Const. II**

2. Section 2 of the principal Proclamation is amended —

(a) by inserting the following new definition immediately after the definition of “Council of Ministers” —

“ “Duli Yang Teramat Mulia Paduka Seri Pengiran Muda”, subject to section 3, means the person who, if His Majesty the Sultan and Yang Di-Pertuan were to die immediately, would have the best claim to succeed to the throne but whose claim might be displaced by the emergence of a person with a better claim;”;

(b) in the definition of “Heir Apparent”, by deleting “Heir Apparent” and by substituting “Duli Yang Teramat Mulia Paduka Seri Pengiran Muda Mahkota” therefor;

(c) by deleting the definition of “Heir Presumptive”;

(d) by deleting the definition of “immediate ancestor”;

(e) by inserting the following new definition immediately before the definition of “Interpretation Tribunal” —

“ “Interim Period” means the period between the time of the confirmation under subsection (1) of section 12 by the Council of Succession and the lawful Successor declared under subsection (2) of section 3 that His Majesty the Sultan

and Yang Di-Pertuan is incapable for the time being of performing the State functions and the time of the declaration or decision under subsection (1) of section 12 that His Majesty the Sultan and Yang Di-Pertuan has so far recovered his health as to warrant his resumption of the State functions;”;

(f) by deleting the definition of “ “Sultan” or “His Majesty” or “His Majesty the Sultan and Yang Di-Pertuan” ” and by substituting the following new definition therefor —

“ “Sultan” or “His Majesty” or “His Majesty the Sultan and Yang Di-Pertuan” means His Majesty the Sultan and Yang Di-Pertuan of Brunei Darussalam irrespective of whether a declaration has been made and confirmed under section 12 that by reason of infirmity of mind or body he is for the time being incapable of performing the State functions but does not include his lawful Successor listed in, referred to or contemplated by subsections (2), (3) and (4) of section 3, a Regent or a Council of Regency or His Majesty the Sultan and Yang Di-Pertuan’s Deputy;”.

### Amendment of section 3

3. Section 3 of the principal Proclamation is amended, in subsection (4) —

(a) in paragraph (a) —

- (i) by deleting “first” from the first line;
- (ii) in sub-paragraph (i), by deleting “Yang Teramat Mulia Paduka Seri Duli Pengiran Muda” from the first line and by substituting “Duli Yang Teramat Mulia Paduka Seri Pengiran Muda” therefor;
- (iii) in sub-paragraph (ii), by deleting “Yang Teramat Mulia Paduka Seri Duli Pengiran Muda” from the second and third lines and by substituting “Duli Yang Teramat Mulia Paduka Seri Pengiran Muda” therefor;
- (iv) in sub-paragraph (iii), by deleting “Yang Teramat Mulia Paduka Seri Duli Pengiran Muda” from the second and third lines and by substituting “Duli Yang Teramat Mulia Paduka Seri Pengiran Muda” therefor;
- (v) in sub-paragraph (iv), by deleting “Yang Teramat Mulia Paduka Seri Duli Pengiran Muda” from the second and third lines and by substituting “Duli Yang Teramat Mulia Paduka Seri Pengiran Muda” therefor;

(b) by deleting paragraph (b);

(c) by deleting paragraph (c).

**Amendment of section 4**

4. Section 4 of the principal Proclamation is amended by deleting subsection (1) and by substituting the following new subsection therefor —

“(1) No person shall be considered a lawful Heir or a lawful Successor unless he professes the Islamic Religion and is a male lawfully begotten descendant in the male line who is a person of the blood of the Sultans of Brunei Darussalam.”.

**Repeal of section 5**

5. Section 5 of the principal Proclamation is repealed.

**Substitution of section 6**

6. Section 6 of the principal Proclamation is repealed and the following new section is substituted therefor —

**“Council of Succession**

6. (1) There is hereby established the Majlis Mesyuarat Mengangkat Raja Brunei, to be styled in English as the Council of Succession.

(2) The Council of Succession shall consist of —

(a) such Malay Members of the Council of Ministers professing the Islamic Religion, save where His Majesty the Sultan and Yang Di-Pertuan otherwise decides, as may be appointed by His Majesty the Sultan and Yang Di-Pertuan;

(b) any person who holds the dignitary or office of Cheteria or any Pehin Manteri appointed by His Majesty the Sultan and Yang Di-Pertuan;

(c) *Ex-Officio* Members, namely the Mufti Kerajaan and Chief Syar’ie Judge;

(d) any Malay Member of the Religious Council professing the Islamic Religion and has expertise in *Hukum Syara*’ appointed by His Majesty the Sultan and Yang Di-Pertuan;

(e) persons of the Malay race professing the Islamic Religion as are appointed by His Majesty the Sultan and Yang Di-Pertuan.

(3) No person of the blood of the Sultans of Brunei Darussalam shall be a Member of the Council of Succession.

(4) Every Member of the Council of Succession shall hold his office during His Majesty the Sultan and Yang Di-Pertuan's pleasure.

(5) Save where His Majesty the Sultan and Yang Di-Pertuan otherwise decides, the President of the Council of Succession shall consist of a Member of the Council of Succession appointed under subsection (2)(b) and the Vice-President shall consist of a Member of the Council of Succession who has expertise in *Hukum Syara'* and, in the absence or inability or unwillingness to act of the President, the Vice-President shall discharge the function of the President under this Proclamation or otherwise.

(6) If, during the Interim Period, there is for any reason no President or Vice-President of the Council of Succession, or in the absence or inability or unwillingness to act of the President or the Vice-President of the Council of Succession, as the case may be, the most senior Member of the Council of Succession present shall be the President and the second most senior among the Members of the Council of Succession present shall be the Vice-President."

#### **Amendment of section 7**

7. Section 7 of the principal Proclamation is amended, in subsection (1), by deleting paragraph (b) and by substituting the following new paragraph therefor —

"(b) one half of the Members of the Council of Succession shall form a *quorum* if Members of the Religious Council who have expertise in *Hukum Syara'* including the Mufti Kerajaan or Chief Syar'ie Judge are among those Members present;"

#### **Amendment of section 8**

8. Section 8 of the principal Proclamation is amended, in subsection (4), by deleting "Heir Presumptive" from the fourth line and by substituting "Duli Yang Teramat Mulia Paduka Seri Pengiran Muda" therefor.

#### **Substitution of section 12**

9. Section 12 of the principal Proclamation is repealed and the following new section is substituted therefor —

##### **"Exercise of State functions during Interim Period**

12. (1) If at least two-thirds of persons appointed by His Majesty the Sultan and Yang Di-Pertuan declare in writing, in the form set out as Form I in the Schedule, to the Privy Council, and at the same time to the Council of Succession and the lawful Successor declared under subsection (2) of section 3, that they are satisfied by evidence, which shall include the evidence of 5 independent physicians, 2 of whom ordinarily reside outside Brunei Darussalam, that His Majesty the Sultan and Yang Di-Pertuan is by reason of infirmity of mind or body incapable for the time being of performing the State functions, and that declaration is, within 30 days, confirmed by

the Council of Succession and the lawful Successor declared under subsection (2) of section 3, then, until either it is —

(a) declared in writing, by at least two-thirds of persons appointed by His Majesty the Sultan and Yang Di-Pertuan under this section in the form set out as Form II in the Schedule; or

(b) decided by any one of the following —

(i) the Council of Succession;

(ii) the lawful Successor, the Regent or Council of Regency referred to in paragraphs (A) to (C) exercising State functions under this section,

that His Majesty the Sultan and Yang Di-Pertuan has so far recovered his health as to warrant his resumption of the State functions, those functions shall during the Interim Period and subject to subsection (3) be performed in the name and on behalf of His Majesty the Sultan and Yang Di-Pertuan —

(A) by his lawful Successor listed in, referred to or contemplated by subsections (2), (3) and (4) of section 3;

(B) where the lawful Successor listed in, referred to or contemplated by subsections (2), (3) and (4) of section 3 is below the age of 18 years, by, where applicable, the Regent referred to in section 11 or, in the circumstances contemplated by section 11, by the Council of Regency appointed by the Privy Council and confirmed by the Council of Succession; and

(C) in the absence of a lawful Successor listed in, referred to or contemplated by subsections (2), (3) and (4) of section 3, by the Council of Regency appointed by the Privy Council and confirmed by the Council of Succession.

(2) If a declaration made to the Privy Council under subsection (1) that His Majesty the Sultan and Yang Di-Pertuan is by reason of infirmity of mind or body incapable for the time being of performing the State functions is not within 5 years from its confirmation by the Council of Succession and the lawful Successor declared under subsection (2) of section 3 superseded by the declaration or decision under that subsection that His Majesty the Sultan and Yang Di-Pertuan has so far recovered his health as to warrant his resumption of the State functions, then, as from the expiration of such period of 5 years, His Majesty the Sultan and Yang Di-Pertuan shall be treated for all purposes as if His Majesty the Sultan and Yang Di-Pertuan had renounced the throne under subsection (1) of section 19 by a valid Instrument of Abdication having effect at the expiration of such period of 5 years.



(3) The lawful Successor, Regent and Council of Regency referred to in subsection (1) shall during the Interim Period have all powers and duties of His Majesty the Sultan and Yang Di-Pertuan other than those identified in this subsection. Notwithstanding any written law, the lawful Successor, Regent and Council of Regency referred to in subsection (1) shall not have the power to —

(a) appoint or propose to appoint any person or, terminate or cancel the appointment or purport to terminate or cancel the appointment to the persons referred to in subsection (1);

(b) amend, alter, repeal or propose laws, or assent to any Bill to amend, alter or repeal any provision of this Proclamation or any Rules which are designed to set out the procedures under or implement or give effect to this Proclamation;

(c) amend, alter, repeal or propose laws, or assent to any Bill to amend, alter, repeal or propose laws or do anything that in any way would reduce, limit, dilute, compromise, prejudice, derogate from or in any way adversely affect or would have the effect of reducing, limiting, diluting, compromising, prejudicing, derogating from or in any way adversely affecting, the rights, powers, prerogatives and privileges of His Majesty the Sultan and Yang Di-Pertuan as such rights, powers, prerogatives and privileges stood just before the commencement of the Interim Period;

(d) amend, alter, repeal or propose laws, or assent to any Bill to amend, alter, repeal or propose laws or do anything that in any way would prevent, impede, obstruct or delay His Majesty the Sultan and Yang Di-Pertuan from resuming his State functions;

(e) amend, alter, repeal or propose laws, or assent to any Bill to amend, alter or repeal the definition of “His Majesty” or “His Majesty the Sultan and Yang Di-Pertuan” or “Sultan” under the Constitution or this Proclamation;

(f) make or terminate any appointment to the Council of Succession under section 6 except to replace any member deceased during the Interim Period;

(g) exercise the rights and functions under Clause (1A) of Article 6 of the Constitution.

(4) Subsection (1) shall apply to a Regent referred to in subsection (1)(B).

(5) In relation to any act done or purported to be done in exercise of State functions by any of the persons referred to in subsections (1)(A), (B) and (C), the Council of Succession shall have the power to decide if subsection (3) has been complied with in relation to that act. Where the Council of Succession decides that subsection (3) has not been complied with, such decision shall render the relevant act done or purported to be done in exercise of State functions by any of the persons referred to in subsections (1)(A), (B) and (C) void and of no effect.

(6) Notice of the appointment of persons referred to in subsection (1) shall be published in the *Gazette*.”.

**Amendment of section 13**

10. Section 13 of the principal Proclamation is amended, in subsection (3)(a) —

(a) in sub-paragraph (i), by deleting “the Heir Apparent” and by substituting “Duli Yang Teramat Mulia Paduka Seri Pengiran Muda Mahkota” therefor;

(b) in sub-paragraph (ii), by deleting “the Heir Presumptive” and by substituting “Duli Yang Teramat Mulia Paduka Seri Pengiran Muda” therefor.

**Amendment of section 14**

11. Section 14 of the principal Proclamation is amended by deleting “set out” from the second line and by substituting “in the form set out as Form III” therefor.

**Amendment of section 17**

12. Section 17 of the principal Proclamation is amended —

(a) in subsection (2) —

(i) by inserting “Subject to subsection (3),” immediately before “His” in the first line;

(ii) by inserting “and in any event his powers shall be subject to the limitations set out in subsection (3) of section 12” immediately after “guidance” in the last line;

(b) by inserting the following three new subsections immediately after subsection (2) —

“(3) If His Majesty the Sultan and Yang Di-Pertuan is absent from Brunei Darussalam for more than 7 days, whether or not a Deputy or a Council of Regency has been appointed, if and for as long as the lawful Successor declared under subsection (2) of section 3 is present in Brunei Darussalam, the lawful Successor declared under subsection (2) of section 3 shall assume the functions of the Deputy as if appointed in accordance with this section until such time that His Majesty the Sultan and Yang Di-Pertuan returns to Brunei Darussalam.

(3A) Where the lawful Successor declared under subsection (2) of section 3 is also absent from Brunei Darussalam at any time during the period that His Majesty the Sultan and Yang Di-Pertuan is absent from Brunei Darussalam, any appointment of a Council of Regency or Deputy (as the case may be) by His Majesty the Sultan and Yang Di-Pertuan in accordance with this section, shall

cease to have effect as soon as His Majesty the Sultan and Yang Di-Pertuan or the lawful Successor declared under subsection (2) of section 3 returns to Brunei Darussalam, whichever is the earlier.

(3B) In the event the lawful Successor declared under subsection (2) of section 3 returns to Brunei Darussalam earlier than His Majesty the Sultan and Yang Di-Pertuan, he shall assume the functions of the Deputy as if appointed in accordance with this section until His Majesty the Sultan and Yang Di-Pertuan returns to Brunei Darussalam.”;

(c) by inserting the following new subsection immediately after subsection (5) —

“(5A) In the event that a Council of Regency is appointed under subsection (1), (4) or (5) to exercise, perform and execute State functions for and on behalf of His Majesty the Sultan and Yang Di-Pertuan during the absence of His Majesty the Sultan and Yang Di-Pertuan, the powers of the Council of Regency shall be subject to the limitations set out in subsection (3) of section 12.”;

(d) in subsection (6), by deleting “or if after 3 months have lapsed since the time of the public announcement of such requirement,” from the last three lines;

(e) in subsection (7), by deleting paragraph (b) and by substituting the following new paragraph therefor —

“(b) that a final reminder be sent to His Majesty the Sultan and Yang Di-Pertuan that if he fails to return within 3 months from the communication to him, he shall be deemed to have abdicated; or”.

#### **Amendment of section 25**

13. Section 25 of the principal Proclamation is amended, in subsection (1) —

(a) in paragraph (b), by deleting “His Majesty the Sultan and Yang Di-Pertuan can do no wrong in either his personal or any official capacity;” and by substituting the following therefor —

“His Majesty the Sultan and Yang Di-Pertuan is inviolable and shall not be liable to any proceedings whatsoever in any court in respect of anything done or omitted to have been done by him during or after his reign in either his personal or official capacity. This immunity is absolute and shall not be set aside.”;

(b) in the proviso to paragraph (b), by deleting the full stop from the last line and by substituting “; and” therefor;

(c) by adding the following new paragraph —

“(c) all the prerogative powers, privileges, immunities, rights and other powers and jurisdiction that His Majesty the Sultan and Yang Di-Pertuan had, exercised and enjoyed, whether under the Constitution, this Proclamation or the laws of Brunei Darussalam (written laws or otherwise), before the commencement of the Constitution of Brunei Darussalam (Amendment) Order, 2021 and the Succession and Regency (Amendment) Proclamation, 2021 remain unaffected and shall continue in full force and effect.”.

**Amendment of section 29**

14. Section 29 of the principal Proclamation is amended, in subsection (2), by inserting “the lawful Successor declared under subsection (2) of section 3 or the senior male Regent of” immediately before “a Council of Regency”.

**Substitution of Schedule**

15. The principal Proclamation is amended by repealing the Schedule and by substituting the following new Schedule therefor —

“SCHEDULE

FORM I

(section 12(1))

DECLARATION

WE THE UNDERSIGNED, being satisfied that together we represent at least two-thirds of the persons appointed by His Majesty the Sultan and Yang Di-Pertuan under section 12(1) of the Succession and Regency Proclamation, 1959, HEREBY DECLARE that we are satisfied by evidence, including the evidence of the following 5 independent physicians:

1. [NAME], ordinarily resident at [ADDRESS];
  2. [NAME], ordinarily resident at [ADDRESS];
  3. [NAME], ordinarily resident at [ADDRESS];
  4. [NAME], ordinarily resident at [ADDRESS]; and
  5. [NAME], ordinarily resident at [ADDRESS],
- 2 of whom are ordinarily resident outside Brunei Darussalam.

THAT HIS MAJESTY THE SULTAN AND YANG DI-PERTUAN IS BY REASON OF INFIRMITY OF [MIND / BODY]\* INCAPABLE FOR THE TIME BEING OF PERFORMING THE STATE FUNCTIONS.

The evidence of the 5 independent physicians referred to above is enclosed.

DATE AND SIGNATURES

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\* Please *delete* as applicable.

FORM II

(section 12(1)(a))

DECLARATION

WE THE UNDERSIGNED, being satisfied that together we represent at least two-thirds of the persons appointed by His Majesty the Sultan and Yang Di-Pertuan under section 12(1) of the Succession and Regency Proclamation, 1959, HEREBY DECLARE THAT HIS MAJESTY THE SULTAN AND YANG DI-PERTUAN HAS SO FAR RECOVERED HIS HEALTH AS TO WARRANT HIS RESUMPTION OF THE STATE FUNCTIONS.

DATE AND SIGNATURES

FORM III

(section 14)

OATH TO BE TAKEN AND SUBSCRIBED BY REGENT

وَاللّٰهُ، وَبِاللّٰهِ، وَتَاللّٰهِ

WALLAHI, WA BILLAHI, WA TAALLAHI

1. I, ..... swear by Almighty ALLAH that I will be faithful and bear true allegiance to His Majesty the Sultan and Yang Di-Pertuan \* ..... his Heirs and Successors according to law.
2. I, ..... swear by Almighty ALLAH that I will truly and faithfully execute the office of Regent, and that I will govern according to law, and will, in all things, to the utmost of my power and ability, consult and maintain the safety, honour and dignity of His Majesty the Sultan and Yang Di-Pertuan\* ..... and the welfare of his people.
3. I, ..... swear by Almighty ALLAH that I will inviolably maintain and preserve in Brunei Darussalam the Islamic Religion.

Dated this ..... day of ..... 20 .....

.....  
(Signature)

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\* Here insert the name of His Majesty the Sultan and Yang Di-Pertuan.”.

**Confirmation**

So be it. Such is the Succession and Regency (Amendment) Proclamation, 2021.

**Invocation**

May ALLAH, to Whom be praise and Whose name be exalted, the King of Kings, vouchsafe His grace and may the Prophet Muhammad (on whom be the benediction and peace of ALLAH) grant His Blessings to this Proclamation, for ever and ever. Amen! O Lord of the Universe!

Done at the Istana Nurul Iman, Bandar Seri Begawan, Brunei Darussalam this 26th. day of Muharram, 1443 Hijriah corresponding to the 4th. day of September, 2021, being the fifty-fourth year of Our Reign.