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# AGC REPORT

2013-2015

A Report containing information on the Attorney General's Chambers of Brunei Darussalam and its highlights of work and activities for the period of June 2013 to June 2015



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## Attorney General's Foreword



## السلام عليكم ورحمة الله وبركاته

Salam sejahtera.

It gives me great pleasure to present to you the Attorney General's Chambers Report for the period June 2013 to June 2015. This is the second Report since I took over as the Attorney General in August 2009. What a journey it has been and I thank everyone in Chambers for their unstinting support.

In 2014, Chambers reached its 55<sup>th</sup> Anniversary. It is therefore only fitting to take this opportunity to pay tribute to all my predecessors, all officers and staff, past and present, for all their contribution and dedication throughout the years.

In the first Report, I mentioned many initiatives that Chambers has embarked on. This Report highlighted further initiatives and milestones which indicates significant progress towards achieving our vision to be the highest quality legal service provider for His Majesty and to the Government of His Majesty the Sultan and Yang Di-Pertuan of Brunei Darussalam. The Attorney General is the principal legal adviser to the Government and is also the Public Prosecutor who provides direction for, and exercises independent control of, all criminal proceedings in Brunei Darussalam. Undoubtedly, these important roles

bring with them, immense responsibilities that should be discharged with integrity, professionalism, dedication and humility at all times. I highly commend the sheer determination and tenacity shown by my officers in their endeavour to do their best to meet the ever increasing expectation of our services. It is personally gratifying to see them develop their confidence and ability to respond to changes and challenges. However, we recognise that there is always more to be done and we aspire to continue to achieve more. There are many more plans in the horizon.

The Editorial Committee led by Yang Mulia Dayang Alice Khan, the Legal Draftsman, has worked very hard towards publication of this Report and has made considerable efforts to capture the major highlights which occurred during the last two years. However, as is usual with many publication, space is a constraint. But, be rest assured that, by no means are those left out considered less in significance.

Chambers has also intensified our outreach programme which is intended to reach out to the wider community. Of particular interest and close to my heart is the outreach programme which serves to generate awareness especially amongst the younger generation concerning new and emerging cybercrimes and the associated risks and dangers of increased social media usage. The talks, which began in September 2013, have now been delivered to more than 40 schools, educational institutions and youth groups. The feedback has been most encouraging and it is a testament of how much WE AT CHAMBERS CARE!

Lawyers are professionals and it is essential for any professional to constantly upgrade his or her skills. As the world continues to change, our officers are kept up to date with the constantly evolving policies and laws that inevitably accompany the changes. There is therefore the need to continue the programme of training and development for what I would describe as "this largest and most diverse legal firm in Brunei Darussalam" even within the budget constraints so that we remain vibrant and relevant.

In turn, our officers host in-house seminars and workshops participated not only by officers from Chambers but the various enforcement agencies, Ministries and Departments. Apart from the legal training, we also send our senior officers to the leadership and management courses organised by the Public Service Department and Universiti Brunei Darussalam. I view this as important to groom and produce potential leaders within AGC and the Government.

While we can all take much pride in what we have achieved for the last 55 years, the challenge for the future generation in Chambers is to remain resilient and committed to ensure that Chambers continue to develop and grow to be an organisation which is dynamic, innovative and progressive. An organisation which everyone in Chambers and Brunei Darussalam can always be proud of. I am confident that Chambers will rise to the challenge and will continue to produce lawyers with the right skills and mindsets to bring the Attorney General's Chambers into the future, Insya Allah.

والسلام

Datin Seri Paduka Hajah Hayati binti Pehin Orang Kaya Shahbandar Dato Seri Paduka Haji Mohd Salleh Attorney General and Public Prosecutor June 1, 2015

## Attorney General's Roles under the Constitution of Brunei Darussalam

### **ARTICLE 81(2), THE CONSTITUTION**

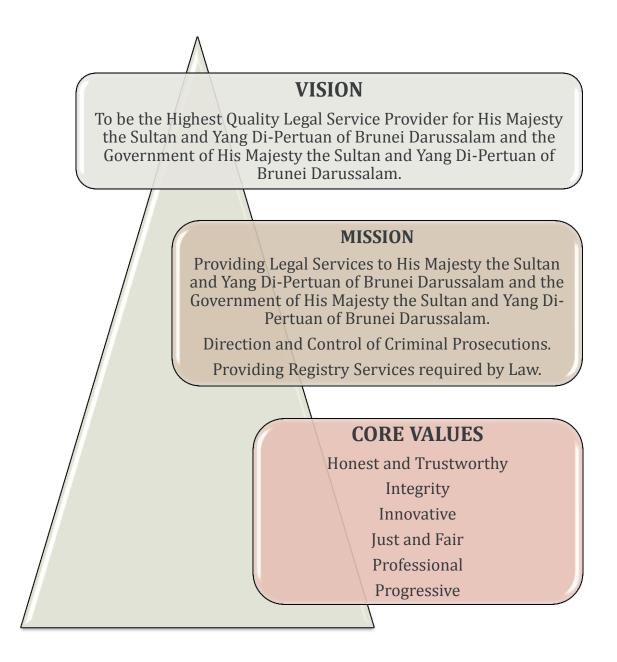
The Attorney General shall advise on all legal matters connected with the affairs of Brunei Darussalam referred to him by His Majesty the Sultan and Yang Di-Pertuan or by the Government of His Majesty the Sultan and Yang Di-Pertuan.

## **ARTICLE 81(3), THE CONSTITUTION**

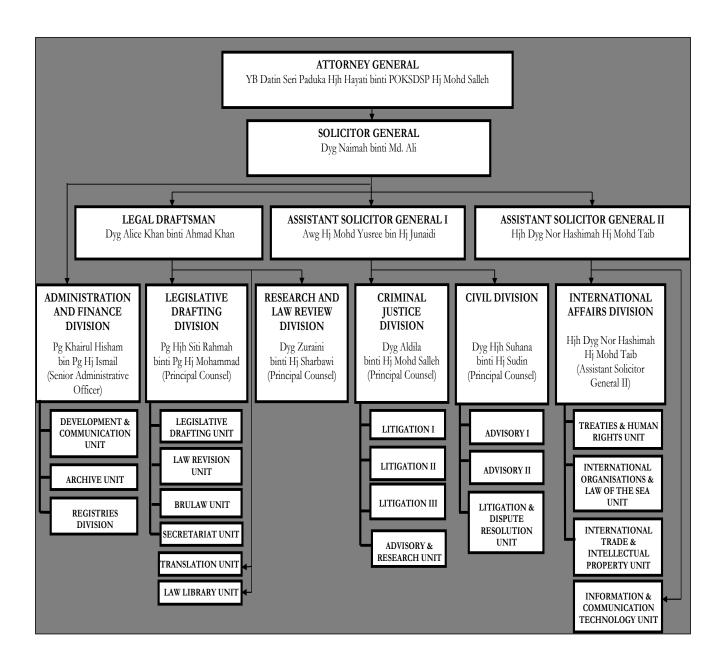
The Attorney General shall have power exercisable at his discretion to institute, conduct or discontinue any proceedings for an offence other than –

- (a) proceedings before a Syariah Court, subject to the provisions of any written law to the contrary; or
- (b) proceedings before a Court Martial, subject to the provisions of any written law to the contrary.

### **Vision, Mission and Core Values**



## Organisational Structure as of June 2015



## **Our Management Team**

#### DAVANG NAIMAH BINTI MD ALL



**Solicitor General** 

#### DAYANG ALICE KHAN BINTI



**Legal Draftsman** 

AWANG HAJI MOHD YUSREE BIN HAJI JUNAIDI



**Assistant Solicitor General I** 

HAJAH DAYANG NOR HASHIMAH BINTI HAJI MOHD TAIB



**Assistant Solicitor General II** 

PENGIRAN KHAIRUL HISHAM BIN PENGIRAN HAJI ISMAIL



**Senior Administrative Officer** 

AWANG SHEIROL BIN HAJI MOHD HELDY



**Special Duties Officer I** 

#### **Our Heads of Divisions**

HAJAH DAYANG NOR HASHIMAH BINTI HAJI MOHD TAIB

DAYANG ALDILA BINTI HAJI MOHD SALLEH

DAYANG ZURAINI BINTI HAJI SHARBAWI



Assistant Solicitor General II Head of International Affairs Division



Principal Counsel Head of Criminal Justice Division



Principal Counsel Head of Research and Law Review Division

DAYANG HAJAH SUHANA BINTI HAJI



Principal Counsel

Head of
Civil Division

PENGIRAN HAJAH SITI RAHMAH BINTI PENGIRAN HAJI MOHAMMAD



Principal Counsel Head of Legislative Drafting Division

#### **Our Divisions**



#### **CIVIL DIVISION**

The Civil Division plays a major role in providing quality legal advice and representation for the Government of His Majesty the Sultan and Yang Di-Pertuan of Brunei Darussalam on a wide range of legal issues including the drafting and vetting of contracts, carrying out statutory interpretation and formulating legislative proposals in areas such as agriculture, finance, oil and gas, education, social welfare, employees provident fund, ICT, electronic transactions and civil aviation. Its two Advisory Units each has its own portfolio of ministries and agencies and the Litigation and Dispute Resolutions Unit represents the Government in legal proceedings and alternative dispute resolutions and also assists in the recovery of unpaid debts and charges owed. The Division also assists the Attorney General with assessing a petitioner's qualification for admission to be an advocate and solicitor of the Supreme Court of Brunei Darussalam.

#### **Our Divisions**



#### **CRIMINAL JUSTICE DIVISION**

It is the mission of the Criminal Justice Division to maintain a competent and impartial prosecution service for Brunei Darussalam to help safeguard a fair criminal system for the public including both victims and defendants. It consists of three Litigation Units and one Special Duties Unit where on top of conducting criminal prosecutions and criminal appeals, and working closely with law enforcement agencies in the process of investigation of criminal cases, it also provides advisory services on issues pertaining to criminal law, are members of various national committees tasked with dealing with national security issues, and conducts seminars, talks, dialogues and awareness roadshows to relevant stakeholders.

#### **Our Divisions**



#### INTERNATIONAL AFFAIRS DIVISION

The International Affairs Division provides a range of services dealing with public international law matters that include the drafting, negotiating and vetting of international treaties and memorandums of understanding, attending international conferences and negotiations and advising on the interpretation and application of international law. The officers within the three Units, namely the Treaties and Human Rights Unit, the International Organisations and Law of the Sea Unit and the International Trade and Intellectual Property Unit mainly handle these specialised areas of international law but also cover other areas such as international criminal law, international environmental law and international humanitarian law.

#### **Our Divisions**



#### **LEGISLATIVE DRAFTING DIVISION**

The Legislative Drafting Division is responsible in the drafting and preparation of legislation including the approval of drafts prepared by other Ministries or Departments, ensuring they are in accordance with the Constitution of Brunei Darussalam and existing laws, regulations, policies, local customs and traditions. It is also tasked to carry out the Attorney General's statutory duties and functions under the Law Revision Act for the periodic revision of the laws by incorporating all amendments and newly made laws into textually updated laws and reprinted into the Revised Edition of the Laws of Brunei.

#### **Our Divisions**



#### RESEARCH AND LAW REVIEW DIVISION

The Research and Law Review Division provides advisory services on legal policy and legislative reform and also conducts legal research in new areas of law and in turn, identifying the need for formulating changes to the law. The Division also specialises in legal issues pertaining to women, children and family and represents the Attorney General in various National Committees involving children, young persons, women and family issues.

#### **Our Divisions**



#### **ADMINISTRATION AND FINANCE DIVISION**

This Division manages all the administrative and financial affairs of AGC through an efficient and effective use of financial resources. Its functions include the preparation and planning of the annual budget, maintaining records of AGC personnel, ensuring AGC and its personnel are provided with all relevant needs that are conducive towards a safe and comfortable working environment. The Division also has two other Units under its purview, namely the Development and Communication Unit and Archive Unit, and has a Registries Division to deal with Bills of Sales, Marriages and Powers of Attorney. The Division also handles all media coverage on AGC's events and activities.

### **Our Support Units**

## MUTUAL LEGAL ASSISTANCE AND EXTRADITION SECRETARIAT

The Secretariat acts as the Central Authority for Brunei Darussalam in transmitting and receiving requests for mutual assistance in criminal matters and extradition to and from foreign countries and law enforcement agencies. It carries out its functions in accordance with the Mutual Assistance in Criminal Matters Order 2005. the Extradition Order 2006 and the Criminal Assets Recovery Order 2012. The Secretariat consists of officers from the Criminal Justice Division and the International Affairs Division.

#### **LAW LIBRARY UNIT**

The Law Library provides essential sources of information to AGC by maintaining, for reference, updated copies of the Laws of Brunei Darussalam, Brunei Court Judgments, legal textbooks, documents, reports, encyclopedias, legislation dating back to the British administration and also provides access to online legal information sources such as LawNet Singapore and Malaysia and Lexis Nexis. It also works closely with the Government Printing Department for the publication of Government Gazettes.

# INFORMATION AND COMMUNICATION TECHNOLOGY UNIT

This Unit assists AGC in the development, management and general maintenance of IT systems and IT related services in the organisation such as the AGC's network infrastructure and equipment, website, Legislation Online, the AGC Information Systems and Intranet Portal. It also assists the relevant project team in managing any IT project within AGC.

#### **ARCHIVE UNIT**

This Unit acts as a centralised management system over all outgoing and incoming documents, correspondence, files and records within AGC and acts as a custodian over such matters. Its responsibilities include ensuring the smooth flow of all documents and also planning and maintaining the filing system index.

#### TRANSLATION UNIT

This Unit primarily deals with the translation of the English texts of the laws of Brunei Darussalam and assists AGC in the preparation of Malay texts of court documents, press releases and national reports where required.

#### **Our Committees**

#### STRATEGIC PLANNING COMMITTEE

The Committee was responsible in preparing the AGC Strategic Plan 2012-2017 launched in 2011. Its function is to continuously review the implementation of the Plan in order to realise its vision and mission and submit reports directly to the Attorney General.

#### **HUMAN RESOURCES COMMITTEE**

The Committee is responsible in formulating, recommending, implementing and reviewing training policies and applications for AGC personnel. It also ensures adequate training is provided for and identifies courses which are relevant to officers and staff in the pursuit of the provision of legal services of the highest quality.

#### **MANAGEMENT COMMITTEE**

The Committee is responsible in ensuring AGC and the working environment stays organised, safe, secure, effective and efficient.

#### IT STEERING COMMITTEE

The Committee administers and manages the IT infrastructure and other related matters, monitors the progress of ICT projects as well as procurement of ICT assets.

#### **AGC LIBRARY COMMITTEE**

The Committee is a member of the National E-Library project led and coordinated by the Ministry of Culture, Youth and Sports which aims to implement cataloguing of books, documents and materials, insertion of RFID tags as well as the installation of an intelligent Library Management System Browser.

#### **RELIGIOUS ACTIVITIES COMMITTEE**

The Committee is responsible in organising events in conjunction with Muslim religious events celebrated in Brunei Darussalam such as *Maulud Nabi Muhammad SAW, Isra' Mi'raj* and *Awal Tahun Hijrah* and also biweekly group recitation of *Surah Yassin* and *Tahlil* or *Ratib-al-Attas*.

## WELFARE AND SPORTS FUND COMMITTEE

The Committee manages and oversees the Welfare and Sports Fund Committee in support of AGC's emphasis on the welfare of its personnel and the importance of having a balanced lifestyle. The Fund comprises nominal monthly contributions from all officers and staff of AGC and its

disbursement is regulated by the Welfare and Sports Fund Rules.

#### **SPORTS COMMITTEE**

The Committee organises and manages all the sports activities within AGC such as the bi-annual inter-house sports activities, weekly Zumba sessions and also AGC's participation in inter-ministry sports competition, including the Annual Law Society Games organised jointly with the Law Society and Judiciary.

#### INTERNAL AUDIT COMMITTEE

The Committee carries out financial audits to monitor the management of AGC's finances with respect to the revenue accounts, the salary and allowance accounts and the store accounts and to ensure that the Financial Regulations are complied with.

#### **BUDGET PLANNING COMMITTEE**

The Committee reviews the financial structure of AGC on a quarterly basis and identifies the individual needs of each Division. It will in turn make recommendations to support for the application for any additional yearly budget as well as to oversee the effective allocation of funds and full utilisation of the annual budget.

#### **EDITORIAL COMMITTEE**

The Committee is represented by members from various Divisions and is primarily responsible for the publication of the AGC Report, including to collect, review, draft and edit information for any other publications and to ensure that its contents are accurate, relevant, independent, impartial, comprehensive, timely and of high quality.

### **Work Highlights**

#### **ADVISORY WORK AND NEW LEGISLATION**



#### Implementation of Phase I of the Syariah Penal Code Order (SPCO) 2013

Officers from AGC were an integral part of the familiarisation programme conducted nationally on the Syariah Penal Code 2013 which delivered a series of briefings and responses to queries on the new law. AGC has also provided advice and assistance to the Syariah Prosecution Unit in the implementation of the Syariah Penal Code and officers from the Unit have been attached in AGC to enhance their skills in basic prosecution. AGC continues to be involved in the further implementation phases of the law by being a member of discussion and drafting team for the Syariah Criminal Procedure Code. AGC also assisted

in the advice of our international human rights obligations vis-à-vis the coming into force of the SPCO, namely in the composition and presentation of Brunei Darussalam's 2<sup>nd</sup> Cycle of the Universal Periodic Review before the Human Rights Council in Geneva in May 2014 and the Brunei Darussalam review by the Convention Against the Elimination and Discrimination of Women (CEDAW) Committee on its 2<sup>nd</sup> and 3<sup>rd</sup> National Report also held in Geneva in October 2014.

The Honourable Attorney General, Yang Berhormat Datin Seri Paduka Hajah Hayati binti POKSDSP Haji Mohd Salleh, delivered a Special Lecture on the Enforcement of the Syariah Penal Code Order, 2013 for Phase One, in conjunction with the Declaration Ceremony of the Enforcement of the Syariah Penal Code Order, 2013 on 30th April 2014.





Assistant Solicitor General I, Awg Haji Mohd Yusree Haji Junaidi, delivered a paper entitled "The influence of the institution of the Monarchy and the role of religious agencies in sustaining the practice of Syariah law: The reality and effectiveness in Brunei Darussalam" at the National Syariah Law Convention in Ipoh, Perak in May 2015. In his paper, ASG I shared the experiences of Brunei Darussalam in implementing Syariah Criminal Law in a Muslim-majority country and the country's unique approach of having

both a Syariah Criminal Law and the Civil Penal Code implemented side by side.

#### Preparation on ratification and accession to international conventions and agreements

AGC continues to provide legal advice and support in preparations of Brunei Darussalam becoming party to several international conventions and agreements force, namely the already in Convention on the Privileges and Immunities of the United Nations, 1947 Convention on the Immunities of the UN Specialised Agencies, Convention on the Rights of Persons with Disabilities, the Optional Protocol to the Convention on the Rights of the Child on Children Involved in Armed Conflict, the Maritime Labour Convention and to those that are not yet in force such as the Agreement on Asian Macroeconomic Regional Office. AGC also contributed towards the renewal of the Exchange of Letters concerning arrangements of a UK Force in Brunei Darussalam and the Exchange of Notes concerning the continued stationing of a battalion of the British Brigade of Gurkhas in Brunei Darussalam.

#### Memberships to National Committees

Officers of AGC are members of several National Committees in Brunei Darussalam. namely the National Maritime Security Committee (of which the Head of International Affairs Division is co-chair), the Technical Committee for the Survey and Demarcation of the Land Boundary between Brunei Darussalam and Malaysia and the sub-committees within. Committee to develop a National Intellectual Property Strategy, various committees under the Children and Young Persons Act such as the Action Team on Child Protection, Hospital Child Protection Committee and the Advisory Board, the Evaluation Committee on "Projek Pembangunan Bersepadu" (in collaboration with the Brunei Economic Development Board and Ministry of Home Affairs) on the development of shop houses at Ialan Sultan Omar Ali Saifuddien, Multi-Park Storey Car Building and the Bumiputera Commercial Trade Centre, Jawantankuasa Kebangsaan Perlaksanaan Bangsa-Bangsa Bersatu Konvensyen Membenteras Rasuah, Jawatankuasa Kerja Penguatkuasaan Undang-Undang (JKPU), National Anti-Money Laundering Committee (NAMLC) and National Committee on Transnational Crime (NCTC).

AGC is also involved in the National Development Project on the Temburong Bridge and provides legal advisory services on the drafting of various agreements, contracts and procurement matters related to the project.

#### Children and Young Persons Matters

AGC assists the Department of Community Development (JAPEM) Ministry of Culture, Youth and Sports with regards to children and young persons matters, including appearing on behalf of JAPEM in juvenile court hearings, applying for interim orders for the child or young person to be placed in a place of safety, in accordance with section 2 of the Children and Young Persons Act (Cap. 219).



Establishment of Brunei Maritime Academy

In the establishment of the Brunei Maritime Academy, AGC assisted the Institute of Brunei Technical Education (IBTE) in the appointment of Registered Training Organisations (RTOs) through the drafting of agreements between IBTE and several local and foreign companies. The Brunei Maritime Academy established with the objective of

producing local Bruneians as maritime professionals and seafarers working in the maritime industry to be approved and recognised by the International Maritime Organisation.

## Drafting, reviewing and amending diverse areas of laws

For the period of 2013 to 2015, AGC assisted in the preparation and the publication into gazettes, a wide range of legislation namely the Hazardous Waste (Control of Export, Import and Transit) Order 2013, Securities Markets Order 2013, Institute of Brunei Technical Education Order 2014, Politeknik Brunei Order 2014, Mental Health Order 2014, Free Trade Zones Order 2014. Building Control Order 2014 Competition Order 2015. Apart from the new laws, AGC has also been active in reviewing its existing laws, particularly in helping Brunei Darussalam achieve its National Development Goals under its "Vision 2035" which includes proposing and making amendments in relation to Ease of Doing Business such as the Miscellaneous Licences (Amendment) Order 2014, the Companies Act (Amendment) Order 2014, the Companies Act (Amendment No.2) Order 2014 and Companies Act (Amendment) Order 2015.

A notable amendment was made to the Penal Code based on AGC's initiative in response to His Majesty the Sultan and Yang Di-Pertuan's 30<sup>th</sup> National Day Decree (*Titah*) that called on enforcement authorities to address "deplorable acts" related to the law but also intended to address the string of crimes that affect mosques and other places of worship.

There was also a recent amendment to the Legal Profession (Alternative Qualifications) Rules 2014 which now recognises the degree in law conferred by the Universiti Islam Sultan Sharif Ali as an alternative qualification enabling its graduates to be admitted to the Brunei Bar and to practise as an advocate and solicitor in Brunei Darussalam.



#### Law Revision

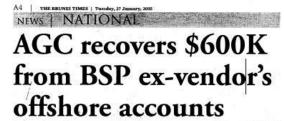
A total of 20 numbers of Acts and 23 numbers of subsidiary legislation have been revised in the period of January 2014 to January 2015 and 3 major exercises to revise the Companies Act, the Criminal Procedure Code and the Penal Code are currently embarked by the Law Revision Unit.

#### CRIMINAL JUSTICE AND PROSECUTION WORK

Prosecutors in the Criminal Justice Division have been prosecuting a wide range of criminal cases. Some of the cases that made the headlines in the local media include the following:

#### Corruption:

PP v David Chong [HCCT No. 25 of 2012]



With the assistance of Singapore's AGC, the case marks the first time the government of Brunei Darussalam has recovered "proceeds of corruption" in a foreign jurisdiction.

#### Quratul-Ain Bandial BANDAR SERI BEGAWAN

IHE Attorney General's Chambers (AGC) has recovered over 5000,000 from the accounts of David Chong, a key Brunel Shell Petroleum contractor convicted of bribing Shell employees in what the High Court described as "syndicated corruption on a large

After Chong was jailed in November 2012, the courts made a "Benefic Recovery Order", in order to retrieve funds held in Chong's Singapore bank accounts. With the assistance of Singapore's AGC, the case marks the first time the government of Brunet Darussalam has recovered "proceeds of corruption" in a foreign jurisdiction, said Brunei's AGC vesterday.

between the Attorney General Chambers of Brunei Darussalar and the Attorney General's Cham bers of Singapore, both of whic



also function as the Mutual Lega Assistance Secretariats of their re spective nations, the Benefit Re covery Order has now been fully satisfied," the AGC said in a state

"The success of this case marks the first time the government of Brunei Darussalam has successfully enforced an asset recovery order through the use of Mutual Legal Assistance."

The money is to be paid into the Criminal Assets Confiscation Funmanaged by the Fermanent Se retary of Finance. Chong was jailed for six years and four months alle for six years and four months at the pleaded gailty to giving a totof \$101,843 in bribes to Shell employees in return for them so curing over \$3.2 million in cortracts for his company, Musfad Enterprise, between 2007 an 2009.

hide their money and assets oversees are not untouchable. The successful enforcement of the Benefit Recovery Order is also testament to the strong and robust international cooperation framework that Itanien barussalam possesses that the strong and the strong and barussalam possesses Assistance in Crimiala Matter Order and the Crimiala Asset Recovery Order as well as the strong and longstanding working relationship between the Attorney General's Chambers of Brune Darussalam and Singapore.

In one of Brunei's biggest corruption cases, the defendant, who was the manager of a key Brunei Shell Petroleum contractor, was sentenced to 6 years and 4 months imprisonment after he pleaded guilty to 34 charges under the Prevention of Corruption Act, as well as 4 charges of cheating, and 2 charges of fraudulently destroying documents.

An additional 62 charges for offences under the Penal Code and the Prevention of Corruption Act were also taken into consideration in the sentence thus bringing the total contract value for the corruption charges to over \$2.4 million.

The Court also made a Benefit Recovery Order under the Criminal Asset Recovery Order 2012 in respect of funds in the defendant's bank accounts in Singapore, ordering the defendant to pay to the State the sums of SGD \$219,838.10 and USD \$326,174.55 within 9 months of the order.

#### Culpable Homicide:

## Muhammad Firdaus bin Hamid & Masnani Binti Hj Masri v PP [HCCT No. 32 of 2013]

Foster parents, Muhammad Firdaus and Masnani, pleaded guilty to charges of physical assault, kidnapping, cheating, culpable homicide not amounting to murder and intentionally withholding information about the death of their 3-year-old foster child from the police. The victim suffered a total of 121 injuries whilst she was under the care of the defendants. The first defendant was sentenced to imprisonment for 16 years with 10 strokes of whipping

whereas the second defendant was sentenced to 8 years of imprisonment.

#### Rape:

#### Yurawandy bin Bujang v PP [Court of **Appeal CA No. 31 of 2014**]

The 22-year-old defendant pleaded guilty to 4 charges of robbery, theft of a vehicle and raping a Taiwanese student who was in Brunei on a teaching internship programme. He was sentenced to 17 years imprisonment and 12 strokes of the whipping. On appeal, the robbery sentences were reduced to 16 years and 12 strokes.

#### TAP Offence:

#### PP v Nyuk Lian Printing [MCCT No. 1083 of 2014]

The director of Nyuk Lian Printing, Leong Ting Boon, was given a one month grace period to pay an \$80,000 fine in default 13 years and 4 months imprisonment after he pleaded guilty to 160 charges for failure to make the monthly contributions to the **Employees** Trust Fund (TAP) Supplemental Contributory Pension (SCP) for eight of his employees between 2010 and 2013. He owed \$58,692.00 of TAP contributions \$34,631.65 and SCP contributions. The defendant had paid the said fine.

## Company ordered to pay \$55,000 overdue TAP & SCP, fined \$80,000

Reports by Syazwan Sadikin BANDAR SERI BEGAWAN

THE Magistrates' Court yesterday ordered a company to pay over \$55,000 of overdue TAP and SCP \$55,000 of overdue TAP and SCP contribution as well as an \$80,000 fine after the company director pleaded guilty to 160 charges of failure to make the respective con-tributions in last four years. In the court document sub-mitted by prosecuting officer Amiriah Hj Ali, the sole proprietor at New Lian Printing Company

at Nyuk Lian Printing Company, Leong Ting Boon, had failed to make the monthly contributions of the Employees Trust Fund (TAP)

the Employees Trust Fund (TAP) and Supplemental Contributory Pension (SCP) to eight employees between 2010 and 2013.

It added that the defendant failed to pay the contributions even when reminders were sent.

Leong had owed a total of \$29,49.37 of TAP contributions and \$25,419.35 of SCP contributions from 2010 to 2013.



During the proceedings yes-terday, the director of the printing company was given a one month grace period to pay the \$80,000 fine or serve 13 years and four months in jail for in-default of pay-

The court further ordered a six month grace period to settle the contribution that the company owed to the employees.

The Brunei Times

#### Cheating:

#### PP v Nazura Garip [MCCT No. 1261 of 2014]

The defendant pleaded guilty to multiple charges of cheating 11 people out of \$22,920 by deceiving them into believing that she was an authorised agent who was able to provide domestic helpers. The defendant was sentenced to 24 months imprisonment and was ordered to pay compensation to all 11 victims.

#### Illegal Fishing:

PP v Lee Van Cong and 32 others [MCCT No. 854 of 2015]



33 Vietnamese fishermen including two juveniles pleaded guilty to charges of illegal fishing in Brunei waters under the Fisheries Order. The juveniles were transferred to the Juvenile Court for sentencing.

The owner of the foreign-registered fishing vessel, Nguyen Quang Xuan, and the master of the said vessel, Bui Sanh, were each sentenced to 6 months imprisonment whereas the remaining 29 crew members were sentenced to 3 months each. The fish that were found on board the vessel were sold by the Fisheries Department and the Court ordered for the proceeds of \$6,003 to be forfeited to the State.

#### Credit Card Fraud:

Foo Soo Hoon v PP [Court of Appeal CA No. 7 of 2014]
Chua In Zing v PP [Court of Appeal CA No. 8 of 2014]

After a string of fraudulent activities using forged credit cards, Chua In Zing and Foo Soo Hoon together with another person faced numerous charges concerning forged credit cards. Chua In Zing, who pleaded guilty to a total of 28 charges and asked for 30 offences to be taken in consideration, was sentenced to 9 years imprisonment whereas Foo Soo Hoon, who pleaded guilty to 7 charges, received 3 years and 6 months. The Court of Appeal upheld their sentences after they brought the matter for appeal.

#### Drug Trafficking:

## Jusca Millicent Ojwang v PP [Court of Appeal CA No. 22 of 2014]

The Court of Appeal upheld the death penalty on a Kenyan woman who was found guilty after trial for trafficking over 3 kilogrammes of drugs worth \$2.8 million.

#### False Report:

## PP v Dk Nurhalizah Pg Shahminan [MCCT No. 710 of 2014]

The defendant was convicted after pleading guilty for filing a false police report about an armed gang robbery that she staged with

her friend, Ismawi Aswandi Ismail, who was sentenced to 6 months imprisonment for his involvement. The two of them carried out a fake robbery at the defendant's home in order to scare off the defendant's half-sister into moving out of the house. The defendant was sentenced to 8 months imprisonment.

#### PP v Kamarularifin Zahari [MCCT No. 578 of 2014]

Kamarularifin, a religious school teacher, admitted to lodging a false report to the police alleging that an Indonesian man had threatened him with a knife cutter and stole envelope containing \$5.000. Investigations eventually revealed that the robbery had never taken place and the defendant's injuries were self-inflicted. He pleaded guilty to a charge under section 177 of the Penal Code and was sentenced to 2 months imprisonment.

#### Human Smuggling:

#### Esmidiade Bujang and Sanawa Sanaddin v PP [Court of Appeal CA No. 1 & 3 of 2015]

One of the two Bruneian men who were found guilty for arranging and assisting in the unlawful entry of Indonesian nationals into Malaysia in April 2013 at the Sungai Tujoh Immigration Post under section 7(1) of the Trafficking and Smuggling Persons Order 2004 appealed against his conviction. Esmediade Bujang's conviction was upheld.

## 2 men plead not guilty to human smuggling

BANDAR SERI BEGAWAN

TWO Bruneian men claimed trial at the Intermediate Court yes-terday after both defendants pleaded not guilty to the joint charge of attempting to smuggle three Indonesian nationals out of the country last year.

The court document stated that Esmidiade Bujang was charged with engaging in people smug-gling, in which he is accused of arging, in which he is accused of ar-ranging or assisting in the un-lawful entry of Indonesian na-tionals, Malik and Juni Agus, into Malaysia on April 17, 2013. Similarly, Sanawadi Sanaddin is

accused of smuggling an Indone-

the same day

The penalty for people smuggling is a \$1 million fine and a jail term of up to 30 years. Defence Counsel Hj Rozaiman Dato Hj Abdul Rahman is representing both defendants.

During the proceedings before Intermediate Court judge Pg Hjh Hanani Pg Hj Metusain yesterday, the deputy public prosecutor in-dicated that there would be 10 prosecution witnesses, including the three Indonesian men.

Both men have been released on a \$20,000 court bail and two local sureties. - Syazwan Sadikin

The Brunei Times

Time Branei Times - Sunday . 16 february, 2014

The Public Prosecutor made a cross appeal against both defendants' sentences which allowed. Esmidiade Bujang was sentenced to 4 years imprisonment and 3 strokes of the whipping whereas Sanawa Sanaddin was sentenced to 5 years imprisonment and 4 strokes of whipping. The Court of Appeal then imposed an additional fine of \$1 on both defendants as penalty prescribed sentences imprisonment, fine and whipping to be inflicted cumulatively.

#### Child Abuse:

#### PP v Suriah Japar Buha [MCCT No. 683 of 2014]

The defendant, a domestic helper, pleaded guilty to causing injuries to a one-year-old child that was left under her care while the child's parents, her employers, were at work.

Her employers discovered the abuse through CCTV recordings which showed the defendant hitting the child with a broom on one occasion and hitting and throwing the infant on a sofa on a separate occasion. The defendant was sentenced to 4 years imprisonment.

#### **Mutual Legal Assistance**

The successful enforcement of the Benefit Recovery Order is testament to the strong robust international cooperation framework Darussalam that Brunei possesses through its mutual assistance in criminal matters and criminal asset recovery legislation as well as the strong and longstanding working relationship between AGC, the law enforcement agencies and foreign counterparts. By November 2014, AGC had assisted the Anti-Corruption Bureau to recover B\$600,000 in foreign assets belonging to an offender which is to be paid into the Criminal Asset Confiscation Fund, managed by the Ministry of Finance.

# Maid gets 4 years jail for child abuse

Syazwan Sadikin

BANDAR SERI BEGAWAN

A DOMESTIC helper was sentenced to serve four years in jail yesterday after she pleaded guilty to causing injuries to a one-year-old child, last month.

The defendant Suriah Japar Buha, 33, was arrested after her employers saw CCIV footages of their child, Miss X, being abused by the maid within a period of three days from May 12 to 15.

Miss X, the youngest among three

Miss X, the youngest among three children, was left under the care of Suriah while the child's parents were away for work and the other siblings were at school. Suriah had only started working as a maid since February.

February.
On May 21, Miss X's parents decided to watch the CCTV recordings that they had installed around the house.

house.

The child's parents had noticed that Miss X would cry and become scared every time they leave the infant with Suriah for the past few

weeks.

From the CCTV recordings, they saw Suriah had hit and abused the infant at their house when they were not around on a few occasions between the May 12 and 15.

The court document states that the defendant's employers were taken aback upon witnessing Suriah's actions as she would act nice and takes good care of the infant when her employers are around.

The footages on May 12 showed Suriah hitting the child with a broom on the head and throughout the day, she continued to hit the child on the face and arms. Meanwhile the CCIV footages on

Meanwhile the CCIV footages on May 13, showed the defendant hitting Miss X on multiple areas of the child's body, she also threw Miss X on to the sofa as she continued to clean the house.

Footages on another date also documented similar actions.

Upon seeing this, the child's parents lodged a police report on May 22, and the infant was brought to the hospital for medical checkup.

Suriah was arrested and upon investigation she admitted to the offence.

During the proceedings at the High Court yesterday, Chief Justice Dato Seri Paduka HJ Kifrawi Dato Paduka HJ Kiffi took into consideration of the mitigation circumstances the fact the defendant pleaded guilty thus saving the court's time and expenses.

However, court also took into account of the aggravating factors; defendant was entrusted to look after the child and fail to do so, she abused the child and that the infant was a vulnerable victim.

The defendant's jail term was ordered to run from the date she was brought into custody, May 22. The Brunei Times

The Brunei Times 17 June 2014

#### **GOVERNMENT CLAIMS AND LITIGATION WORK**

AGC provided legal advice to the relevant government agencies on the case of the collision between a Japanese vessel and two Royal Brunei Navy vessels that occurred on 23<sup>rd</sup> February 2014. The collision caused structural damage to the vessels which as a result, the Government incurred operational costs and financial losses.

In Micaland v. Commissioner of Police Royal Brunei Police Force (Court of Appeal), the appellant sought a declaration that the Royal Brunei Police Force and the Royal Customs and Excise Department had unlawfully seized or unlawfully detained their cash; and subsequently shall be compelled to surrender the said cash back to

the appellant. The appellant's cash was initially seized as "uncustomed goods" by the Brunei Customs and Narcotics officers, but was later handed over to the Royal Brunei Police Force upon subsequent investigation which led to the suspicion of money laundering being committed by the appellant. The appellant claimed that the customs officers who first seized the cash did so under section 42 of Criminal Asset Recovery Order 2012 and failed to obtain from the High Court for an extension of time required under section 43 and therefore were holding the cash unlawfully. grounds of appeal was solely concerned with the question whether the seizure or detention of the cash had been illegal. The Court of Appeal upheld the Chief Justice's decision that there was no evidence of any act or omission or attempt of "unlawful activity" as defined under section 2 of Criminal Asset Recovery Order 2012 committed by any authorised officer involved.

In Yong Teck San & 3 Ors v. Pg. Hj. Abd. Rahman Bin PSI PH Hj. Ismail (Court of Appeal), the appellant sought a declaration that the respondent's action or directions and instructions to the personnel of the Bandar Seri Begawan Municipal Board against the appellants had been oppressive

and abusive and alternatively that the respondent's definition of original CDs and DVDs or items sold in the appellant's outlet action is not gazetted by the Government and irregularised. The Court of Appeal upheld the Registrar's decision to strike out the appellant's applications on the grounds that they disclosed no reasonable cause of action, were frivolous and vexatious and an abuse of the process of the Court. The respondent was at all material times acting in his official capacity as Chairman of the Municipal Board of Bandar Seri Begawan, a public officer acting under the authority of His Majesty the Sultan and Yang Di-Pertuan and the Board under his control was exercising a power granted to it thereby by virtue of Article 84B(2) of the Constitution of Brunei Darussalam, was immune to all legal proceedings. The Court of Appeal further held that the court has no jurisdiction to entertain the appellant due to Article 84C of the Constitution of Brunei Darussalam which provides that there is no remedy of judicial review in Brunei Darussalam. If a person aggrieved by an administrative decision seeks to bring an action for tort against a public officer in his individual capacity, he would still fail because such action is caught by Article 84C(3)(d).

#### ATTENDING INTERNATIONAL MEETINGS AND NEGOTIATIONS

AGC attended a number of international and regional meetings together with other government ministries and agencies, such as the International Meeting on "Violence against Women and Children in ASEAN Member Countries, especially in the case of Human Trafficking" and "Effective Counter-Terrorism Investigation and Prosecution while Respecting Human Rights and the Rule of Law" both held in Bangkok, Thailand on 27th to 29th August 2013 and 12th -13th November 2013 respectively and the 4th Brunei Darussalam – Republic of Singapore Defence Policy Dialogue in Singapore on 21st – 22nd September 2014.



AGC continues to assist in Brunei Darussalam's various international negotiations by leading the Legal and Institutional Issues working groups in international trade negotiations and

participating in other relevant working groups in other areas of international relations. Recent efforts have been focused on the negotiations under the Trans-Pacific Agreement, the Regional Partnership Comprehensive Economic Partnership Agreement, ASEAN Hong Kong Free Trade Agreement, the Partnership and Cooperation Agreement with the European Union, Model ASEAN Extradition Treaty Working Group under the ASEAN Senior Law Officials Meeting, ASEAN Convention on Trafficking in Persons (ACTIP), Working Group of the Legal and Regulatory matters of the ASEAN Single Window, the ASEAN Enhanced Dispute Settlement Mechanism Task Force, the **ASEAN** Committee Implementation of the ASEAN Declaration on the Promotion and Protection of the Rights of Migrant Workers Instruments and Asian Infrastructure Investment the Agreement.

AGC is also guardian on any issues related to the international trade of legal services and is currently in the process of conducting a study on the implementation of the progressive liberalisation of legal services in Brunei Darussalam.

AGC also continues to send a representative to the Sixth [Legal] Committee Meetings at the annual United Nations General Assembly (UNGA) in New York.

#### **INTERNATIONAL IMPLEMENTATION REVIEWS**



AGC assisted in the Human Rights reviews in Geneva and also assisted in the drafting of the "Brunei 2014 Human Rights Report" and "Brunei 2014 International Religious Freedom Report" as prepared by the United States.

Other international implementation reviews include Brunei Darussalam's World Trade

Organisation Trade Policy Review, Report Forms to the International Labour Organisation on the Conventions Brunei is party to and attending Annual Conferences and Implementation Review Meetings of the UN Convention Against Corruption.

#### INTERNATIONAL COLLABORATIONS



AGC continues to be active participants in various international legal fraternities such as the Commonwealth Law Ministers Meeting, Law Ministers of Small Commonwealth Jurisdictions Meetings, ASEAN Law Ministers Meeting, ASEAN Law Association Meeting, the Asian-African Legal Consultative Organisation Meetings, the International Association of Prosecutors, United Nations Congress on Crime Prevention and Criminal Justice and Heads of Prosecuting Agencies Conference.



AGC also hosted the 6th Tri-AGC Annual Event at the Empire Hotel and Country Club on 1-3 October 2013 with the theme "Overcoming New Challenges with Innovative Legal Solutions."





This Event is hosted in turn by the three AGCs of Brunei Darussalam, Singapore and Malaysia where topics of common interest are shared and discussed and it also provides an opportunity for the three AGCs to interact and socialise, including participating in sports activities and community visits organised for the Event.

### **Training**

## WEEKLY SHARE AND DISCUSS SESSION

The "Share and Discuss" session is a weekly scheduled forum where officers share knowledge, lessons and information, mainly from courses and trainings they have attended. Initially aimed to be a forum for AGC officers only, external speakers and external audience members have also been included in recent years, so as to increase more interaction with other legal fraternity members and other relevant stakeholders. Notable sessions delivered by external speakers and attended by stakeholders include a dialogue session entitled "Doubt under Syariah Law" with Professor Intisar A.Rabb, a Professor at Harvard Law School, and a talk delivered by Ms Penelope Nevill, a barrister from 20, Essex St Chambers, entitled "Investment Treaties and International Arbitration."



#### **LEGISLATIVE DRAFTING COURSE**



A three day Legislative Drafting Course was organised by AGC and conducted by Professor Van Der Bergh, an internationally recognised and highly accomplished expert trainer in Legislative Drafting. The aim of the course was to provide hetter understanding of the respective roles and responsibilities of instructing authorities and legislative drafting officers to improve collaboration and overall quality of draft legislation. This course is another effort by AGC to upgrade the knowledge and skills of legislative drafters to enable them to perform their tasks with confidence and using the best techniques. The participants included officers from AGCs of Brunei Darussalam, Malaysia and Singapore, Islamic Legal Unit of the Ministry of Religious Affairs. Autoriti Monetari Brunei Darussalam. Authority for Info-Communications Technology Industry of Brunei and Military Legal Unit of the Ministry of Defence.

# US DEPT INTERNATIONAL VISITOR LEADERSHIP PROGRAMME ON THE US JUDICIAL SYSTEM

### 2 AGC counsels to attend US Judicial System Programme

BRUNGEAN Senior Counsels of the Attorney General's Chambers were selected to participate in the United States Department of State's International Visitor Lead-

Fifth Assille Raffizz Abel Ghami-Deputy Senior Crussise (Criminal) and Hifth Noor Sukhairiyani Mel Assille Raffizza (Criminal) and Hifth Noor Sukhairiyani Mel (Civil) will be taking past in the premiser professional eachtange organizame from March 18 to April 3 in the United States. The programme designed for

The programme designed for imyers and legal professionals will premote an appreciation for the rule of law around the world, according to the press statement relocated generolay. "It also offers a first-hand look at



time stocks introduced to be bruge (unique or a development of the content to the time service contents from the Attorney General's Charatters who were chosen to take part in the US Department of Stocks International Visite Leadership hosparamine. Perfectional exchange programme from MacC 16 to Agril. Active Country of the US Enthance.

Two officers from AGC were selected to participate in the United States Department of State's International Visitor Leadership Programme on the "US Judicial System" on 16 March to 3 April 2015. This programme is designed for lawyers and legal professionals and aims to promote an appreciation for the rule of law around the world.

# WORKSHOP ON 'UNDERSTANDING THE LAW REFORM PROCESS'



AGC organised a workshop on understanding the law reform process

conducted by Mr. Michael Sayers, a former Chief Executive Officer for the Law Commission for England and Wales. The aim of the workshop was to highlight the importance of law reform especially when changes are taking place rapidly and there is more of a need for laws to be up to date, modern, simple, relevant and cost-effective. Participants included AGC officers and also officers from the Prime Minister's Office, the Judiciary, Islamic Legal Unit of the Ministry of Religious Affairs and the Legislative Council Office.

# ADVOCACY TRAINING WORKSHOP FOR PROSECUTORS FROM LAW ENFORCEMENT AGENCIES



AGC organises an annual advocacy training workshop for prosecutors from AGC and law enforcement agencies with the aim to enhance and improve advocacy skills to uphold the standard of prosecution in Brunei Darussalam. The workshop is designed to provide a practical and theoretical overview of how trials are commenced and conducted.

# TRAINING WORKSHOP ON CONSTRUCTION CONTRACTS: NEGOTIATION, ADMINISTRATION AND RISK MANAGEMENT



A two-day training workshop was conducted by AGC for its officers and also officers from other selected government agencies. The workshop provided an insight into key considerations for effective negotiation and administration of construction contracts. Using practical, real-life examples (with a focus on the FIDIC Silver Book), the workshop that was facilitated by the law firm Ashurst (Singapore & Perth Office) covered factors to take into account when considering project structure, key issues of risk allocation consider negotiations and drafting and issues relating to associated consultancy agreements.

# NATIONAL ASSOCIATION OF ATTORNEY GENERAL INTERNATIONAL FELLOWS PROGRAMME ON CYBERCRIME

An officer from AGC was also selected from over 200 participants worldwide from 70 countries to participate in the International Fellow Programme which is a forum for elite government attorneys from around the world to learn from each other, explore common issues, and establish an intergovernmental network to the mutual benefit of their respective offices.

### WORK ATTACHMENTS/NATIONAL, REGIONAL AND INTERNATIONAL SEMINARS AND WORKSHOPS



AGC officers were attached at the Attorney General's Chambers of Malaysia under the Law Revision and Law Reform Division and the Research Division for 2 weeks in January 2014, in a month long work placement with the Australia Federal Police in Melbourne, Australia in March 2014 and at the prestigious Law Firm of 6 Kings Bench Walk (KBW), being the Chambers of prominent British Barrister David Perry QC, for 2 months from October until December 2013.

Officers also continue to attend various seminars and workshops nationally, regionally and internationally. For the period of 2013-2015, these include the Rhodes Academy on Oceans Law and Policy, the annual International Arbitration Course in Singapore, the Institute of Maritime Law Singapore Short Course and Royal Institute of Public Administration (RIPA) Workshop on Successful Prosecution in a Complex and Interconnected World Workshop in London, United Kingdom.

# IN-SERVICE TRAINING IN POST GRADUATE QUALIFICATIONS

Officers are continually being sent for inservice training to attain post graduate qualifications in various areas of law.

# EXECUTIVE DEVELOPMENT PROGRAMMES



Apart from training on substantive issues of law, officers are also being trained in several leadership and management courses, such as the Executive Development Programme for Senior Government Officers (EDP-SGO) and the Executive Development Programme for Middle Management Officers (EDP-MMO) organised by the Public Service Department and Universiti Brunei Darussalam. Officers also attend courses on skills such as legal opinion writing, negotiations, counseling, letter writing and public speaking at the Public Service Institute.

#### MALAY LANGUAGE WORKSHOP



AGC conducted a three day workshop on enhancing the Malay language conducted by Ms Hajah Noresah Baharom, a Language Officer from the AGC of Malaysia who is widely experienced in various linguistic activities such as publishing books of translation, terminology, lexicography and development of the language. The workshop was attended by officers and translators of AGC and other relevant government departments. The aim of the workshop was to improve the quality in the use of the Malay language when applied in translation work for legal documents especially.

### **Recent Initiatives**

# GOVERNMENT EMPLOYEE MANAGEMENT SYSTEM (GEMS)

AGC has been using and actively updating its employees' service records into GEMS since its first introduction in 2013. The use of GEMS Application Attendance / Attendance and Leave Country Exit GEMS / Application to Out of State has reached its target of 100% utilisation. The next plan is on the use of GEMS Absence and Leave online, as well as the use of E-performance features for the overall employees' performance appraisal and assessment online.

# AGC INFORMATION MANAGEMENT SYSTEM (AIMS)

The introduction of AIMS early 2015 provides for the electronic assignment, tracking and approvals of work and ultimately, with a view towards also accumulating and managing all legal advices and precedents into a centralised electronic system.

#### **OFFICERS INSTRUCTION MANUALS**

Divisions are in the process of preparing Officers' Instructions Manual which is hoped to provide a better understanding of the work of the respective divisions, work procedures and processes, and various work templates for the purposes of consistency

and convenience for officers in the discharge of their duties.

#### **E-LIBRARY PROJECT**

The cataloguing of library books have been implemented and is still continuing in collaboration with the Language and Literature Bureau under the Ministry of Culture, Youth and Sports.

# INSTALLATION OF RADIO FREQUENCY IDENTIFICATION GATES

Radio Frequency Identification (RFID) gates have been installed in the AGC Law Library, together with a library database system and kiosk which aims to assist all library users for a more efficient and effective use of the library and its resources. The need for waiting in queues is reduced and the system also enables users to access and search the portal online.

# KNOWLEDGE MANAGEMENT PROJECT

One initiative under AGC's Knowledge Management Project is the Criminal Justice Division Integrated Research Information System (IRIS) whereby written court judgments and rulings in criminal cases in Brunei Darussalam are diligently compiled

in a searchable database to facilitate easier and faster case law research by officers.

# MONTHLY ONLINE PUBLICATION OF INVESTIGATION PAPERS

With the intention of enhancing transparency, accountability and efficiency, AGC has also recently established an online monthly publication of the list of Investigations Papers which AGC has received from enforcement agencies.

# AGC TALENT MANAGEMENT SYSTEM

The main objective of the AGC Talent Management System is to provide guidance on a more systematic and effective implementation in the recruitment, selection, retention, development and the optimum utilisation of the talent within AGC. The AGC Delivery Team is currently in the process of preparing the framework for the system and has scheduled to launch it in September 2015.

### **Outreach Programmes and Muzakarah**

#### STUDENTS' CAREER TALKS



The Honourable AG, ASG I and two AGC officers held a meet and greet session with Bruneian law students in London, United Kingdom on February 2015. The main objective of the session was to promote AGC and encourage students to enter into their legal profession in AGC as it serves as a ground to hone skills required of a lawyer and also provides the best exposure to different aspects of the law including prosecution, legislative drafting providing advice to Government Ministries and Departments on a wide range of legal matters.

AGC has also been actively involved in the series of "Taklimat Kerjaya Undang-Undang" (Career in Law Talks) delivered to a list of national secondary schools, where officers present an overview of the law career and also the roles and responsibilities of AGC with the aim of recruiting them to venture into the legal profession.



#### MUZAKARAH SESSIONS WITH GOVERNMENT MINISTRIES AND DEPARTMENTS

AGC continues to promote awareness in its various works and often hold 'muzakarah' (outreach) sessions with relevant government ministries and departments, such as –

 a series of dialogue sessions on contract preparation, negotiation, administration and management and including in specialty areas such as

- construction contracts, to relevant government ministries and departments;
- a series of public talks on the threats of cybercrime and social media risks to over 30 secondary schools and educational institutions nationally;



- a series of briefings on legislation relating to crimes such as trafficking in persons, criminal justice system, domestic violence and child abuse, assets recovery and maritime law;
- a series of briefings on the law making process to relevant Government ministries and departments;
- a series of briefings/presentation on Constitution matters to government officers and staff and also PKBN (Program Khidmat Bakti Negara);

 a workshop on International Law of Treaties and Human Rights with Islamic Legal Unit of the Ministry of Religious Affairs;



- presentations on International Law of the Sea and Enforcement to the Royal Brunei Police Force, National Maritime Security Committee and the annual National "Sembilang" Exercise organised by the Royal Brunei Navy;
- presentation on "Understanding Brunei's Copyright Legislation and Enforcement" to ICT retailers in Brunei Darussalam.

#### **COURTESY CALLS**

AGC has also received study visits and courtesy calls from various international visitors, namely the National Defence College of Bangladesh, the Honourable Chief Justice of the Republic of Singapore, Sundaresh Menon, the Ambassador of Japan to Brunei Darussalam, Her Excellency Madam Noriko Iki, and Senior Minister of State and Ministry of Education of Singapore, Mrs Indranee Rajah.



### **State Orders, Decorations and Honorary Medals**

AGC Recipients of His Majesty the Sultan and Yang Di-Pertuan's Birthday State Orders, Decorations and Honorary Medals from June 2013 – June 2015

Recipients for 2013-2015			
Recipient	State Orders, Decorations and Honorary Medals	Year	
Hjh Nor Hashimah Hj Mohd Taib Assistant Solicitor General II, Head of International Affairs Division	SMB (The Most Honourable Order of Seri Paduka Mahkota Brunei Third Class)	2013	
Norismizan Hj Ismail Senior Counsel, Legislative Drafting Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2013	
Hjh Hassanah Hj Hassan Deputy Senior Counsel, Research and Law Review Division	<b>PSB</b> (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2013	
Hj Ahmad Nizam Dato Paduka Hj Ismail Deputy Senior Counsel, Civil Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2013	
<b>Hjh Zufriah Hj Aliakbar</b> Deputy Senior Counsel, Legislative Drafting Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2013	
Norazizah Hj Mohd Ja'afar Senior Legal Officer, International Affairs Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2013	
YAM Pg Anak Hj Mohd Al- Mokhtar bin PLCSN Pg Anak Hj Abd Aziz Senior Legal Officer, International Affairs Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2013	
Saimah Hj Mohd Zain Administrative and Finance Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2013	
<b>Hj Suhaimi Hj Timbang</b> Administrative and Finance Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2013	

Hjh Siti Norishan Hj Abd Ghafor Formerly Deputy Senior Counsel, International Affairs Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2013
<b>Hjh Pauziah Abdullah</b> Deputy Senior Counsel, Legislative Drafting Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2014
Hj Zulkhairi Hj Mohd Noor Deputy Senior Counsel, Research and Law Review Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2014
Shamsuddin Hj Kamaluddin Senior Legal Officer, Criminal Justice Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2014
Hjh Hasnah Hj Hassan Formerly Deputy Senior Counsel, Research and Law Review Division	PSB (The Most Blessed Order of Setia Negara Brunei Fourth Class)	2014
Pg Nina Jasmine PLKDR Pg Hj Bahrin Counsel, Criminal Justice Division	PIKB (Excellent Service Medal)	2014
Soffriana Hj Masri Criminal Justice Division	PIKB (Excellent Service Medal)	2014
Siti Zaiton Hj Mohd Yusof Administrative and Finance Division	PIKB (Excellent Service Medal)	2014
Mohd Ariffin Hj Sanif Administrative and Finance Division	PIKB (Excellent Service Medal)	2014
<b>Pg Zamilie Pg Hj Mashor</b> Legislative Drafting Division	PKL (Long Service Medal)	2014

### **Activities**

### **RELIGIOUS ACTIVITIES**









### **Activities**

### **INTER-HOUSE BIENNIAL SPORTS TOURNAMENT**















### **Activities**

### **MESRA RIA HARI RAYA AIDILFITRI**







### **Activities**

### **FAMILY FUN DAY**



### Acknowledgments

#### THE EDITORIAL COMMITTEE WISHES TO THANK -

The Attorney General and the Solicitor General for their support and encouragement

The Legal Draftsman for her vision and guidance

All members of the Attorney General's Chambers for their contribution and cooperation in the publication of the AGC Report for June 2013 to June 2015 without whose dedication, commitment and teamwork, this Report will not have come to fruition.

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Yang Berhormat Datin Seri Paduka Hajah Hayati binti Pehin Orang Kaya Shahbandar Dato Seri Paduka Haji Mohd Salleh, The Honourable Attorney General

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