



LAWS OF MALAYSIA

REPRINT

Act 381

REGISTRATION OF GUESTS ACT 1965

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REGISTRATION OF GUESTS ACT 1965

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PREVIOUS REPRINT

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LAWS OF MALAYSIA**Act 381****REGISTRATION OF GUESTS ACT 1965**

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LAWS OF MALAYSIA**Act 381****REGISTRATION OF GUESTS ACT 1965**

An Act to make provision regarding the obligation of keepers of residential accommodation in respect of the registration of their guests, and for matters connected therewith and ancillary thereto.

[1 October 1965]

BE IT ENACTED by the Seri Paduka Baginda Yang di-Pertuan Agong with the advice and consent of the Dewan Negara and Dewan Rakyat in Parliament assembled, and by the authority of the same, as follows:

Short title and application

1. (1) This Act may be cited as the Registration of Guests Act 1965.

(2) This Act shall apply throughout Malaysia.

Interpretation

2. In this Act, unless the context otherwise requires—

“identity card” means an identity card issued under the National Registration Act 1959 [Act 78], or other similar document identifying the holder thereof;

“keeper”, in respect of any specified premises, includes the proprietor and manager thereof and any person for the time being authorized to permit persons to lodge in those premises;

“lodge” includes, in relation to a room in any specified premises ordinarily used as sleeping accommodation by persons lodging thereat, the occupation of any such room by person required to be registered under paragraph 3(1)(a) (whether by day or by night) for any period of time;

“passport” includes any similar travel document;

“registration officer” means a registration officer appointed under the National Registration Act 1959;

“specified premises” means any premises, whether furnished or unfurnished, where lodging or sleeping accommodation is provided for reward.

Obligations of keepers of, and residents in, specified premises

3. (1) It shall be the duty of the keeper of any specified premises—

- (a) to keep a register in the form in the First Schedule of all persons lodging at the premises who are not servants of the keeper of the premises and who are not under the age of twelve years;
- (b) on the arrival of any such person at the premises, to ascertain and enter or cause to be entered in the register kept for that purpose the name, address, occupation, sex and nationality of that person, and the number, place and date of issue of his identity card or (if he has no identity card) of his passport, together with the date and time of his arrival and the name of the last place from which, and the means by which, he arrived;
- (c) on the departure of any such person from the premises, to enter or cause to be entered in the register the date and time of departure and the destination on departure of such person;
- (d) to enter or cause to be entered in the register such other particulars as may be prescribed; and
- (e) to furnish to the nearest registration officer such returns as to the persons lodging at the premises at such times or intervals and in such form as may be prescribed.

(2) It shall be the duty of every person required to be registered under paragraph (1)(a) to furnish the particulars required by this Act to be entered in the register and to sign the register.

(3) The keeper of any specified premises shall, if so required at any time by any police officer, make available for inspection any register kept in relation to those premises under this section, and every such register shall be open at all reasonable hours for inspection by a registration officer, or any person authorized for that purpose by a registration officer.

(4) Any police officer, registration officer or any such authorized person as is mentioned in subsection (3) may make extracts from any register inspected by him under that subsection, and if he has reason to suspect the genuineness of any particulars entered in the register or if any entry therein is in his opinion incomplete or misleading, he shall be entitled to demand such further information as appears to him to be necessary from the person to whom the entry relates or any person occupying the room to which the entry relates.

(5) Every register kept under this section shall be preserved by the keeper of the premises to which it relates for a period of not less than two years from the date of the last entry and may thereafter, at the discretion of the keeper, be destroyed.

(6) Notwithstanding anything contained in this section, the registration officer may, by notice in writing under his hand, authorize the keeper of any specified premises mentioned in the notice to keep a register in a different form (including a loose-leaf register or card-index or a register which is partly in the form of a bound register and partly in the form of a loose-leaf register or card-index) from that provided by this section.

Offences

4. (1) Any keeper of any specified premises who—

- (a) fails to enter or cause to be entered in the register any particulars which he is required by this Act to enter or cause to be entered therein;
- (b) fails to furnish to a registration officer any return which he is required by this Act to furnish; or
- (c) fails to produce any register which is required to be made available or to be open for inspection under subsection 3(3), or obstructs any police officer, registration officer, or person authorized by a registration officer when such officer or person is exercising his functions under this Act,

shall be guilty of an offence and on conviction shall be liable to imprisonment for a term not exceeding one year or a fine not exceeding two thousand ringgit, or to both.

- (2) Any person who—
- (a) knowingly or recklessly makes, or causes or permits to be made, in any register or in any return any statement which is false in a material particular;
 - (b) without the approval of the registration officer, wilfully destroys, or mutilates or obliterates anything in, any register; or
 - (c) fails to furnish any information in his possession which is demanded from him under subsection 3(4),

shall be guilty of an offence and on conviction shall be liable to imprisonment for a term not exceeding one year or to a fine not exceeding two thousand ringgit or to both.

(3) Any person required to be registered under paragraph 3(1)(a) who contravenes subsection 3(2) shall be guilty of an offence and on conviction shall be liable to imprisonment for a term not exceeding one year or to a fine not exceeding two thousand ringgit or to both.

Rules

5. The Minister may make rules for carrying into effect the provisions of this Act and, in particular and without prejudice to the generality of the foregoing, such rules may—

- (a) provide for anything which may be prescribed under this Act; and
- (b) amend the First Schedule.

Repeal

6. (1) The laws specified in the Second Schedule and all subsidiary legislation made thereunder are hereby repealed.

(2) On the commencement of this Act, every other law relating to hotels, lodging or boarding houses or other premises of a similar nature shall cease to have effect and shall be deemed to have been repealed in so far as such provisions impose obligations on the keepers of hotels, lodging or boarding houses or other premises of a similar nature in respect of aliens and in respect of the keeping of a register of residents.

FIRST SCHEDULE

[Paragraph 3(1)(a)]

FORM OF REGISTER

ARRIVAL				NAME IN FULL (In block letter)	PARTICULARS OF IDENTITY CARD/PASSPORT			Sex	Age	Country of Origin	Nationality	Profession or Occupation
Date	Time	By	From		Identity Card/Pass- port No.	Date of Issue	Place of Issue					

Full Adress of Habitual Residence	Length of stay	Room No.	DEPARTURE				Signature
			Date	Time	By	Destination	

SECOND SCHEDULE

[Subsection 6(1)]

LAWS TO BE REPEALED

1. The Aliens Ordinance of Sarawak (Sarawak Cap. 11).
 2. The Aliens Restriction Enactment of the former Federated Malay States (F.M.S. Cap. 116).
 3. The Aliens Restriction Ordinance of the former Straits Settlements (S.S. Cap. 92).
 4. The Aliens (Suspension of Operation) Ordinance 1960 of Sarawak (Sarawak. No. 16 of 1960).
 5. The Registration of Aliens Enactment 1939 of the former Federated Malay States (F.M.S. No. 22 of 1939).
 6. The Registration of Aliens Enactment 1941 of Johore (No. 5 of 1941).
 7. The Registration of Aliens Enactment 1359 of Kedah (No. 16 of 1359).
 8. The Registration of Aliens Enactment 1931 of Kelantan (No. 21 of 1931).
 9. The Registration of Aliens Enactment 1359 of Perlis (No. 4 of 1359).
 10. The Registration of Aliens Ordinance of Sabah (Sabah Cap. 122).
 11. The Registration of Aliens Ordinance 1940 of the former Straits Settlements (S.S. No. 67 of 1940).
 12. The Registration of Aliens Enactment 1359 of Terengganu (No. 11 of 1359).
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LIST OF AMENDMENTS

Amending law	Short title	In force from
Act 26/1966	Registration of Guests (Amendment Act 1966	14-04-1966
Act 160	Malaysian Currency (Ringgit) Act 1975	29-08-1975

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LIST OF SECTIONS AMENDED

Section	Amending authority	In force from
3	Act 26/1966	14-04-1966
4	Act 26/1966 Act 160	14-04-1966 29-08-1975

