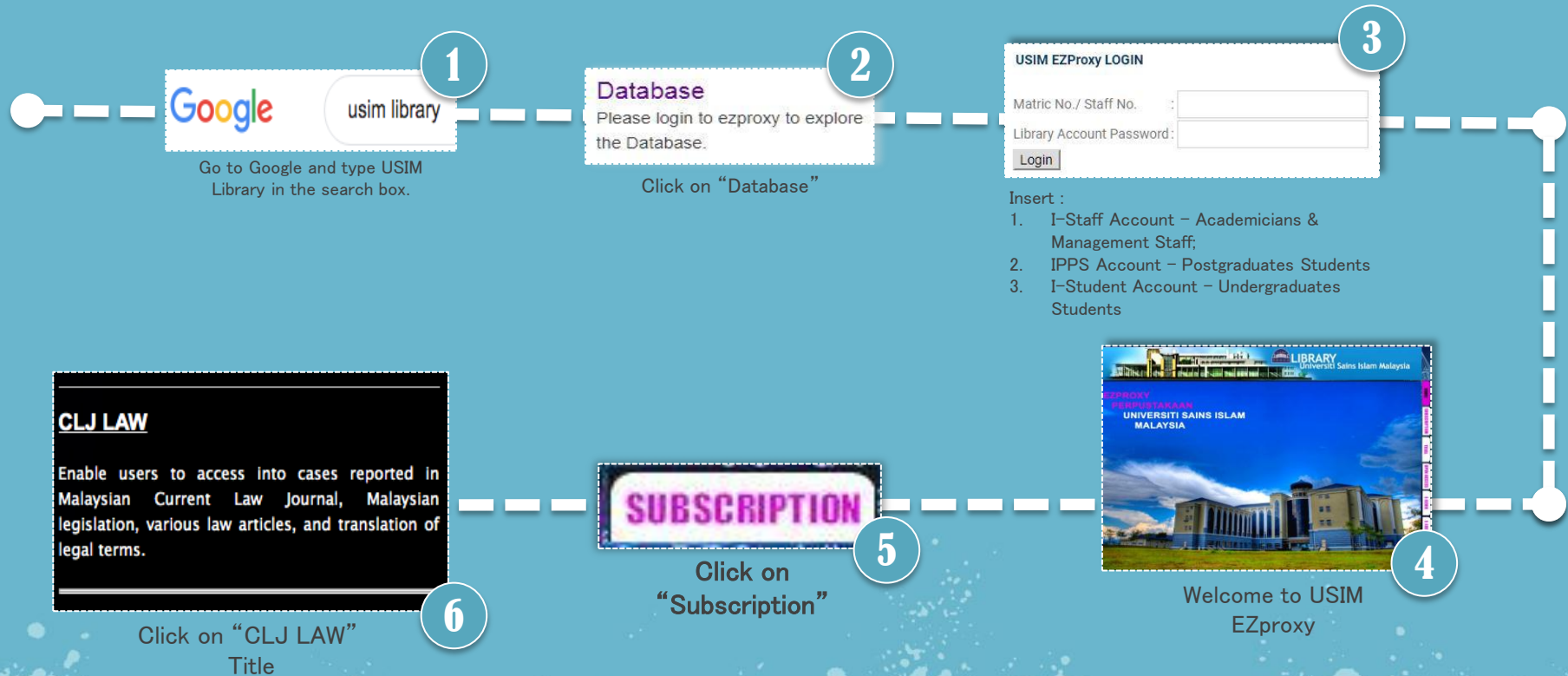# CLJ LAW
USER MANUAL

CLJ LAW

Enable users to access into cases reported in Malaysian Current Law Journal, Malaysian legislation, various law articles, and translation of legal terms

..HOW TO USE..

1

Google | usim library

Go to Google and type USIM Library in the search box.

2

Database
Please login to ezproxy to explore the Database.

Click on "Database"

3

USIM EZProxy LOGIN

Matric No./ Staff No.
Library Account Password :

Login

Insert :
1. I–Staff Account – Academicians & Management Staff;
2. IPPS Account – Postgraduates Students
3. I–Student Account – Undergraduates Students

6

CLJ LAW

Enable users to access into cases reported in Malaysian Current Law Journal, Malaysian legislation, various law articles, and translation of legal terms.

Click on "CLJ LAW" Title

5

SUBSCRIPTION

Click on "Subscription"

4

LIBRARY
Universiti Sains Islam Malaysia

EZPROXY PERPUSTAKAAN
UNIVERSITI SAINS ISLAM MALAYSIA

Welcome to USIM EZproxy

..HOW TO USE..

Welcome to Clj Law

7

User can get username and password to sign in after login to Ezproxy

..HOW TO USE..

User will enter into the search engine form for searching:
- **Cases**
- **Legislation**
- **Articles**
- **Forms**
- **Precedents**
- **Dictionary**
- **References**

..HOW TO USE..

Switch To Classic

Select type of Search Panel – **Switch To Classic**.

Type Any Needed "Caselaw"

10

11 The Case Results

..HOW TO USE..

VIEW CASE SEARCH RESULTS

Page 1 of

Save | **Assign Keyword**

Search Within Results

14

Enter a KeyWord for these Case(s)   **Breach Contract**

Or Choose one from the List   **breach of duty**

✓

breach of duty
domicile
expert opinion
family law
granting remand with prohibition
oral contract with merit
promise to marry
tresspass
[2013]1 CLJ SYA 384
[2016] 7 CLJ 303, FC

SIEMENS INDUSTRY SOFTWARE GMBH & CO. KG (FORMERLY KNOWN AS INNOTEC GMBH) v. JACOB AND
TORALF CONSULTING SDN BHD (FORMERLY KN... ASIA PACIFIC SDN BHD) (MALAYSIA) & ORS
1 LNS 249
- TENGKU MAIMUN MAT CJ
- MOHD ZAWAWI SALLEH FCJ
- IDRUS HARUN FCJ
- NALLINI PATHMANATHAN FCJ
- ABDUL RAHMAN SEBLI FCJ

13

Enter a Name for this Search   Contract Breach

Save   **Cancel**

TEE SIEW...
1 LNS 198
- TENGKU MAIMUN MAT CJ
- AZAHAR MOHAMED CJM
- DAVID WONG DAK WAH CJSS
- IDRUS HARUN FCJ
- NALLINI PATHMANTHAN FCJ

TINDAK MURNI SDN BHD v. JUANG SETIA SDN BHD & ANOTHER APPEAL
FEDERAL COURT PUTRAJAYA   17-02-2020   [CIVIL APPLICATION NO. 03-2-11/2018 (B) & 02(i)-104-11/2018 (B)]
...oduction1 When the governing **contract** between two parties provides for an agreement to arbitrate, s...
[2020] 1 LNS 171
- TENGKU MAIMUN MAT CJ
- AZAHAR MOHAMED CJM
- NALLINI PATHMANTHAN FCJ
- VERNON ONG LAM KIAT FCJ
- ABDUL RAHMAN BIN SEBLI FCJ

GODELL PARKING SDN BHD v. MAJLIS BANDARAYA PETALING JAYA
COURT OF APPEAL, PUTRAJAYA   03-02-2020   [CIVIL APPEAL NO: B-01(NCVC)(W)-636-11-2018]
...Abstract: Where a **contract** carries a clause that provides for its termination, and the clause is fol...
[2020] 3 CLJ 455
- AHMADI ASNAWI JCA
- AB KARIM AB JALIL JCA
- SURAYA OTHMAN JCA

BANK PEMBANGUNAN MALAYSIA BERHAD v. SPRING HILL BIOVENTURES SDN BHD
COURT OF APPEAL, PUTRAJAYA   03-02-2020   [RAYUAN SIVIL NO.: W-02(NCC)(W)-1721-08/2017]
...that in order to constitute a **contract** of guarantee it is necessary to prove that the principal debt...
[2020] 1 LNS 74
- AHMADI HAJI ASNAWI JCA
- ABDUL KARIM ABDUL JALIL JCA
- SURAYA OTHMAN JCA

12 Select the case(s) you wish to save by clicking on the check box by the side of each case. This feature allows you   to save your research for future reference.

13 Click on **"Save"** and **"Enter"** the name of the saved search and click on "Save ".

14 **Assign "Keyword"** & **"Enter"** a person

DISPLAYING CATCHWORDS

Search Directory | Browse | Forms | Precedents | Glossary | References | Settings | Help | Account Info

Classic Search Popup

Search Criteria: ● Caselaw ○ Legislation ○ Article ○ Catchword

Search Term: Semenyih Jaya

Search In: ● Full Text ○ Head Notes ○ Case Name ○ Counsel ○ Annotation

Proximity: ● Anywhere ○ Exact Phrase ○ Within Sentence ○ Within Para ○ Within Words 10

Act in Cases: | Sections

Cases From: ☑ All ☑ Reported ☑ UnReported ☑ Syaria   Only Cases: All

Citation: Journal | Year | Volume | Page

Judge: | Judgment Date From: dd/mm/yyyy To: dd/mm/yyyy

[Search] [?] [Clear all] [Advanced Search]

ASIA PACIFIC HIGHER LEARNING SDN BHD v. MAJLIS PERUBATAN MALAYSIA & ANOR

CIVIL PROCEDURE: Appeal - Application to amend re-amended statement of claim allowed by High Court and affirmed by Court of Appeal - Whether decision on amendment application appealable - Jurisdiction of Court of Appeal - Whether question of jurisdiction could be raised at any time even if parties acquiesce/waive right to raise objection as to want of jurisdiction - Whether 'decision', 'judgment' or 'order' - Whether disposed of rights of parties - Whether amendment application made in course of trial - Whether amendment application filed prior to conclusion of trial and before High Court delivered judgment on liability - Courts of Judicature Act 1964 ('Act'), ss. 3 , 50 , 67 & 68

TORT : Negligence - Statutory duty - Breach of - Accreditation survey of degree programmes offered by higher learning institution - Wrongful cancellation of degree programmes - Claim for damages - Whether there was duty of care owed - Whether there was breach of that duty - Whether damages proven

TORT : Misfeasance - Misfeasance in public office - Accreditation survey of degree programmes offered by higher learning institution - Wrongful cancellation of degree programmes - Whether medical degree programmes terminated - Whether discretion properly exercised - Whether there was misfeasance in public office

WORDS & PHRASES : 'Decision' - Courts of Judicature Act 1964, s. 3 - Whether to be read with ss. 67 and 68 - Whether limiting right of appeal in both criminal and civil appeals

- AZAHAR MOHAMED CJ
- DAVID WONG DAK WAH CJ
- ALIZATUL KHAIR OSMAN FCJ
- MOHD ZAWAWI SALLEH FCJ
- IDRUS HARUN FCJ

15

By moving the cursor onto the case title the catchword of the case is automatically displayed

FILTER

Search Criteria ⦿ Caselaw ○ Legislation ○ Article ○ Catchword

Search Term | Semenyih Jaya

Previous Searches   Classic Search Popup

Search In
⦿ Full Text
○ Head Notes
○ Case Name
○ Counsel
○ Annotation

Proximity
⦿ Anywhere
○ Exact Phrase
○ Within Sentence
○ Within Para
○ Within Words   10

Act in Cases | Sections |

Cases From | ☐ All ☑ Reported ☑ UnReported ☑ Syaria   Only Cases | All

Citation | Journal | Year | Volume | Page

Judge | Judgment Date From | dd/mm/yyyy | To | dd/mm/yyyy

Clear all | Advanced Search

Sort By | Date   Sort Order | Descend | Go   Search Within Results | Search

Jurisdiction
☐ ALL
- ☐ FEDERAL COURT OF MALAYSIA (13)
- ☐ COURT OF APPEAL OF MALAYSIA (30)
- ☐ HIGH COURT, KUALA LUMPUR (28)
- ☐ HIGH COURT, SHAH ALAM (19)
- ☐ HIGH COURT, MALACCA (1)
- ☐ HIGH COURT, JOHOR BAHRU (3)
- ☐ HIGH COURT, IPOH (2)
- ☐ HIGH COURT, PULAU PINANG (2)
- ☐ HIGH COURT, ALOR SETAR (1)

Assign Keyword   Search

Subject
☐ ALL
- ☐ ADMINISTRATIVE LAW (5)
- ☐ BANKING (1)
- ☐ CIVIL PROCEDURE (14)
- ☐ COMPANY LAW (2)
- ☐ CONSTITUTIONAL LAW (15)
- ☐ CONSTRUCTION LAW (1)
- ☐ CONTRACT (1)
- ☐ CRIMINAL LAW (7)
- ☐ CRIMINAL PROCEDURE (9)

Filter

Matched: 112

16 To narrow your search results, click on "Filter"

17 Filter by Jurisdiction
o Under Jurisdiction the number of judgments found will correspond with the total number of records matched

18 Filter by Subject
o Under Subject, the total number of records found might be more as there are judgment that could be listed under 1 or more subject

..HOW TO USE..

[2020] 1 LNS 95

FULL PDF

| Case History | Annotation | View-MyPad | SendTo-MyPad | Assign Keyword |

NUSANTARA DAYA SDN BHD v. PENTADBIR TANAH JOHOR BAHRU
COURT OF APPEAL, PUTRAJAYA
VERNON ONG LAM KIAT JCA;   SURAYA OTHMAN JCA;   HAS ZANAH MEHAT, JCA
[RAYUAN SIVIL NO: J-01(A)-553-09/2018]
4 FEBRUARY 2020

Case(s) referred to:

Ashbridge Investments Ltd v. Minister of Housing and Local Government [1965] 1 WLR 1320;

Aquilina and Carberry v. London Borough of Havering [1993] 66 P&CR 39;

Faraday v. Carmarthenshire CC [2004] EWCA Civ 649 CA

Edwards (Inspector of Taxes) v. Bairstow [1956] AC 14

Raja Vyricherla Narayana Gajapatiraju v. The Revenue Divisional Officer, Vizagapatam [1939] AC 302;

Railtrack Plc (In Railway Administration) v. Guiness Ltd [2002] EWCA 1431

Re Lucas and Chesterfield Gas and Water Board [1909] 1 KB 16; The Queen v. Brown [1867] L. R. 630; Transport for London v. Spirerose Ltd [2009] UKHL 44; Steel v. Scottish Ministers [2015] SLT (Lands Tr) 81

Waters and others v. Welsh Development Agency [2004] 1 WLR 1304 HL

Semenyih Jaya Sdn Bhd v. Pentadbir Tanah Daerah Hulu Langat & Another Case [2017] 5 CLJ 526 (FC)

Teguh Kemajuan Sdn Bhd v. Pentadbir Tanah Daerah Kota Tinggi; Perbadanan Setiausaha Kerajaan Johor (Intervener) [2018] 1 LNS 376

21

- o Case History: Get list of the case history *#*
- o Annotation: key in personalized notes about the case and save. Retrieve using search or under Search Directory.
- o View-My Pad: view previously saved notes and/or send notes via email
- o Send To-My Pad: highlight portions of a case and save it under My Pad
- o Assign Keyword: tick selected cases and assign keyword to selected cases. Retrieve under Search Directory "Saved Keywords".

PDF Option

- o View and print the pdf pages of the entire judgment
- o View and print a specific pdf page of the judgment. Toggle between showing all pdf breaks or hide it.

20

19

- o Click on any case name or citation in the results list and the full judgment is displayed in a pop-up window

..HOW TO USE..

o User can click Search Directory or Previous Searches to view last 10 Searches.

o For fast review user can directly refer to "Last 10 Searches", "Annotations", "Saved Searches" & "Saved Keywords" for easy retrieval previous search which was save in the   folder

2
2

ACT IN CASE

Search Criteria: ○ Caselaw ○ Legislation ○ Article ○ Catchword   Previous Searches   Classic Search Popup

Search In
- ○ Full Text
- ○ Head Notes
- ○ Case Name
- ○ Counsel
- ○ Annotation

Proximity
- ○ Anywhere
- ○ Exact Phrase
- ○ Within Sentence
- ○ Within Para
- ○ Within Words   10

Search Term: **Material defect**

Act in Cases

Cases From: **Street**

Citation

Judge

Sort By: Dat

Federal: ☑ All ☑ Principal ☑ Amending ☑ PUA ☑ PUB

STREET, DRAINAGE AND BUILDING ACT 1974
STREET, DRAINAGE AND BUILDING (COMPOUNDING OF OFFENCES) (FEDERAL TERRITORY OF KUALA LUMPUR) (AMENDMENT) BY-LAWS 1995
STREET, DRAINAGE AND BUILDING (COMPOUNDING OF OFFENCES) (FEDERAL TERRITORY OF PUTRAJAYA) BY-LAWS 2003
STREET, DRAINAGE AND BUILDING (DESLUDGING OF SEPTIC TANK AND IMHOFF TANK CHARGES) (FEDERAL TERRITORY) (REVOCATION) BY-LAWS 2012
STREET, DRAINAGE AND BUILDING (RECOVERY OF ARREARS) (FEDERAL TERRITORY OF KUALA LUMPUR) BY-LAWS 1990
STREET, DRAINAGE AND BUILDING (SEWERAGE CHARGES) (FEDERAL TERRITORY OF KUALA LUMPUR) (REVOCATION) BY-LAWS 2012
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 2007 - CORRIGENDUM
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 1978
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 1993
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 2007
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 2007
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 2019
STREET, DRAINAGE AND BUILDING (AMENDMENT)ACT 1994

Clear all   Advanced Search

Matched: 2100   Filter

CITATION | JUDGE

[2020] 1 LNS 33 | - ABU BAKAR KATAR H

[2020] 1 LNS 51 | - WONG SIONG TUNG JC

[2020] 1 LNS 73 | - BADARIAH SAHAMID JCA
- HARMINDAR SINGH DHALIWAL JCA
- YEW JEN KIE JCA

[2020] 1 LNS 36 |

STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 1978

An Act to amend the Street, Drainage and Building Act 1974.[3 March 1978]WHEREAS it is expedient for the purpose only of ensuring uniformity of law an...

ACT / SECTION NO

ACT A435

o In the Act in Cases column enter 2 or   more letters of an Act and the system will provide a drop down of suggested Acts available.

o Select the Acts in mind, then click SEARCH

② ③

o A list of cases found are displayed and user may Save, Assign Keyword, select   Advanced Search, Filter or Search Within Results

② ④

o The relevancy of cases referred and the number of cases found is listed based on annotating term – (foll), (not foll), (dist), (ovrd), and (refd) Click to view the list of cases referred

② ⑤

..HOW TO USE..

- For "Search Within Results", the same PROXMITY and SEARCH IN options apply. Whatever user had opted for in a Primary Search, will apply for Search Within Results as well.
- The rule is that when a user has made a primary search using certain parameters, the Search Within Results would also apply the same parameters, but with an option to further restrict by entering other possible

Result before "Filter" 2100

Enter any word in "Search Within Results" for example "Brick"

The search results reduced and narrow down to 48 results

26

27

28

..HOW TO USE..

Search Directory | Browse | Forms | Precedents | Glossary | References | Settings | Help | Account Info

Search Criteria: **Material defect**

Previous Searches | Classic Search Popup

Search Term

Statute: Street

STREET, DRAINAGE AND BUILDING ACT 1974
STREET, DRAINAGE AND BUILDING (COMPOUNDING OF OFFENCES) (FEDERAL TERRITORY OF KUALA LUMPUR) (AMENDMENT) BY-LAWS 1995
STREET, DRAINAGE AND BUILDING (COMPOUNDING OF OFFENCES) (FEDERAL TERRITORY OF PUTRAJAYA) BY-LAWS 2003
STREET, DRAINAGE AND BUILDING (DESLUDGING OF SEPTIC TANK AND IMHOFF TANK CHARGES) (FEDERAL TERRITORY) (REVOCATION) BY-LAWS 2012
STREET, DRAINAGE AND BUILDING (RECOVERY OF ARREARS) (FEDERAL TERRITORY OF KUALA LUMPUR) BY-LAWS 1990
STREET, DRAINAGE AND BUILDING (SEWERAGE CHARGES) (FEDERAL TERRITORY OF KUALA LUMPUR) (REVOCATION) BY-LAWS 2012
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 2007 - CORRIGENDUM
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 1978
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 1993
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 2007
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 2007
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 2019
STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 1994

Act Type

Federal | ALL | Principal | Amending | PUA | PUB

Search In: Full Text | Act Title | Sec.Title | Act Number | Annotation

Proximity: Anywhere | Exact Phrase | Within Sentence | Within Para | Within Words 10

Search | Clear all | Advanced Search

Search Within Results

Sort By Act...

Search Term: **Material defect**

Matched: 49 | Filter

...h warrant shall be admiss...

	ACT / SECTION NO	ACT TYPE
	ACT 815 s.125	PRINCIPAL
	AKTA A1528 s.19	AMENDING

Sort By ActSection | Sort Order Descend | Go

Search Within Results | Search

Page 1 of 1 | Go | Save | Assign Keyword

Search Term:

Matched: 1 | Filter

STREET, DRAINAGE AND BUILDING (AMENDMENT) ACT 1978

An Act to amend the Street, Drainage and Building Act 1974.[3 March 1978]WHEREAS it is expedient for the purpose only of ensuring uniformity of law an...

	ACT / SECTION NO	ACT TYPE
	ACT A435	AMENDING

27 Enter search phrase here

28 Key in first two or more letters of an Act name.

29 Click on the Act Name

..HOW TO USE..

..., DRAINAGE AND BUILDING (AMENDMENT) ACT 1978
ACT A435

Royal Assent: 28 February 1978   In Force from: 3 March 1978   Gazetted Date: 2 March 1978

List of Amendments   Amending Acts   Subsidiary Legislation

No Case Referred for this Section

Preamble

Preamble ✓
1 Short title
2 Amendment of section 46
3 New section 70A
4 Amendment of section 71
5 Amendment of Schedule

Previous Next View

An Act to amend the Street, Drainage and Building Act 1974.

[3 March 1978]

WHEREAS it is expedient for the purpose only of ensuring uniformity of law and policy to make a law with respect to local government;

NOW, THEREFORE, pursuant to the provisions of Caluse (4) of Article 76 of the Constitution BE IT ENACTED by the Duli Yang Maha Mulia 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:

Annotation   View-MyPad   SendTo-MyPad   Assign Keyword

English | Malay   Definitions   Back   Close

31

User can select :
- **Annotation**: Enter personalized notes about the Acts section viewed and save.
- **View MyPad:** View previously saved   selected text.
- **Send to MyPad**: Send highlighted text to the system notepad.
- **Assign Keyword**: Enter personalize phrases/notes about the section and save.
- **Defintions**: view a list of statutory   definitions of word/phrase of the selected principal Act. Also view the same definitions linked to other acts.

30

- The legislation is displayed in 2 colu...
- The left column displays the various section numbers and   section titles
- The right column displays the full text of the section selected.

32

At the top left page column, are:
- List of Amendments - Shows a complete listing of amendments for the particular Act.
- Amending Acts - Amendments that amends the principal Act   being viewed.
- Subsidiary Acts - List of rules, orders, regulations, notification setc related to the particular Act.

THANK YOU

For any enquiry please Whatsapp us at 019-5260964