

STATE ENACTMENTS

The following list of State Enactments passed in 1976 and 1977 is a continuation of the list of Enactments contained in Vol. 3, Part 2 [1976] J.M.C.L.

JOHORE

<i>Bil. Enakmen/ Enactment No.</i>	<i>Tajuk Ringkas/Short Title</i>
12/76	Enakmen Perbekalan Tambahan Yang Kelima (1976), Tahun 1976 Fifth Supplementary Supply (1976) Enactment 1976
13/76	Enakmen Perbekalan (1977) Tahun 1976 Supply (1977) Enactment 1976
14/76	Enakmen (Pindaan) (Bayaran bagi Ahli-ahli) Dewan Negeri 1976 Legislative Assembly (Members' Remuneration) (Amend- ment) Enactment 1976.

KEDAH

<i>Bil. Enakmen/ Enactment No.</i>	<i>Tajuk Ringkas/Short Title</i>
1/77	Enakmen Peruntukan Tambahan Yang Ketiga (1976) Tahun 1977 Third Supplementary Supply (1976) Enactment 1977
2/77	Enakmen Peruntukan Tahun 1977 Supply Enactment 1977

NEGERI SEMBILAN

<i>Bil. Enakmen/ Enactment No.</i>	<i>Tajuk Ringkas/Short Title</i>
4/76	Enakmen Perbekalan (1977) Tahun 1976 Negeri Sembilan State Supply (1977) Enactment 1976.

PAHANG

<i>Bil. Enakmen/ Enactment No.</i>	<i>Tajuk Ringkas/Short Title</i>
3/76	Enakmen Perbekalan Tambahan (Bil. 4) 1976 Supplementary Supply Enactment (No. 4) 1976
4/76	Enakmen Pinjaman (Amanah Saham Pahang Berhad) 1976 Loan Enactment (Amanah Saham Pahang Berhad) 1976
5/76	Enakmen Perbekalan Tambahan 1976 Supplementary Supply Enactment 1976
6/76	Enakmen Perbekalan (1977) 1976 Supply Enactment (1977) 1976
7/76	Enakmen Perbekalan Tambahan (Bil. 2) 1976 Supplementary Supply Enactment (No. 2) 1976
8/76	Enakmen (Pindaan) Peruntukan DiRaja 1976 Civil List (Amendment) Enactment 1976
9/76	Enakmen (Pindaan) (Saraan Ahli-ahli) Dewan Negeri 1976 Legislative Assembly (Members' Remuneration) (Amend- ment) Enactment 1976

PENANG

<i>Bil. Enakmen/ Enactment No.</i>	<i>Tajuk Ringkas/Short Title</i>
5/76	Enakmen Perbekalan (1977) 1976 Supply (1977) Enactment 1976
6/76	Enakmen Ordinan Perbandaran (Pindaan) (Pulau Pinang) 1976 Municipal Ordinance Amendment) (Penang) Enactment 1976

PERAK

<i>Bil. Enakmen/ Enactment No.</i>	<i>Tajuk Ringkas/Short Title</i>
6/76	Enakmen Perbekalan (1977) 1976 Supply Enactment (1977) 1976

PERLIS

*Bil. Enakmen/
Enactment No. Tajuk Ringkas/Short Title*

- 1/77 Enakmen Perbekalan Tambahan Yang Pertama (1976) Tahun 1977
First Supplementary Supply (1976) Enactment 1977
- 2/77 Enakmen Perbekalan Tahun 1977
Supply Enactment 1977
- 3/77 Enakmen Perbekalan Tambahan Yang Ketiga (1975) Tahun 1977
Third Supplementary Supply (1975) Enactment 1977
- 4/77 Enakmen (Elaun Ahli-ahli) Dewan Negeri (Pindaan) Tahun 1977
Legislative Assembly (Members' Remuneration) (Amendment) Enactment 1977
- 5/77 Enakmen Pinjaman (Rancangan-rancangan Perbadanan Kemajuan Negeri) (Pindaan) Tahun 1977
Loans (State Development Corporation Programmes) (Amendment) Enactment 1977

SELANGOR

*Bil. Enakmen/
Enactment No. Tajuk Ringkas/Short Title*

- 6/76 Enakmen Perbekalan Tambahan (1976) (Bil. 1) Tahun 1976
Supplementary Supply (1976) (No. 1) Enactment 1976
- 7/76 Enakmen Perbekalan (1977) Tahun 1976
Supply (1977) Enactment 1976
- 8/76 Enakmen Perbadanan Kemajuan Pertanian Selangor (Pindaan) 1976
Selangor Agricultural Development Corporation (Amendment) Enactment 1976

SABAH

*Bil. Enakmen/
Enactment No. Tajuk Ringkas/Short Title*

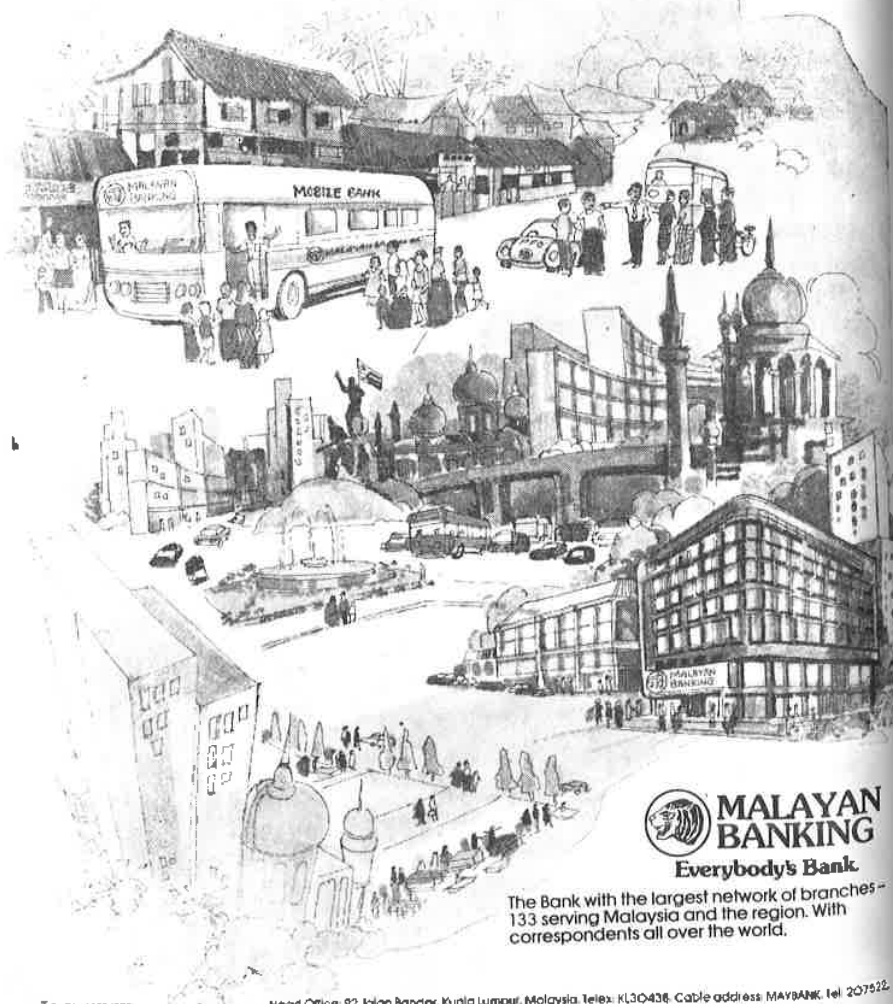
- 76) 1/77 Enakmen Bekalan Tambahan Keempat (1976) 1977
The Fourth Supplementary Supply (1976) Enactment
1977
- 7 2/77 Enakmen Bekalan Tambahan Pertama (1977) 1977
The First Supplementary Supply (1977) Enactment
1977
- 5) 3/77 Enakmen Kesalahan-kesalahan Kecil (Pindaan) 1977
The Minor Offences (Amendment) (Enactment 1977

SARAWAK

*Bil. Ordinan/
Ordinance No. Tajuk Ringkas/Short Title*

- 1) 1/77 Kuching Municipal (Amendment) Ordinance 1977
- 1- 2/77 Supply (1977) Ordinance 1977
- 1

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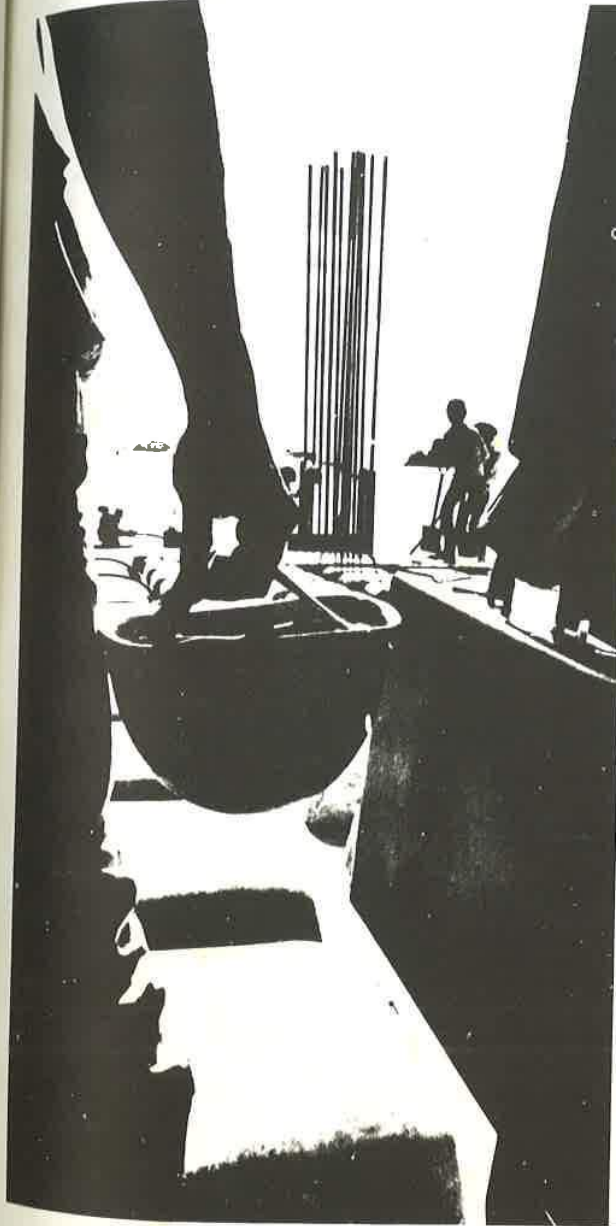


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We are pleased to publish in this issue a cumulative Index to Volumes 1-4 of the JMCL. The Editorial Board is grateful to the Law Librarian, Puan Shaikha Zakaria, for preparing this Index.

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EVIDENCE OF SYSTEM

PART I

Section 15 of the Evidence Act provides that "where there is a question whether an act was accidental or intentional or done with a particular knowledge or intention, the fact that such act formed part of a series of similar occurrences, in each of which the person doing the act was concerned, is relevant".¹

The general principle has been stated by Lord Herschell in *Makin v. Attorney-General of N.S.W.*², "it is undoubtedly not competent for the prosecution to adduce evidence tending to show that the accused has been guilty of criminal acts, other than those covered by the indictment, for the purpose of leading to the conclusion that the accused is a person likely from his criminal conduct or character to have committed the offence for which he is being tried. On the other hand the mere fact that the evidence adduced tends to show the commission of other crimes does not render it inadmissible, if it be relevant to an issue before the jury, and it may be so relevant if it bears upon the question whether the acts alleged to constitute the crime charged in the indictment were designed or accidental or to rebut a defence which would otherwise be open to the accused. The statement of these general principles is easy but it is obvious that it may often be very difficult to draw the line and to decide whether a particular piece

¹This should be read with section 14 which reads -

"Facts showing the existence of any state of mind, such as intention, knowledge, good faith, negligence, rashness, ill-will or good will towards any particular person, or showing the existence of any state of body or bodily feeling, are relevant when the existence of any such state of mind or body or bodily feeling is in issue or relevant". In the Indian case of *Empress v. Vyapoori Moodaliar* (1881) 8 Cal. L.R. 197 a question of law was referred to the High Court "whether in trying the three specific charges of receiving illegal gratification from the firm of Cohen Brothers at Tonghoo in 1876, evidence of similar but unconnected illegal gratifications from the same firm at Thayetmyo in the years 1877 and 1878 is admissible". It was held that the evidence was not admissible. Reference was made to S.14 of the Evidence Act and Garth C.J. said, "We must be very careful not to extend the operation of the section to other cases, where the question of guilt or innocence depends upon *actual facts* and *not upon the state of a person's mind or feeling*. We have no right to prove that a man committed theft or any other crime on one occasion by showing that he committed similar offences on other occasions."

²[1894] A.C. 57. See D.B.W. Good, *The Quest for Forensic Truth*, 1974 J.M.C.L. 161 at p. 167.

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