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WARTA KERAJAAN PERSEKUTUAN

FEDERAL GOVERNMENT GAZETTE

PEMBERITAHUAN KESELAMATAN SOSIAL PEKERJA (PENGECCUALIAN FAEDAH BAGI PEKERJA ASING) 2018

EMPLOYEES' SOCIAL SECURITY (EXEMPTION OF BENEFIT FOR FOREIGN WORKER) NOTIFICATION 2018

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JABATAN PEGUAM NEGARA/
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AKTA KESELAMATAN SOSIAL PEKERJA 1969

PEMBERITAHUAN KESELAMATAN SOSIAL PEKERJA
(PENGECUALIAN FAEDAH BAGI PEKERJA ASING) 2018

PADA menjalankan kuasa yang diberikan oleh seksyen 101 Akta Keselamatan Sosial Pekerja 1969 [*Akta 4*], Menteri membuat pemberitahuan yang berikut:

Nama dan permulaan kuat kuasa

1. (1) Pemberitahuan ini bolehlah dinamakan **Pemberitahuan Keselamatan Sosial Pekerja (Pengecualian Faedah bagi Pekerja Asing) 2018**.

(2) Pemberitahuan ini mula berkuat kuasa pada 1 Januari 2019.

Pengecualian

2. (1) Menteri mengecualikan pekerja asing daripada faedah yang berikut:

(a) kemudahan untuk pemulihan jasmani yang berhubungan dengan rawatan dialisis dan kemudahan untuk pemulihan vokasional di bawah seksyen 57 Akta; dan

(b) faedah pendidikan di bawah seksyen 57A Akta.

(2) Bagi maksud subperenggan (1), “pekerja asing” tidak termasuk—

(a) orang bukan warganegara yang bermastautin secara tetap di Malaysia dan yang dikeluarkan dengan kad pengenalan sebagaimana yang diperihalkan di bawah perenggan 5(3)(b) Peraturan-Peraturan Pendaftaran Negara 1990 [*P.U. (A) 472/1990*];

(b) orang yang—

- (i) memasuki Malaysia secara sah melalui suatu pas atau permit imigresen yang sah;
- (ii) dibenarkan menetap di Malaysia bagi tempoh dua belas bulan dan ke atas; dan
- (iii) dikeluarkan dengan kad pengenalan sebagaimana yang diperihalkan di bawah perenggan 5(3)(c) Peraturan-Peraturan Pendaftaran Negara 1990; dan

(c) orang yang dilahirkan di Malaysia tetapi taraf kewarganegaraannya tidak dapat ditentukan, dan yang dikeluarkan dengan kad pengenalan sebagaimana yang diperihalkan di bawah perenggan 5(3)(c) Peraturan-Peraturan Pendaftaran Negara 1990.

Bertarikh 21 Disember 2018
[KSM/PUU(S)600-1/2/11/6]ld.2; PN(PU2)58/XXII]

M. KULASEGARAN
Menteri Sumber Manusia

EMPLOYEES' SOCIAL SECURITY ACT 1969

EMPLOYEES' SOCIAL SECURITY
(EXEMPTION OF BENEFIT FOR FOREIGN WORKER) NOTIFICATION 2018

IN exercise of the powers conferred by section 101 of the Employees' Social Security Act 1969 [*Act 4*], the Minister makes the following notification:

Citation and commencement

1. (1) This notification may be cited as the **Employees' Social Security (Exemption of Benefit for Foreign Worker) Notification 2018**.

(2) This Notification comes into operation on 1 January 2019.

Exemption

2. (1) The Minister exempts a foreign worker from the following benefits:

(a) facilities for physical rehabilitation relating to dialysis treatment and facilities for vocational rehabilitation under section 57 of the Act; and

(b) education benefit under section 57A of the Act.

(2) For the purpose of subparagraph (1), "foreign worker" does not include—

(a) a non-citizen who is residing permanently in Malaysia and issued with an identity card as described under paragraph 5(3)(b) of the National Registration Regulations 1990 [*P.U. (A) 472/1990*];

(b) a person who—

(i) lawfully enters Malaysia under a valid immigration pass or permit;

(ii) is allowed to reside in Malaysia for a period of twelve months and above; and

(iii) is issued with an identity card as described under paragraph 5(3)(c) of the National Registration Regulations 1990; and

(c) a person who is born in Malaysia but whose citizenship status cannot be determined, and issued with an identity card as described under paragraph 5(3)(c) of the National Registration Regulations 1990.

Dated 21 December 2018

[KSM/PUU(S)600-1/2/11/6]ld.2; PN(PU2)58/XXII]

M. KULASEGARAN
Minister of Human Resources