

# JOHORE BAR COMMITTEE JAWATANKUASA PEGUAM NEGERI JOHOR

No. 5, Jalan Tun Abdul Razak, Susur 1/1 80000 Johor Bahru, Johor Darul Ta'zim

Tel: 07-276 3888 Fax: 07-276 1188 Email: secretariat@johorebar.org.my

Website: <http://www.johorebar.org.my>

CIRCULAR NO. 21/16

**FOR MEMBERS ONLY**  
Internal Circulation

4th July 2016

## PRIVATE & CONFIDENTIAL

TO ALL MEMBERS OF THE JOHORE BAR

BY COURT BOX/EMAIL/FAX/JBC WEBSITE

(Note: As the circular is distributed via email/fax, in the event it is forwarded to one person in a firm, Kindly print the same and distribute amongst the other lawyers and pupils in your office)

## SEMINAR ON “INDEFEASIBILITY OF TITLE UNDER THE NATIONAL LAND CODE IN MALAYSIA”

Please be informed that the Continuing Professional Development Sub-Committee of the Johore Bar is organising a Seminar on “Indefeasibility Of Title Under The National Land Code In Malaysia”

The seminar will deal with:

1. Indefeasibility of title – S.340 (1) NLC
  - (a) What constitutes registration? – S. 304 NLC
  - (b) What is Indefeasibility of title? S. 340 NLC
  - (c) Meaning of “Shall not be Indefeasible”? – S.340 (2) NLC
    - i. Fraud:  
Definition of Fraud; and  
Whether mere knowledge of unregistered claim/interest amount to fraud?
    - ii. Misrepresentation S. 340 (2) (a)
    - iii. Forgery S. 340 (2) (b)
    - iv. Void or insufficient instruments S. 340 (2) (b)
    - v. Unlawful acquisition of power of authority S.340 (2) (c):  
Registration of dealing in contravention of a restriction in interest;  
Registration of a dealing notwithstanding the prohibition imposed by a caveat; and  
Registration of a certificate of sale where the power of sale has been improperly exercised.
2. Purchasers in good faith (Bona fide purchasers for value) – S. 340 (3) NLC
  - (a) When are you considered a “Purchasers in good faith”?
  - (b) The Malaysian interpretation of a “Purchasers in good faith”
  - (c) The Common Law approach to the interpretation of a “Purchasers in good faith”

### About the Speaker

**Sudharsanan Thillainathan** joined Shook Lin & Bok in 1997 as an associate. He became a partner in 2004. His main practice areas include Corporate & Insurance Litigation, International & Domestic

Arbitration, Competition Law and Tax Litigation. He is currently the Deputy Head of the Tax Department. Mr. Sudhar has been involved in the conduct of a number of leading local cases in the areas of arbitration, insurance, local/public authorities and tax law. He has also been involved in the conduct of a number of domestic and international arbitrations. Mr. Sudhar recently participated in the inaugural Singapore International Arbitration Academy 2012, presented by the Centre for International Law, National University of Singapore where he was a recipient of the Award for Excellence in Advocacy.

Particulars of the Seminar are as follows:

<b>Date</b>	<b>21st July 2016 (Thursday)</b>
<b>Time</b>	<b>2.30 p.m to 5.00 p.m. (Registration at 2.00 p.m.)</b>
<b>Venue</b>	<b>Level 1, Abdullah A. Rahman Auditorium Johore Bar Building No. 5 Jalan Tun Abdul Razak Susur 1/1 80000 Johor Bahru</b>
<b>Fees</b>	<b>RM 63.60 for Members of the Johore Bar; RM 31.80 for Members Admitted from 1 July 2011; and RM 31.80 for Pupils-in-Chambers   Law Students (Fees are inclusive of 6% GST)</b>
<b>CPD code</b>	<b>T3/21072016/JHB/JHB161093/2 (2 CPD points)</b>

Registration must be accompanied with payment to guarantee your place and is on a first-come first served basis limited to the first 90 members who register. Cash/Cheque should be crossed and made payable to **JOHORE BAR HOUSE & LIBRARY FUND**. Fee paid is non-refundable unless the event is cancelled.

If a participant is unable to attend, a replacement is allowed provided that the Secretariat of the Johore Bar is notified in writing prior to the commencement of the event. CPD points and Certificate of attendance will be given upon completion of the whole session to participants who have attended until the end of the event. However, certificate of attendance shall not be awarded to late comers or those participants who attend this event after 15 minutes upon its commencement.

Please direct all correspondence (including completed registration form and proof of payment) to the Johore Bar Secretariat not later than Wednesday, 20th July 2016.

**Santhi Balachandran**  
**Chairperson**  
**Continuing Professional Development**  
**Sub-Committee**

(This is a computer-generated letter. No signature is required)

# REGISTRATION FORM

## SEMINAR ON “INDEFEASIBILITY OF TITLE UNDER THE NATIONAL LAND CODE IN MALAYSIA” 21 JULY 2016

JOHORE BAR COMMITTEE  
No. 5 Jalan Tun Abdul Razak  
Susur 1/1, 80000 Johor Bahru  
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The following person would be attending the seminar.

1.	Name	1. _____ <input type="checkbox"/> Member of the Bar <input type="checkbox"/> Pupil <input type="checkbox"/> Law Student 2. _____ <input type="checkbox"/> Member of the Bar <input type="checkbox"/> Pupil <input type="checkbox"/> Law Student 3. _____ <input type="checkbox"/> Member of the Bar <input type="checkbox"/> Pupil <input type="checkbox"/> Law Student
2.	Membership No. (for Members of the Bar only)	1. _____ 2. _____ 3. _____
3.	Name of firm	
4.	Office Tel No.	
5.	Office Fax No.	
6.	H/P No.	
7.	Email	

Date: \_\_\_\_\_

Signature : \_\_\_\_\_

The personal information that you provide to the Johore Bar Committee, whether now or in the future, may be used, recorded, stored, disclosed or otherwise processed by or on behalf of the Johore Bar Committee for the purposes of facilitation and organisation of this event, research and audit, and maintenance of a participant database for the promotion of this event, and such ancillary services as may be relevant.