

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. 28/19

31st May 2019

TO ALL MEMBERS OF THE JOHORE BAR

BY EMAIL/JBC WEBSITE/FACEBOOK/WHATSAPP

(Note: As the circular is distributed via email, 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 Conveyance - From Buy to Bequeath

Please be informed that the Continuing Professional Development Sub-Committee is organizing a seminar entitled "Conveyance – From Buy to Bequeath" featuring 12 members of the Bar Council Conveyancing Practice Committee. The topics span the conveyancing spectrum – from issues relating to housing development and updates on related legislation, to financing products and estate matters.

The seminar will be interactive in nature. Participants whose registration has been confirmed are thus encouraged to prepare questions addressed to specific panels, and submit them to the Johore Bar Secretariat by email to secretariat@johorebar.org.my on or before 17 June 2019 (Monday). The panelists

will address these questions at the event, as well as questions posed from the floor.

Particulars of the Seminar are as follows:

Date	24th June 2019 (Monday)
Time	9:00 a.m. to 6:00 p.m. (Registration at 8:30 a.m.)
Venue	KSL Hotel & Resort Level 7, Ballroom 2 Jalan Seladang, Taman Abad Johor Bahru
Fees	RM 150.00 for Members of the Bar Pupils-in-Chambers Law Students RM 250.00 for Non-Members
CPD code	T3/24062019/JHB/JHB192351/6 (6 CPD points)

Programme

8:30 am	Registration	12:30 pm	Lunch Break
9:00 am	Introduction and Opening Address	1:30 pm	Panel 3: Looking for Impeccable Lifestyle? ~ Current Issues Relating to Laws on Housing Development by Datuk Roger Tan, Andrew Wong Fook Hin and Nicholas Chang Chen Seng Moderator: Datuk Roger Tan
9:30 am	Panel 1: Foretaste of the Future ~ 1. STD (Short Term Dwelling) 2. MPSI (Movable Property Security Interest) by YP Cheong, Wan Mansor b Wan Mohamed and Elison Wong Moderator: YP Cheong	3:00 pm	Panel 4: "Remember my Name, I'm gonna Live Forever" ~ 1. Estates Onshore 2. Estates Offshore by Farah Deba bt Mohamed Sofian and Carolyn Oh Li Lin
11:00 am	Panel 2: Games of Loans ~ Basic Principles for Islamic Finance vs Conventional Finance by Jal Othman and Kalathevy Sivagnanam Moderator: Zemilah bt Mohd Noor	4:30 pm	Question-and-Answer Session

About the Speakers

YP Cheong holds an LLB (Honours) degree from the University of Malaya. She has been in continuous active legal practice since January 1980, i.e for more than 39 years. Her areas of practice focus on conveyancing, corporate and intellectual property matters.

She has conducted many seminars known as "Conveyancing With Confidence," for lawyers, bankers, developer, chambering students and staff to work independently in conveyancing and related matters.

She is an active member of CPC, and represents the Bar Council in meetings with Lembaga Hasil Dalam Negeri ("LHDN"), Jabatan Ketua Pengarah Tanah Dan Galian Persekutuan, the Wilayah Persekutuan Land Office, Ministry of Housing and Local Government, and PEMUDAH.

She is currently the Chairperson of the sub committee of CPC on matters relating to LHDN and the Royal Malaysian Customs Department.

Wan Mansor b Wan Mohamed has been an active legal practice for more than 32 years. His areas of practice focus on conveyancing, insolvency and banking and Finance (Conventional & Islamic)

He is a member of CPC since 1998; formerly one of the Syariah Advisory Committee members for Takaful Nasional Berhad (now Etiqa Takaful); committee member of the Bank Negara Malaysia's Law Review Committee for Islamic Banking and Financial Transactions; former Chairman of the Kelantan Bar.

Elison Wong is a partner in Messrs Elison Wong. She was admitted as an advocate and solicitor of the High Court of Malaya in 1998, and her practice areas include general litigation, conveyancing (sub-sales) and commercial matters.

Jal Othman heads the Islamic Finance practice in Messrs Shook Lin & Bok, one of the oldest and largest law firms in Malaysia. He is also the deputy head of the conventional banking and finance department.

Jal is also very much involved in the Islamic finance industry, and holds positions in INCEIF University, an institution established under the auspices of Bank Negara Malaysia. Jal has been commissioned by the Malaysian Securities Commission and the Rating Agency of Malaysia in relation to product development and regulatory requirements. He is also involved in law reform through his participation in the Bank Negara Malaysia committee for Islamic Finance Law Reform.

Zemilah bt Mohd Noor was admitted as an advocate and solicitor of the High Court of Malaya in April 1995. She began her career in law as a legal assistant with Messrs Ezri & Co in 1998, and was made a partner in 2000. She became a senior partner in 2007. She has 24 years of experience in handling various transactions for property and real estate matters. She has also handled banking transaction documentation – be it conventional or Islamic – for retail and commercial financing, including those under the concepts of *Al-Bai' Bithaman Ajil*, *Musharakah Mutanaqisah*, *Ijarah*, *Tawarruq*, *Hibah* and *Al-Kafalah*, for various financial institutions. Currently, she serves as Chairperson of both the CPC Sub Committee (since 2017) and Islamic Finance Sub Committee, of the Penang Bar Committee.

Kalathevy Sivagnanam is currently the sole proprietor of Messrs Kalathevy & Co. She was admitted as an advocate and solicitor of the High Court of Malaya in 1996, and has experience in a wide range of areas of law, having initially handled conveyancing, corporate and civil litigation portfolios in her early years of practice. She holds a postgraduate degree in the Chartered Islamic Finance Professional Programme from the Global Islamic University, INCEIF. She is a member of the Chartered Islamic Finance Professionals and presently focuses on corporate and real estate matters.

Datuk Roger Tan is currently the Chairperson of the Bar Council's Conveyancing Practice Committee. He is also a member of the Bar Council (since 2017) and Advocates and Solicitors Disciplinary Board *(2017*-2019). In terms of public service, he is also a president of the Strata Management Tribunal since 2015.

Previously, he was a Johore Bar's Representative to the Bar Council (2004-2005) and a member of the Bar Council (2004-2009) and the Advocates and Solicitors Disciplinary Board (2013-2015). During this period, he had served the Malaysian Bar in various capacities including the Webmaster of the Malaysian Bar Website, Chairman of the 14th Malaysian Law Conference Organising Committee, Conveyancing Practice Committee, SRO Enforcement Committee and the National Young Lawyers Committee.

He is also the head of the Bar Council's Evaluation Team set up by the Legal Profession Qualifying Board to assess the law degree programmes from local universities to determine whether their law graduates should be exempt from the Certificate in Legal Practice examination before they could become 'qualified persons' to be called to the Malaysian Bar.

He had also sat in the legislative drafting committees of Johor State Government and the Federal Ministry of Housing and Local Government with regard to Water Supply Enactment 1993 of Johor, Water Supply (Successor Company) Enactment 1993 of Johor, Housing Developers (Control and Licensing)

(Amendment) Act 2002 and its regulations, Housing Development (Control And Licensing) (Amendment) Act 2007 and its regulations, and the Solid Waste And Public Cleansing Management Act 2007.”

Andrew Wong Fook Hin was admitted as an advocate and solicitor of the High Court of Malaya in 1978 and has served in various capacities in the State Bars of Pahang and Johore.

He was a member of the Bar Council from 1987 to 1989 and was Chairperson of CPC from 2008 to 2010.

Since 2007, he has conducted many seminars in Peninsular Malaysia on the Housing Development (Control & Licensing) Act 1966 and amendments thereto, the Strata Titles Act 1985 and amendments thereto, and the Strata Management Act 2013, for the Malaysian Bar, Real Estate & Housing Developers' Association (“REHDA”), and the public.

Nicholas Chang Chen Seng is an active member in CPC, Solicitors' Remuneration Enforcement Committee, and Legal Profession Committee. He is also serving as a member of the Disciplinary Committee Panel of the Advocates and Solicitors Disciplinary Board. His experience extends to matters such as advising on structured contracts and land deals.

Farah Deba bt Mohamed Sofian has 28 years experience in legal practice and has been involved in a wide spectrum of advisory work ranging from infrastructure, real estate, property development, acquisitions, sale & leaseback arrangements, consumer & corporate banking (conventional & Syariah), intellectual property, franchising, corporate & commercial contracts to estate planning and administration. Farah also has first-hand experience in setting up an Islamic financing unit of an organization and has advised clients on various ad-hoc corporate restructuring, investments and regulatory issues including the recently introduced regulatory regimes relating to anti-competition, data protection and privacy issues.

Farah's currently focuses on estate administration, trust & fiduciary services, estate administration & planning and also business succession advisory services catered for Muslims and non-Muslim clients. Her services include providing advice on various types of trust structure, wills writing, formation of foundations (for family holdings, business succession and philanthropic purposes).

She is the current Society of Trust & Estate Practitioner (STEP) Malaysia Branch Chairperson.

Carolyn Oh Li Lin is the principal of Messrs Carolyn Oh & Co., a boutique law firm based in Penang.

Carolyn Oh read law at the University of Kent at Canterbury, UK, attaining her Bachelor of Law degree with Honours (LLB (Hons)) in 1993 and thereafter went on to qualify as a Barrister-at-Law from Middle Temple, UK in 1994. She was admitted as an advocate and solicitor of the High Court of Malaya in 1995 and has continuously practised for over 24 years in the legal profession.

Carolyn Oh practises conveyancing, corporate and litigation matters but her preferred focus is on estate and succession planning i.e. the authoring of wills, trusts and foundations. She advises private individuals and families with regard to structuring, establishing, managing and monitoring their family structures and assets therein which includes the formation of private trust companies, trust and/or foundation vehicles as required by such clients.

She currently holds the following positions:

- Member of the Disciplinary Committee Panel of the Advocates and Solicitors Disciplinary Board;
- Committee Member of CPC;
- Notary Public admitted under the Notary Public Act 1959;
- Specialist Consultant for the Labuan International Business and Financial Centre (“LIBFC”); and
- Registered Trust and Estate Practitioner with STEP (UK)

Registration must be accompanied with payment to guarantee your place and is on a first-come first served basis.

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.

Payment can be made by direct deposit or internet banking to:

Account name: JOHORE BAR HOUSE & LIBRARY FUND

Bank: CIMB Bank Berhad

Account no.: 80-0933164-8

Please direct all correspondence (including completed registration form and proof of payment) to the Johore Bar Secretariat by email to secretariat@johorebar.org.my or by fax 07-276 1188 not later than Wednesday, 19th June 2019.

**AIMI SYARIZAD BINTI DATUK HJ.
KUTHUBUL ZAMAN
CHAIRPERSON
CONTINUING PROFESSIONAL
DEVELOPMENT SUB COMMITTEE**

REGISTRATION FORM

Seminar on Conveyance - From Buy to Bequeath 24th June 2019

JOHORE BAR COMMITTEE
NO. 5 JALAN TUN ABDUL RAZAK
SUSUR 1/1 80000 JOHOR BAHRU

The following person would be attending the seminar.

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

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.