

EDUCATION MALAYSIA GLOBAL SERVICES (EMGS)

12th December 2019

NOTIFICATION BY THE IMMIGRATION DEPARTMENT OF MALAYSIA – OVERSTAYING ON A SPECIAL PASS

1. PURPOSE:

- 1.1. The purpose of this notice is to notify institutions on the directive from the Immigration Department of Malaysia in regard to students overstaying on a special pass.
- 1.2. Staying in Malaysia beyond the period allowed is a violation of Section 15 (1) (c) Immigration Act 1959/63 (Act 155). Any student that has been found to have been living in Malaysia after a pass / permit has expired or revoked will be referred to the Deputy Public Prosecutor by the Immigration Department of Malaysia.
- 1.3. The Deputy Public Prosecutor will determine if the offender shall pay a compound or be charged in court based on the offence committed.
- 1.4. This notice also serves as a reminder to institutions that overstaying is an offence and institutions must be responsible in ensuring that their students' status of living / studying in Malaysia is legitimate.
- 1.5. If a student has overstayed, he/she will have to be present together with their institute representative to clear the overstay (even if it is an overstay by one day after the current pass has expired).
- 1.6. This directive will be implemented by the Immigration Department of Malaysia from **2nd January 2020** onwards.