

Terms of Reference

The 10th Malaysian Plan has mandated MPC to carry out regulatory review in view of making it easy to do business in Malaysia. This review process will draw on the expertise and perspectives of both the public and private sector communities who will help identify key issues and the appropriate solutions.

Mandated in the 10th Malaysia Plan specifically, MPC will:

- Review existing regulations with a view to removing unnecessary rules and compliance costs. Regulations affecting NKEAs will be prioritized;
- Undertake a cost-benefit analysis of new policies and regulations to assess the impact on the economy;
- Provide detailed productivity statistics, at sector level, and benchmark against other relevant countries;
- Undertake relevant productivity research (e.g. the impact of regulations on growth of SMEs);
- Make recommendations to the Cabinet on policy and regulatory changes that will enhance productivity; and
- Oversee the implementation of recommendations.

The Working Group on Institutional and Legislative Framework (WGILF) of the Malaysia Services Development Council (MSDC) on the 11th of October 2013 requested that MPC further review and assess concerns brought forward by several industry players in the construction industry. The immediate concerns are:

- insufficient guidance on which construction works need to be registered with CIDB
- different registration requirements for foreign contractors; and
- public disclosure of commercially sensitive information.

Summary Terms of Reference

This report highlights three immediate concerns of the industry players in the construction sector on several regulations and the feedback from the regulators. These regulations seem burdensome to businesses in complying with the requirements. This report provides some background to the concerns and their implications and recommends actions to be taken for resolution.