

Daily Updates on the on-going Crackdown on the 9 July Electoral Reform Rally by Bersih 2.0

LAST UPDATED: 28 October 2011

UPDATE 45: PSM6 discharged but not acquitted

(28 October 2011) Six Parti Sosialis Malaysia (PSM) members were today given a discharge not amounting to acquittal for allegedly owning subversive papers and gathering illegally ahead of the Bersih rally that took place on 9 July 2011.

Dr Jeyakumar told reporters of his relief over the Sessions Court ruling in Butterworth. He said the PSM 6 would try to meet with the Home Ministry for an explanation over the offences which they allegedly committed before the July 9 Bersih 2.0 rally.

Source: [Malaysia Today](#)

UPDATE 44: 24 PSM activists discharged but not acquitted

(10 October 2011) During a hearing in the Butterworth Session Court, 24 Parti Sosialis Malaysia (PSM) activists charged under sections 43 and 48 (1) of the Societies Act and section 29 (1) of the Internal Security Act were given a discharge not amounting to acquittal (DNAA). This means that prosecution based on the same facts can still take place in the future.

The decision for the six remaining PSM activists who were detained for 28 days is deferred to 28 October 2011. The six are charged under section 48 (1) of the Societies Act and section 29 (1) of the Internal Security Act. It is expected that they will also be discharged without amounting to acquittal. Judge Suhaim said his recommendation was partly based on the government's announcement to table a motion to abolish the Internal Security Act in March 2012.

Source: [Malaysiakini](#)

UPDATE 43: Bersih can challenge order

(29 September 2011) The High Court has allowed the Bersih 2.0 Steering Committee to challenge the Home Minister's order declaring the movement as an unlawful society. High Court (Appellate and Special Powers) judge Justice Rohana Yusuf granted the committee leave to initiate a judicial review application.

Justice Rohana, however, dismissed the committee's application for leave to get an order prohibiting the Home Minister, Inspector-General of Police (IGP) and their officers from entering and searching any of their premises as well as seizing any property belonging to them. The judge also rejected the committee's application for leave to get an order directing the minister and/or IGP to release to the applicants all T-shirts, placards, newspapers, books, circulars, pictorial representations, periodicals, pamphlets, posters, proclamations, accounts, banners, list of members, seals, and related documents bearing the logo and words of Bersih 2.0 seized from them.

Justice Rohana refused a preliminary objection raised by the Attorney-General's Chambers that the applicants have no legal rights to institute the action against the Government and two others.

Committee chairman Datuk Ambiga Sreenevasan said the court also granted leave to them to alternatively seek a declaration that the minister's order was invalid. Justice Rohana has set Nov 22 to hear merits of the judicial review application. Senior federal counsel Datuk Kamaluddin Said said he would seek further instructions from the Attorney-General on whether to appeal the court ruling. Ambiga and 13 others filed the application for leave to quash the July 1 order, made under Section 5 of the Societies Act declaring the movement as an unlawful society. The Home Minister, IGP and the Government have been named as respondents in the application filed on July 8.

In a statement, Ambiga welcomed the High Court decision to allow the movement to challenge the Home Minister's order.

She said it was "absolutely vital" in a democratic society that citizens, affected by executive powers, to be given the opportunity to challenge them fairly in court.

Source: [The Star](#)

UPDATE 42: Charges against 30 PSM activists dropped

(20 September 2011) On 19 September 2011, the lawyers representing the six PSM members and 24 PSM activists arrested on 25 June 2011, announced that they had received an email from Mr. Jamil Bin Aripin, Deputy Public Prosecutor on behalf of the Attorney General. The email stated that all 30 charged PSM activists, including the six PSM members, are to be discharged not amounting to acquittal (DNNA) on both charges. This means that the six PSM members are no longer charged under section 48 (1) of the Societies Act and section 29 (1) of the Internal Security Act and the 24 PSM activists are no longer charged under sections 43 and 48 (1) of the Societies Act and section 29 (1) of the Internal Security Act. This however does not amount to acquittal and they can be charged for the same offence in the future. The prosecution unit head in Penang, Deputy Public Prosecutor (DPP) Suhaimi Ibrahim, confirmed that the office decided not to proceed with the matter following representation made by the defence counsel requesting for a review of the case on 29 August 2011.

The discharge of the 30 PSM activists, including the 6 PSM members, follows Prime Minister Datuk Seri Najib Razak's announcement on 15 September 2011 that the Government of Malaysia will reform certain security and press laws, including the repeal of the Internal Security Act (ISA) and the lifting of the Emergency (Public Order and Prevention of Crime) Ordinance as recommended in the Report of the Working Group on Arbitrary Detention of its mission to Malaysia from 7 to 17 June 2010 (A/HRC/16/47/Add.2).

Source: [The Malaysian Insider](#)

UPDATE 41: Habeas corpus application PSM6 struck off

(5 August 2011) Today, in a Court hearing deciding on the habeas corpus application, Justice Su Geok Yiam struck off the application after the six agreed to withdraw their suit against the Home Minister and the Inspector-General of Police (IGP).

The six PSM members had filed a writ of habeas corpus on 6 July 2011 after they were arrested and detained under a preventive law, the Emergency Ordinance.

Source: [Malaysia Today](#)

UPDATE 40: PSM6 charged with possessing subversive documents

(3 August 2011) The six Parti Sosialis Malaysia (PSM) members were charged today at the Butterworth Session Court under section 48(1) of the Societies Act with possessing documents for an illegal assembly and section 29(1) of the Internal Security Act (ISA) with being in possession of subversive documents. The Butterworth Sessions Court judge Kamal Hisham Mohd Tajuddin set bail at RM8,000 each. Their trial has been fixed for hearing from **10 to 14 October 2011**.

Section 48(1) of the Societies Act carries a maximum imprisonment of five years, a fine of up to RM15,000 or both, while Section 29(1) of the ISA carries a maximum fine of RM10,000, a prison term of not more than five years or both.

Source: [Malaysiakini](#) and [The Star](#)

UPDATE 39: Six PSM members released!

(29 July 2011) The six Parti Sosialis Malaysia (PSM) members were released today at 5.30pm from the Jinjang police station. The six, Choo Chon Kai, Sarat Babu, M Sarasvathy, M Sukumaran, A Letchumanan and Sungai Siput parliamentarian Dr Jeyakumar Devaraj, were detained under the Emergency Ordinance since 2 July 2011 for undefined charges during the Bersih 2.0 crackdown.

They were initially detained on suspicion of planning to wage war against the King.

It was learnt that the charge was however changed several times, at one point accusing them of being the key movers of the Bersih 2.0 rally on 9 July 2011.

Source: [Malaysiakini](#) and [Free Malaysia Today](#)

UPDATE 38: Detained MP Dr. Jeyakumar on hunger strike

(28 July 2011) Parti Sosialis Malaysia (PSM) MP Dr Jeyakumar is believed to have gone on a hunger strike from this morning, out of frustration over his prolonged detention under the Emergency Ordinance. His wife, R Mohanarani said Jeyakumar told her about his intention when she was allowed to visit him at the Kepong police station yesterday. She said that he told her he will begin a hunger strike on 28 July 2011, to seek justice, and he that he will continue his strike until all six of them are released or brought to trial.

Dr Jeyakumar, who was recently taken to hospital for heart complications, was adamant about going ahead with his hunger strike despite being persuaded not to do so on health considerations.

He said that he had been cooperative even when he was only under remand, and had signed three reports, including a 45-page report, while detained in Penang.

Source: [Malaysiakini](#)

UPDATE 37: Habeas corpus court hearing six PSM leaders postponed to 5 August 2011 (see also update 31)

(22 July 2011) The High Court in Kuala Lumpur allowed the government's application to adjourn the hearing of the habeas corpus application filed by the six Parti Sosialis Malaysia (PSM) leaders. Since 2 July 2011, the six have been detained under Section 3(1) of the Emergency (Public Order and

Prevention of Crime) Ordinance 1969 (EO).

Judge Datuk Su Geok Yiam fixed 5 August 2011 as the new date to hear the application. In allowing time for the prosecution to file its affidavits, Justice Su said she was bound by a Federal Court ruling to give parties time to reply to the affidavits filed by the lawyers of the six PSM leaders

According to police affidavits served on 19 July 2011 in reply to the habeas corpus application, the six were arrested for being involved as “movers and activists” to a non-registered entity known as Bersih 2.0 in encouraging the public to attend the rally on 9 July 2011.

Source: [Malaysiakini](#) and [The Star](#)

UPDATE 36: Hearing 24 PSM activists scheduled on 10-14 October 2011 (see also update 15)

(21 July 2011) The Butterworth Sessions Court has fixed the hearing for the 24 Parti Sosialis Malaysia (PSM) activists from 10 to 14 October 2011. They were charged under section 43 and 48 of the Societies Act 1966 for possessing 600 leaflets on the proposed illegal Bersih 2.0 rally. If found guilty, they face a jail term up to five years, or a maximum fine of RM 15,000, or both. They were also charged under section 29 (1) the Internal Security Act 1960 for carrying subversive documents and if convicted can be fined up to RM 10,000 or jailed for up to five years, or both.

They were arrested on 25 June 2011, as part of a group of 31 PSM activists promoting their “Udahlah tu... Bersaralah” (Enough already... Retire please) campaign. According to the PSM website, this campaign aims “to create awareness and to rally the Rakyat to make changes and also to promote the Bersih Rally on 9 July 2011”. The group was travelling by bus to Penang to distribute leaflets in support of this campaign. They were arrested and taken to the Kepala Batas Police Station in North Seberang Perai. On 26 June 2011, 30 were remanded for seven days to be investigated under Section 122 Penal Code for waging war against the King.

The names of the 24 are:

1. **Ms. R. Nalayani, 64**
2. **Mr. A. Shanmugam, 57**
3. **Mr. M. Ravindran, 20**
4. **Mr. G. Velaitham, 54**
5. **Mr. M. Sivoosamy**
6. **Mr. S. Ramasamy, 35**
7. **Ms. Chan Mooi, 55**
8. **Ms. K. Kamaladevi, 57**
9. **Ms. Cheang Sew Yin, 60**
10. **Ms. K. Deeba, 22**
11. **Ms. K. Thanushia, 21**
12. **Ms. G. Packialetchumy, 40**
13. **Ms. R. Saroza**
14. **Ms. M. Santhanadevi, 30**
15. **Ms. N.P. Indra, 54**
16. **Ms. P. Jody, 52**
17. **Ms. M. Kavitha, 35**
18. **Mr. K. Gana Santhanam, 45**

19. **Mr. S. Murugan**
20. **Mr. M. Aroklam from Perlis, 62**
21. **Ms. Soh Sook Hwa from Penang, 29**
22. **Mr. J. Reveen Veerasenan**
23. **Mr. S. Thivya Kumar from Perak**
24. **Mr. S. Ragu, 16**

Judge Ikmal Hishan Mohd Tajuddin reduced the bail sum of the minor from RM 4,000 to RM 500 for each charge after an application by the defence team's lead counsel Datuk C.V. Prabhakaran. Deputy Public Prosecutor Suhaimi Ibrahim appeared for the prosecution.

Source: [Bernama](#)

UPDATE 35: 6 PSM leaders detained due to 'key role' in Bersih 2.0

(21 July 2011) An affidavit filed by the police confirms that the six Parti Sosialis Malaysia (PSM) activists were detained under Emergency Ordinance for their alleged roles in Bersih 2.0, and not for activities related to communism. The affidavit was filed in the Kuala Lumpur High Court yesterday by a police officer from the criminal investigations department of the Bukit Aman federal police headquarters.

Mr. Edmund Bon, one of the lawyers of the six PSM leading figures, said the police had not "mentioned a single word" about communism, socialism or Chin Peng in their 37 affidavits served on 19 July 2011 in reply to the habeas corpus application by the detainees.

One of the affidavits clearly states the reasons for the detention of the six:

"...it was because I believed there were reasons (to show) that the six were involved as main movers of the illegal organisation Bersih which moved the coalition of Bersih 2.0, so the public will attend the Bersih 2.0 rally in Kuala Lumpur on July 9, 2011," said Kamarul Zaman Mamat, Bukit Aman Criminal Investigations Department assistant director and the police officer in charge of the detention.

Mr. Bon noted that the reasons cited by Kamarul were repeated in the affidavits of other police officers, and that none of the 37 affidavits filed by the government mentioned anything about communism. He added that the Home Ministry, in an attempt to stall the hearing, has applied for an adjournment of the habeas corpus hearing of six detainees scheduled today, 21 July 2011.

Source: [The Star](#) and [Malaysiakini](#)

UPDATE 34: Home Ministry censors Bersih article in The Economist

(20 July 2011) A news report on the Bersih 2.0 rally for electoral reform in the latest issue The Economist has been censored by the Home Ministry of Malaysia. The report, '*Political affray in Malaysia: Taken to the cleaners*', shows a number of sentences blacked out by what seems to be a permanent marker pen. Although the full article is available online, the Home Ministry still inked out some lines in the article, one of which notably reported on the death of Mr. Allahyarham Baharuddin Ahmad during the rally in Kuala Lumpur on 9 July 2011.

The blotted out parts of the report read:

"and one man died of a heart attack"

“The march itself was then banned, although the authorities offered Bersih a stadium to meet in — and then withdrew the offer”

and

“The heavy-handed police tactics have provoked a lot of anger; the government has conceded an official investigation into claims of police brutality. In one instance (caught on film), police seemed to fire tear gas and water cannon into a hospital where protesters were sheltering from a baton charge”.

The Ministry's Publications Control and Quranic Text Division spokesman Mr. Abdul Aziz Mohd Nor claimed that the sentences contained incorrect statements, and could mislead readers. He said that the decision to instruct the magazine's publisher to black out the sentences was made after consulting the police.

The full article can be accessed through the [website of The Economist](#)

Source: [The Strait Times](#), [Malaysiakini](#) and [The Malaysia Insider](#)

UPDATE 33: National Human Rights Commission (SUHAKAM) to probe 'police brutality' during rally

(14 July 2011) The Human Rights Commission of Malaysia (SUHAKAM) will hold a public inquiry into the allegations of excessive force used by the police during last Saturday's Bersih 2.0 rally.

The decision was made in a commission meeting after SUHAKAM received many complaints against the conduct of the police during the 9 July rally. SUHAKAM commissioner Dr. Khaw Lake Tee made the announcement at the SUHAKAM office in Kuala Lumpur in the morning of 14 July after receiving a memorandum from a group of rally participants led by Bersih 2.0 steering committee member Maria Chin Abdullah.

In the memorandum, Bersih 2.0 highlighted several incidents for which it called for an independent and open inquiry by SUHAKAM. They include the avoidable death of Mr. Allahyarham Baharuddin Ahmad, the violent arrest of Mr. Mohamad Sabu, unwarranted police attacks at the KL Sentral underpass, violent abuse by police against the participants and indiscriminate shooting of water cannon and tear gas into areas of essential services.

SUHAKAM is still studying the terms and reference for such an inquiry, which would be made public later.

Source: [Malaysiakini](#), [Free Malaysia Today](#) and [SUHAKAM](#)

UPDATE 32: Hii Tiong Huat freed on police bail (for his arrest, see update 23)

(13 July 2011) Mr. **Hii Tiong Huat**, who was remanded at the Bukit Jalil police station, was freed on 12 July 2011 at 6 pm on police bail. He was the last Bersih 2.0 supporter released apart from the six Parti Sosialis Malaysia (PSM) activists detained under the Emergency Ordinance.

Mr. Hii was freed at Dang Wangi district police headquarters but without the yellow T-shirt he was wearing at the time of his arrest. He was arrested on 8 July, the day before the mass electoral reform rally in Kuala Lumpur, after holding a one-man protest with a self-made Bersih 2.0 signboard and a Malaysian flag.

Source: [Malaysiakini](#) and [The Borneo Post](#)

UPDATE 31: Habeas corpus court hearing six PSM leaders on 22 July

(13 July 2011) The High Court will hear the habeas corpus application filed by the six detained Parti Sosialis Malaysia (PSM) leaders on 22 July 2011. The six request the Court to order their immediate release. The habeas corpus application was filed on 6 July 2011 and the hearing date was first set on 12 August 2011.

On 12 July 2011, Judge Datuk Su Geok Yiam set the date for the Habeas Corpus Court hearing on 22 July 2011, after having met with lawyer Yudistra Darma Dorai, who represents the six detainees and senior federal counsel Othman, acting for the government.

In the habeas corpus application, the six detainees name the Inspector-General of the Police, the Home Minister and the Government of Malaysia as respondents.

The six PSM leaders were first arrested on 25 June 2011 under Section 122 of the Penal Code and they were re-arrested under Section 3(1) of the Emergency (Public Order and Prevention of Crime) Ordinance 1969 (EO) for allegedly threatening public order immediately after the release from seven-day remand on 2 July 2011 by Bukit Aman special branch officers. This arrest happened without a warrant. Under the EO, the police has the power to hold detainees for 60 days to prevent any person from acting in a manner “prejudicial to public order”, or to suppress violence or crimes involving violence. After the first 60 days of detention period, the Home Minister can authorize the extension of detention without trial for up to two years that is renewable.

On 25 June 2011, the six were part of a group of 31 PSM activists promoting their “Udahlah tu... Bersaralah” (Enough already... Retire please) campaign which aims “to create awareness and to rally the Rakyat to make changes and also to promote the Bersih Rally on 9 July 2011”. They were travelling by bus heading to Penang to distribute leaflets in support of this campaign in a peaceful manner and within the democratic space as protected by the Federal Constitution of Malaysia. These activities are not “prejudicial to public order”, or crimes involving violence as mentioned in the EO.

However, Deputy Inspector-General of Police Khalid Abu Bakar said that the six were suspected to be involved with foreign and subversive elements. The police claimed that the six PSM activists were trying to revive the communist ideology in Malaysia. The evidence, police stated, lies in various paraphernalia allegedly promoting communism, such as pictures of Bolivian guerrilla Che Guevara and Malayan communist leader Rashid Maidin.

One of the detainees and Member of Parliament of the opposition, Dr. Michael Jeyakumar Devaraj has been taken to the National Heart Institute (IJN) on 9 July 2011 afternoon and is still warded at its Coronary Care Unit for palpitations due to his health condition. The police claim that the five other detainees are being held at the lock-up of Bukit Aman police station (Federal police headquarters)

Source: [Bernama](#)

UPDATE 30: ‘Missing’ activist Hii Tiong Huat found detained

(12 July 2011) Online Malaysian newspaper *Malaysiakini* came to know that ‘missing’ activist Hii Tiong Huat is being remanded at the Bukit Jalil police station, being the last Bersih 2.0 supporter to

be released apart from the six Parti Sosialis Malaysia (PSM) activists detained under the Emergency Ordinance.

According to Malaysian Election Observers Network (MEO-Net) coordinator Mr. Ong Boon Keong who visited him at the police station, Mr. Hii had refused to give a statement to the police until yesterday. Mr. Ong said he was told by the police that Hii was being investigated under the Societies Act of 1966 but the police has not yet decided whether to charge him or not.

Source: [Malaysiakini](#)

UPDATE 29: Habeas corpus court hearing EO6 scheduled for 12 August 2011

(11 July 2011) The case of the six Parti Sosialis Malaysia (PSM) activists detained under Emergency Ordinance 1969 has been fixed for hearing on 12 August 2011. Defence counsel D. Yudistira, who was disappointed about the date, said he would be meeting with the registrar to push for an earlier date. He said that the date is unreasonable and they are filing a certificate of urgency. The senior federal counsel has requested three weeks as he is filing 66 affidavits in relations to this case.

Source: [Free Malaysia Today](#)

UPDATE 28: All 1,667 arrested freed, 6 PSM leaders remain detained under Emergency Ordinance

(11 July 2011) A total of **1,667 people arrested** for taking part in various rallies in Kuala Lumpur on 9 July 2011 have all been released. Inspector General of Police Tan Sri Ismail Omar stated that all those arrested, including 151 women and 16 children, were taken to the police training centre (Pulapol) in Jalan Semarak, Kuala Lumpur and were later released. One protester however, Mr. Hii Tiong Huat, has been missing since. *(correction: Mr. Hii Tiong Huat is being detained at the Bukit Jalil police station. See update 30)*

It is reported that during the rally, tear gas canisters were fired directly into the crowd and injured many. The rally has cost the life of one protester, **Mr. Allahyarham Baharuddin Ahmad**, 58. He was reportedly with his family around Kuala Lumpur City Centre when he collapsed after being hit with tear gas that was being fired by the riot police to quell the rally. He was rushed to Kuala Lumpur Hospital (HKL) and was declared dead shortly after. The police claims that Mr. Baharudin had suffered a heart attack and denied that he had died from exposure to tear gas. **Mr. Anwar Ibrahim**, the parliamentary opposition leader, was one of those who were injured and sustained injury on his head and knees. One of the members of parliament, **Mr. Khalid Samad**, was reportedly hit by tear gas canister at the back of his head. It was reported that protesters were kicked and manhandled during the arrest process.

Six Parti Sosialis Malaysia (PSM) leaders remain detained without trial under section 3(1) of the Emergency (Public Order and Prevention of Crime) Ordinance 1969 (EPOPCO). They were first arrested on 25 June 2011 as part of a group of 31 persons at the Sungai Dua toll plaza on the North-South Expressway while travelling in a chartered tour bus from Kedah to Penang. All 30 were detained for seven days to assist police investigation under Section 122 of the Penal Code for allegedly waging war against the Yang di-Pertuan Agong and for attempting to revive the Communist Party. After being released on 2 July 2011 from the IPD Kepala Batas, Penang, the six were re-arrested by Bukit Aman police outside the station at 1.20 pm and have been detained since.

The names and ages of the six are:

1. **Dr. Micheal Jeyakumar Devaraj, 56, PSM MP for Sungai Siput**
2. **Mr. Sukumaran Munisamy, 50, PSM Central Committee Member**
3. **Mr. Letchumanan Aseer Patham, 42, PSM Sg. Siput Branch Secretary**
4. **Mr. Choo Chon Kai, 31, PSM International Coordinator**
5. **Ms. Sarasvathy Muthu, 58, PSM National Deputy Chairperson**
6. **Mr. Sarat Babu Raman, 25, PSM Youth Chairperson**

It is alleged that they were kept in solitary confinement and that their families have been denied visitation rights. **Mr. Jeyakumar**, who has a heart ailment, did not get his medication on time and suffered chest pains. On 28 June 2011, he was rushed to the Penang General Hospital over his heart condition. On 9 July 2011, after complaining of heart palpitations, he was taken to Institut Jantung Negara (IJN). He is currently confined at the Coronary Care Unit of the IJN. It is suspected that his condition is due to the long hours of interrogations by the Police Special Branch.

Source: [Malaysiakini](#)

UPDATE 27: Over 1,500 people arrested, police use teargas and water cannon

(9 July 2011) As of 6.40 pm, police stated that **1,667 protesters** were arrested today, including 16 minors. Nine key figures have been arrested in and around Kuala Lumpur. The nine are:

1. **Ms. Ambiga Sreenivasagan**, Bersih 2.0 Chairperson -- *released at 6.30 pm*
2. **Ms. Maria Chin Abdullah**, President Empower, women's rights NGO
3. **Mr. Abdul Hadi Awang**, Pan Islamic Party (PAS) President -- *released at 6.30 pm*
4. **Mr. Nurul Izzah Anwar**, People's Justice Party (PKR) MP Lebah Pantai
5. **Mr. Tian Chua**, People's Justice Party (PKR) MP Batu
6. **Mahfuz Omar**, Pan Islamic Party (PAS) Vice President
7. **Mr. Salahuddin Ayub**, Pan Islamic Party (PAS) Vice President
8. **Mr. Mohamad Sabu**, Pan Islamic Party (PAS) Deputy President
9. **Ms. Fuziah Salleh**, People's Justice Party (PKR) MP Kuantan

Ms. Fadiah Nadwa Fikri of Lawyers for Liberty said that the police have invoked section 28A(8) of the Criminal Procedure Code - denial of access to lawyers - at Pulapol (Police Training Centre), where the arrested people are detained.

According to her, this is a violation of Article 5 of the Malaysian Constitution which states that "where a person is arrested he shall be informed as soon as may be of the grounds of his arrest and shall be allowed to consult and be defended by a legal practitioner of his choice. "

After failing to breach the police cordon at Istana Negara and Stadium Merdeka, thousands of protesters ended up at Petronas Twin Towers at KLCC around 4 pm. Police fired numerous rounds of tear gas and chemical-laced water in repeated attempts to disperse the crowds, causing demonstrators to scatter into nearby buildings.

Witnesses said the police were not firing the tear gas up in the air but repeatedly fired directly at the crowd, resulting in numerous injuries. The police acted increasingly harsh on protesters, as some were dragged in the road. Some police officers were seen punching and pushing protesters who were trying to flee.

After giving their statements to police at the Kuala Lumpur Contingent Police Headquarters (IPK KL), Bersih 2.0 chairperson **Ms. Ambiga Sreenevasan** and PAS president **Mr. Abdul Hadi Awang** were released at 6.30pm. Kuala Lumpur Criminal Investigation Department chief Ku Chin Wah said that all detainees will be released by tonight.

Source: SUARAM Urgent Appeal and [Malaysiakini](#) and [Free Malaysia Today](#)

UPDATE 26: Official police count: “236 arrests since this morning”

(9 July 2011) The Royal Malaysia Police has shared their official number of 236 arrests this morning on their [Facebook page](#). Out of the 236 people arrested, 228 are men and 8 are women.

Source: [Facebook page Royal Malaysia Police](#)

UPDATE 25: Police says “21 arrested since last night”

(9 July 2011) The Royal Malaysia Police stated on their [Facebook page](#) that they have **arrested 21 people** around the national capital from last night to 9 am today on suspicion of planning to take part in illegal rallies. According to a spokesman at the Bukit Aman police headquarters, those arrested are all men, aged between 16 and 60. He said 17 of them were arrested last night while the rest were picked up this morning. One of them had been released on police bail while the rest were still undergoing documentation process.

Meanwhile, all roads leading to the city centre of Kuala Lumpur are closed since last night. A source from the headquarters of the police in Kuala Lumpur claims that more than 100 people have been arrested this morning so far.

Source: [Malaysiakini](#)

UPDATE 24: Police combs 3 hotels in Kuala Lumpur

(9 July 2011) The Malaysian authorities are further tightening the screws on Bersih 2.0 supporters, with checks on several hotels in the Klang Valley, Kuala Lumpur. Police was present yesterday night at three hotels, namely Puteri Park Hotel, the Swiss Inn and Lotus Hotel, patrolling in corridors and checking guest lists.

At the Puteri Park Hotel, Parti Keadilan Rakyat (PKR) member Vernon Kedit reported that the police conducted inquiries into their party function there. He said that the police left before midnight but came back at about 1am and were patrolling the corridors. Another guest at the hotel was former Perak Menteri Besar Nizar Jamaluddin. He said that he was awoken by the police and they took down his particulars, but did not arrest him.

At the Swiss Inn along Jalan Tunku Abdul Rahman, lawyer HR Dipendra reported that he saw the police enter two rooms. “They checked the adjacent rooms but not mine,” said Dipendra, adding that two police personnel were in uniform, while another two were not. Another occupant of Swiss Inn claimed that he spotted the police at the reception screening the guest list as well as taking photos as guests walked in.

Over at Subang Jaya, Ayer Keroh state assemblyperson Khoo Poay Tiong said five uniformed police

personnel were checking the hotel guest list. "So I immediately ordered my men to leave the hotel. We are still outside," he said when contacted. At Lotus Hotel in Medan Tuanku, near Tune Hotel, several uniformed policemen were seen with what appears to be a list in hand.

Former PKR supreme council member Badrul Hisham Shaharin confirmed to *Malaysiakini* that the police had tried to arrest him at the Brisdale Hotel, for breach of a restriction order.

In the city outskirts, roadblocks are being erected in major arteries throughout the city and some cars are being randomly checked.

Source: [Malaysiakini](#)

UPDATE 23: Sarawak activist arrested in Petaling Street, Kuala Lumpur

(8 July 2011) **Mr. Hii Tiong Huat**, an activist who had contested in the recent Sarawak state election was arrested by police after he protested against the crackdown on Bersih 2.0 in Kuala Lumpur. He appeared at Petaling Street alone holding up a self-made signboard and a Malaysia flag. The yellow signboard depicted a set of handcuffs beside the word "Bersih", followed by "Kotor (dirty) OK?" Waving both the signboard and flag, Mr. Hii repeatedly shouted, "Bersih arrested, Kotor OK," attracting the attention of many people including foreign tourists. Several vehicles also sounded their horns to show support. The activist has been putting up the same protest in Sibu city on 6 and 7 July 2011.

Three police officers on motorbikes arrived quickly after at the tourist area and attempted to stop him. Shortly after, a police patrol car arrived, two police officers got out and requested Mr. Hii to get in, repeating that they had received orders to arrest him.

He was brought to the Dang Wangi police station. Efforts are being made to bail him out.

Source: [Malaysiakini](#)

UPDATE 22: Online newspaper Malaysiakini comes under DDOS attack

(8 July 2011) Online newspaper, *Malaysiakini* has come under a sustained distributed denial of service (DDOS) attack, since 5pm today. In a DDOS attack, multiple programmes running on servers or personal computers in different countries are used to bombard a site's server with multiple requests to view the site until the server is flooded and is unable to respond. Due to *Malaysiakini*'s new server infrastructure after the last DDOS attack during the Sarawak state election three months ago, the site managed to ride the first wave of the attack and remains accessible to the public. *Malaysiakini* has been extensively covering the crackdown in the run-up to the 9 July 2011 rally.

It is expected that the attack strategy will shift, becoming more intensive and complex over the next 24 hours ahead of the Bersih 2.0 rally on 9 July 2011.

Malaysiakini has disabled its log-in server as the attacks will make it harder for subscribers to access the website. The comments section has also been taken out since it is linked to the paying subscribers. This has effectively made the website free to all readers. However as a result of these measures, subscribers will temporarily be unable to post their comments to the stories for now.

Malaysiakini will continue to monitor the attack and will also be launching mirror sites on blog platforms [Wordpress](#) and [Blogspot](#) as well as publishing news on [Malaysiakini's Facebook](#) page

tomorrow.

Source: [Malaysiakini](#)

UPDATE 21: Bersih 2.0 fails to get permit for Stadium Merdeka rally

(8 July 2011) Election reform pressure group Bersih 2.0 has clarified in a tweet message that the police had rejected its application for a permit to hold its rally in Stadium Merdeka. Kuala Lumpur deputy police chief Amar Singh told *Malaysiakini* that a permit had not been issued. "As far as I know, no permits have been issued for July 9," he said. When pressed further, he conceded that the first person to know would be the Dang Wangi district police chief Zulkarnain Abdul Rahman, but that a police permit was still unlikely.

Source: [Malaysiakini](#)

UPDATE 20: Ten Kajang councillors charged over Bersih T-shirts (for their arrest see UPDATE 8)

(8 July 2011) Ten Kajang Municipal Council (MPKj) councillors were charged at a magistrate's court in Putrajaya on 7 July 2011 for wearing Bersih 2.0 T-shirts within the vicinity of Menara MPKj. They were charged under the Societies Act 1966 Section 47 (1) for wearing the T-shirts during the council's full board meeting on 29 June 2011.

Eleven municipal councillors were called to face charges at a magistrate's court on Wednesday but were informed that their case had been postponed to yesterday. One councillor, Cheong Siow Foon, was not present.

The names of the other ten councillors are:

1. **Eddie Ng**
2. **S.T. Chandra Mohan**
3. **Tan Boon Wah**
4. **Lee Kee Hiong**
5. **Razaly Hassan**
6. **Ong Seng Peng**
7. **Steven Chan**
8. **Mohd Mohyiddin Mohamed Mesbah**
9. **Zulfikar Ali Ariffin**
10. **Lee Learn Eng**

The councillors pleaded not guilty and were released on a RM 2,000 bail each.

Source: [The Star](#)

UPDATE 19: PKR Youth secretary charged with possessing, displaying 'Bersih' T-shirt (for her arrest see UPDATE 16)

(8 July 2011) The Youth secretary of Parti Keadilan Rakyat (PKR) **Ms. Zulhaidah Suboh** was charged in the magistrates' court with two offences under Society Act 1966. The 38-year-old aspiring politician was charged with possessing two pieces of T-shirt printed with 'Bersih 2.0' wordings and displaying by wearing T-shirt with 'Bersih 2.0' printed on it. Both offences under Section 47 of Society Act 1966

(Act 335) prescribed jail sentence of not more than two years or fine of not more than RM5,000 or both upon conviction. She pleaded not guilty to both charges.

Magistrate Nasrul ordered Ms. Zulhaidah to be released on bail of RM4,000 for each charge with one surety pending trial fixed for 15 and 16 August 2011.

Source: [The Borneo Post](#)

UPDATE 18: Court orders locks out 91 persons associated with Bersih, Umno Youth and Perkasa from entering Kuala Lumpur on 9 July 2011

(7 July 2011) Police have obtained court orders to prevent 91 persons associated with Bersih, Umno Youth and Perkasa from entering Kuala Lumpur on 9 July 2011, and also to shut down city roads, to effectively paralyse any attempts to rally on the day. City police chief Datuk Amar Singh said that the public are strongly discouraged from going into the city on Saturday. He noted that the restriction order was clear and that all of the 91 individuals are barred from even passing through the city between 8am and 6pm on 9 July — whether on foot or in any vehicle, including the public buses or trains. He added that those who breached the order would be committing an offence under Section 188 of the Malaysian Penal Code, which is considered disobeying a public servant who is lawfully empowered to keep the peace and can be jailed up to six months and fined up to RM2,000.

Among those restricted under court orders are 15 Human Rights Defenders:

1. **Ms. Datuk Ambiga Sreenevasan**, Chairperson, Coalition for Clean and Fair Election (Bersih 2.0)
2. **Ms. Maria Chin Abdullah**, President, Empower
3. **Mr. Yap Swee Seng**, Executive Director, Asian Forum for Human Rights and Development (FORUM-ASIA)
4. **Mr. Ong Boon Keong**, environmental activist and human rights defender
5. **Ms. Enalini A/P Elumalai**, Programme Manager, Suara Rakyat Malaysia (SUARAM)
6. **Mr. Zaid bin Kamuruddin**, Steering Committee member of the Coalition for Clean and Fair Election (Bersih 2.0)
7. **Mr. Syed Shahir**, Former President and member, Malaysian Trade Union Congress (MTUC)
8. **Mr. Wong Chin Huat**, political scientist and member of Coalition for Free and Fair Election (Bersih 2.0)
9. **Mr. Syed Ibrahim**, Malaysians for Free and Fair Elections (MANFREL)
10. **Mr. Haris Ibrahim**, Steering Committee member of the Coalition for Clean and Fair Election (Bersih 2.0)
11. **Ms. Fadiyah Nadwa**, Coordinator, Lawyers for Liberty and Secretariat member, Suara Rakyat Malaysia (SUARAM)
12. **Mr. Kohila A/P Yanasekaran**, Network of Oppressed Peoples (JERIT)
13. **Mr. Muhammad Hilman Idham**, Malaysian Students Solidarity (SMM)
14. **Mr. Mohd Shukri Che Ab Razab**, President, Malaysian Students Solidarity (SMM)
15. **Mr. Arutchelvan A/L Subramaniam**, Director, Suara Rakyat Malaysia (SUARAM)

Source: [The Malaysian Insider](#)

UPDATE 17: Bersih 2.0 to rally in stadium, not on streets

(5 July 2011) Bersih 2.0 will hold its rally for electoral reform in a stadium and not in the streets. Bersih 2.0 chief Datuk Seri Ambiga Sreenevasan, Bersih committee member Zaid Kamaruddin and national laureate A. Samad Ismail had an audience with the Yang Di-Pertuan Agong in Istana Negara

on 5 July 2011. Datuk Ambiga told the reporters afterwards that they accept the government's offer to hold the demonstration in a stadium and not in the streets.

Source: [The Malaysian Insider](#)

UPDATE 16: Sarawak PKR woman leader arrested over Bersih T-shirt

(5 July 2011) The Youth secretary of People's Justice Party (PKR) Sarawak **Ms. Zulhaidah Suboh**, has been arrested on 4 July 2011 for wearing a yellow Bersih T-shirt. She is believed to be the first Sarawakian to be arrested in relation to the Bersih 2.0 rally.

Ms. Zulhaida was first questioned at the Kuching International Airport early yesterday. She was on her way to Miri. The police allowed her to catch her flight. She arrived in Miri at about 1.30 pm, where a team of policemen continued questioning her at the airport police station.

They later took her to the Miri Central police station for further interrogation. The police also ransacked her house at Permai Jaya in search of more Bersih T-shirts. They also went to her father's restaurant and later to her father's house in Kampung Wahid to look for other Bersih 2.0 T-shirts. Ms. Zulhaida is arrested under Section 47 of Societies Act 1966 and she can face up to two years imprisonment and a fine of 5,000 Malaysian Ringgit. She is now being remanded at the Miri Central police station.

Source: [Free Malaysia Today](#)

UPDATE 15: 24 PSM members charged under ISA over leaflets mentioning Bersih 2.0 rally

(4 July 2011) A total of 24 Parti Sosialis Malaysia members who were arrested on 25 June 2011, were charged at a Sessions Court in Butterworth on Monday under section 43 and 48 of the Societies Act 1966 for possessing 600 leaflets on the proposed illegal Bersih 2.0 July 9 rally. They were also charged under section 29 (1) the Internal Security Act 1960 for carrying subversive documents. All of them were released on a total of RM 8,000 (2,663 USD) bail each.

One minor, a 16-year old boy, who was also arrested in 25 June 2011, was not present in court.

Source: [The Star](#)

UPDATE 14: Member of Parliament detained over Bersih 2.0 flyers and T-shirts

(4 July 2011) In Shah Alam, Member of Parliament **S. Manikavasagam** was arrested by police at the Meru wholesale market for distributing flyers to promote the illegal assemblies on 9 July 2011. The police also claimed that they had confiscated banned Bersih 2.0 T-shirts from the booth of his car. The MP's personal assistant, **P.M. Jayachandran**, who was with him at the time of the arrest, was also detained. The two men were later released on police bail after their statements were taken.

Source: [Mysinchew](#)

UPDATE 13: Seven people arrested in Kuala Terengganu

(4 July 2011) Seven people, including Dungun PAS Youth chief **Syeikh Mohamad Hanafi Abdul Aziz**,

38, were arrested in Kuala Terengganu on 30 June 2011. Hanafi was detained in Jalan Alor Tembesu, Dungun, at about 6pm after he stopped police from taking down Bersih 2.0 rally banners he had put up.

Five others were arrested for distributing flyers on a ceramah (sermon) planned at a mosque in Dungun after Friday prayers. The police also detained a varsity student in Bukit Payong for possession of flyers and T-shirts for the rally to be held in Kuala Lumpur. Following the arrests, police confiscated banners, flyers, T-shirts and other paraphernalia used to promote the illegal streets demonstrations.

Source: [Mysinchew](#)

UPDATE 12: Six DAP members detained over distributing flyers and wearing yellow T-shirts

(4 July 2011) Bakri Member of Parliament **Er Teck Hwa** of the Democratic Action Party (DAP) and five other members of the party were detained by police on 3 July 2011 for allegedly distributing Bersih 2.0 rally-related flyers at the Taman Sri Tebrau market in Johor Bahru at 9.40 am. They were holding a 'gotong-royong' campaign where they were distributing flyers and wearing yellow T-shirts with the words "Negara BERSIH Rakyat Bertuah" and the picture broom and dust pan. Police chief Zainuddin Yaacob confirmed their arrests and said the case was being investigated under the Societies Act, Printing Presses and Publications Act and Sedition Act.

Besides the arrests, police also dispatched 100 men and 14 officers to Plaza Angsana on receiving information that a demonstration was to be held there in relation to the July 9 illegal street demonstrations.

Source: [Mysinchew](#)

UPDATE 11: 17 PAS leaders and members arrested in Melaka

(4 July 2011) Seventeen Melaka Pan-Malaysian Islamic Party (PAS) leaders and members, between 30 and 72 years-old, were arrested on 3 July 2011 around 2.15 pm for the possession of Bersih 2.0 T-shirts. The seventeen are remanded for three days while they are being investigated under Section 47 of the Societies Act for possession of Bersih T-shirts. The police recorded statements from all seventeen from 5 pm to 7 pm. According to the police, they confiscated 113 banned "Bersih" T-shirts and 303 flyers promoting the illegal assemblies when making the arrest. Among those remanded for three days were:

1. **Yuhaizad Abdullah**, Melaka PAS Youth
2. **Fauzi Maelah**, Jasin division information chief
3. **15 other PAS party members**

Source: [Malaysiakini](#)

UPDATE 10: South Korean activist deported, Filipino activist still detained.

(4 July 2011) One of two so-called 'foreign agents' arrested by the authorities has been deported. **Ms. Song Min Young**, 24, was flown back to South Korea in the evening of 1 July 2011.

Ms. Song, a Chonnam National University student, was undertaking an internship programme with the National Institute of Electoral Integrity (NIEI), a local elections monitoring outfit. On 25 June 2011, she was first detained while observing Parti Sosialis Malaysia's (PSM) roadshow in Johor as part of her research for NIEI. Also detained during the roadshow was Filipino political activist **Mr. Romeo Castillo**, 56, who was a PSM guest in Malaysia for one month. Both Ms. Song and Mr. Castillo were released on the same day after their statements were recorded.

On 27 June 2011, Ms. Song was rearrested in Kuala Lumpur. Mr. Castillo was arrested on 30 June 2011 afternoon while trying to board a plane back to Manila.

UPDATE (6 July 2011): Mr. Castillo was held at the Sepang district police headquarters but has been deported on 6 July 2011 around 8 am and is cleared of all charges.

Source: [Malaysiakini](#) and [Free Malaysia Today](#)

UPDATE 9: Seven people arrested for supporting the Bersih 2.0 rally

(4 July 2011) Seven people were arrested in Kota Kinabalu, Sabah, on 2 July 2011 after police received word that one was wearing a Bersih 2.0 T-shirt. The seven were having breakfast in a coffee shop in Asia City at 10.40 am.

About 70 police officers surrounded the group and took them to Karamunsing police station for questioning. They were not handcuffed and were allowed to call their lawyers. They were finally released on bail about seven hours later. Police said the seven were being investigated under Section 27(5) of the Police Act and Section 108 of the Penal Code which is being used against those wearing the Bersih 2.0 T-shirts for the now-banned rally. The first is for instigation and the second for abetment.

Mr. Ezral Ansari, son of Tuaran People's Justice Party (PKR) chief Ansari Abdullah was one of the persons arrested.

Source: [Free Malaysia Today](#)

UPDATE 8: 23 Kajang councillors wearing Bersih T-shirts called for questioning by the police

(4 July 2011) Twenty-three Kajang councillors wearing Bersih 2.0 T-shirts were called up on 30 June 2011 by the police for questioning. Seven of the councillors were present at the Kajang district police station in Selangor to give their statements in the evening. They were accompanied by lawyer and Segambut parliamentarian, Lim Lip Eng. The councillors were not informed by the police under what section of the law they were being investigated.

The sixteen others will give their statements on other times as they were not available at the time. Those who had their statement taken on 30 June 2011 were:

1. **Ng Tien Chee**
2. **Steven Chan Jeong Hon**
3. **Tan Boon Wah**
4. **Lee Kee Hiong**
5. **Chang Siaw Hong**
6. **Noorhisham Ishak**
7. **Chandra Mohan ST**

On 29 June 2011, seven Selangor local councils, including the Kajang Council, showed solidarity with

Bersih 2.0 by wearing yellow items of clothing like headscarves, ties and headbands.

Source: [Malaysiakini](#)

UPDATE 7: Six PSM members re-arrested

(2 July 2011) 6 Parti Sosialis Malaysia (PSM) members, including a Member of Parliament, have been re-arrested earlier today under the Emergency Ordinance (EO) Section 3(1), which allows for 60 days of detention without trial, renewable for up to 2 years at the discretion of the Home Minister. The 6 were part of a group of 31 PSM activists who were arrested on 25 June 2011 under Section 122 of the Malaysian Penal Code ("waging war against the King").

The names and ages of the six are:

1. **Dr. Micheal Jeyakumar Devaraj, 56, PSM MP for Sungai Siput**
2. **Mr. Sukumaran Munisamy, 50, PSM Central Committee Member**
3. **Mr. Letchumanan Aseer Patham, 42, PSM Sg. Siput Branch Secretary**
4. **Mr. Choo Chon Kai, 31, PSM International Coordinator**
5. **Ms. Sarasvathy Muthu, 58, PSM National Deputy Chairperson**
6. **Mr. Sarat Babu Raman, 25, PSM Youth Chairperson**

Source: [Malaysiakini](#)

UPDATE 6: Fourteen arrested in Kedah

(2 July 2011) Police arrested fourteen activists, mostly from the People's Justice Party (PKR), involved in the Bersih campaign at a coffeeshop this morning. The eleven men and three women including PKR Kedah legal bureau chief Gooi Hsiao Leung were arrested for conspiring with Bersih campaigners who are planning a mass rally in Kuala Lumpur on 9 July.

Source: [Malaysiakini](#)

UPDATE 5: Three picked up in Batu Gajah

(2 July 2011) Three People's Justice Party (PKR) Youth members were arrested in Batu Gajah, Perak at the town market around 9.20 this morning for wearing the yellow Bersih 2.0 T-shirts, even though they were wearing another garment over the Bersih 2.0 T-shirts. According to PKR Perak deputy secretary, Tan Kar Hing, the trio was simply having tea when the police picked them up. The police asked them to open their shirts, and arrested them after finding that the inner T-shirt is the Bersih T-shirt," reported Tan. The names of the three are unknown.

Source: [Malaysiakini](#)

UPDATE 4: Home Ministers outlaws Bersih 2.0

(1 July 2011) Electoral reforms movement Bersih 2.0 has been declared illegal by the Home Ministry effective on 1 July 2011 for causing "an atmosphere of unrest," a week before its planned 9 July rally. The reasons given for the ban are:

- (i) Being active and sparking an atmosphere of unrest and worry among the multiracial community in the country;
- (ii) Spreading propaganda to incite the people to topple the government by distributing certain leaflets;
- (iii) Its activities have given a bad image to the country, which can threaten and undermine public

order, security, economy and country's sovereignty and affect the harmony of the multiracial community.

Source: [The Malaysian Insider](#)

UPDATE 3: Four more arrested for wearing Bersih 2.0 yellow T-Shirt

(29 June 2011) Four individuals were arrested earlier this morning for wearing yellow Bersih 2.0 T-shirts. The four arrested were not informed of the reason why they were arrested, but three of four were wearing yellow Bersih T-shirt, while the other one had a yellow T-shirt in his hands. They were taken to IPD Ipoh police station. The names of the persons arrested are:

1. **YB Dr Lee Boon Chye**, Member of Parliament for Gopeng
2. **YB Chan Ming Kai**, Simpang Pulai ADUN
3. **Loke Sai Kau**
4. **Johnny Tan Kar Chock**

Source: Urgent Appeal SUARAM

UPDATE 2: Fourteen Pakatan Rakyat members arrested in Sungai Siput, Perak for wearing Bersih 2.0 T-Shirt

(29 June 2011) Fourteen members of Pakatan Rakyat, an informal Malaysian political coalition in opposition to the ruling Barisan Nasional, were arrested on 29 June 2011 while distributing the Malaysian flag. The fourteen arrested included two Perak State Assembly Representatives wearing Bersih 2.0 T-shirts. It is reported that the police arrested the fourteen because they had been asking people to join the 9 July 2011 rally. The police also requested them to take off the Bersih 2.0 T-shirts they were wearing.

Source: Urgent Appeal SUARAM

UPDATE 1: Raid of Bersih 2.0 Secretariat (Empower office) and arrest of six staff and one volunteer

(29 June 2011) The office of Bersih 2.0 Secretariat (Empower Office) was raided on 29 June 2011. Six staff and one volunteer were arrested and brought to the IPD Petaling Jaya. The police went to Bersih 2.0 office without any warrant and threatened to break in if they are not allowed entry. Bersih 2.0 rally related materials were confiscated. During the raid, the police denied entry of other NGOs and Bersih 2.0 Steering Committee members into the office. The police took statements from the staff at the Empower office but later brought them to the IPD Petaling Jaya. The names of the people arrested are:

1. **Ms. Lau Shu Shi**
2. **Ms. Mary Sinattan**
3. **Ms. Deepa Kutta**
4. **Ms. Mila Nordin**
5. **Ms. Temme Lee**
6. **Mr. Mohamad Ikhsan**
7. **Mr. Ang Hiok Gai**

Source: Urgent Alert Bersih 2.0