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Online Intermediary Liability and the Role of Artificial Intelligence in Malaysia

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Abstract

It is widely accepted notion around the world that online intermediaries are immune from civil or criminal liability for hosting illegal or harmful third-party content, provided they comply with legal obligations set out by law through measures such as takedown. Due to advancements on the internet, their roles have expanded from mere intermediaries into publishers at the same time. Consequently, it invites confusion over an intermediary's true status and risking injustice through a 'one size fits all' inference. This was the scenario that the Malaysian Federal Court had to address in the MKini case in

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