

Document details

< Back to results | 1 of 1

Export Download Print E-mail Save to PDF Add to List More... >

[Full Text](#) View at Publisher

Journal of East Asia and International Law
Volume 11, Issue 2, 2018, Pages 359-374

Rights of migrant workers under Malaysian employment law (Article)

Ab Hamid, Z.^a, Shukor, S.F.A.^{a,b}, Ali Mohamed, A.A.^a

^aInternational Islamic University Malaysia, Ahmad Ibrahim Kulliyah of Laws, Kuala Lumpur, 50728, Malaysia

^bFaculty of Business and Finance, Jalan Universiti Bandar Barat, Kampar, Perak, 31900, Malaysia

Abstract

[View references \(24\)](#)

Labour migration is an important global issue that largely affects the labour market. Malaysia is among the popular destination countries for labour migration in Asia. The number of migrant workers that consist of documented and undocumented workers is increasing every year due to rapid economic development that captivates job seekers from undeveloped countries. In this regard, migrant workers frequently fall into the trap of unscrupulous employers who exploit them for their own interests. These employers do not pay their wages as promised and deny them their employment rights. This case is basically treated as 'forced labour' or 'human trafficking' by the Malaysian authority. This paper identifies the Malaysia's legal framework of the employment of migrant workers. In addition, how to address the infringed rights of migrant workers is discussed in this paper. Although the framework deems comprehensive, it further recommends a stringent and fair law enforcement to combat exploitation towards migrant workers.

SciVal Topic Prominence

Topic: human trafficking | sex trafficking | human trafficking:

Prominence percentile: 94.917 i

Author keywords

Exploitation Forced Labour Human Trafficking Malaysia Migrant Worker

Funding details

Funding sponsor	Funding number	Acronym
International Islamic University Malaysia	org/0000-0001-7829-8714	IIUM
Universiti Tunku Abdul Rahman		UTAR
International Islamic University Malaysia	RIGS17-015-0590	IIUM
Universidad Politécnica de Madrid		UPM

Funding text

* Assistant Professor at International Islamic University Malaysia ("IIUM"). Ph.D. in Law (IIUM). ORCID: <https://orcid.org/0000-0001-7829-8714>. The author may be contacted at zurainhamid@iium.edu.my/Address: Ahmad Ibrahim Kulliyah of Laws, International Islamic University Malaysia, 50728 Kuala Lumpur, Malaysia. This research was supported by the International Islamic University Malaysia Research Initiative Grant Scheme (RIGS17-015-0590). **

Metrics

0 Citations in Scopus
0 Field-Weighted Citation Impact



PlumX Metrics

Usage, Captures, Mentions, Social Media and Citations beyond Scopus.

Cited by 0 documents

Inform me when this document is cited in Scopus:

[Set citation alert >](#)

[Set citation feed >](#)

Related documents

International migration and human trafficking in Malaysia: A study on illegal immigrants

Ajis, M.N., Askandar, K., Awang, S. (2015) *Asian Social Science*

The Chief Diversity Officer's View of the Diversity and Inclusion Journey at Weyerhaeuser

Henderson, E. (2013) *Diversity at Work: The Practice of Inclusion*

Diversity, equal opportunities and human rights


McKimm, J., Webb, H. (2010) *British Journal of Hospital Medicine*

[View all related documents based on references](#)

[Find more related documents in Scopus based on:](#)

[Authors >](#) [Keywords >](#)



Ph.D. candidates at International Islamic University Malaysia; Lecturer at Universiti Tunku Abdul Rahman. MCL (IIUM). ORCID: <https://orcid.org/0000-0003-3504-4102>. The author may be contacted at: sitifazilah@utar.edu.my/Address: Faculty of Business and Finance, Jalan Universiti Bandar Barat, 31900, Kampar, Perak, 31900, Malaysia. *** Professor at International Islamic University Malaysia. Ph.D. in Law (UPM). ORCID: <https://orcid.org/0000-0003-3468-0115>. The author may be contacted at ashgar@iiu.edu.my/Address: Ahmad Ibrahim Kulliyah of Laws, I... View all 

ISSN: 19769229

Source Type: Journal

Original language: English



DOI: 10.14330/jeail.2018.11.2.05

Document Type: Article

Publisher: Yijun Institute of International Law

References (24)

[View in search results format >](#)

All [Export](#)  [Print](#)  [E-mail](#) [Save to PDF](#) [Create bibliography](#)

1 *International Labour Standards on Migrant Workers*. Cited 5 times.
(last visited on Nov.12, 2018).
[ILO](#)

2 last visited on Nov. 10, 2018
<https://www.ohchr.org/en/professionalinterest/pages/cmw.aspx>

3 Kaur, M.
(2017) *Home Ministry: 1.78 Million Foreign Workers in Malaysia*
Free Malaysia Today, July 27 (last visited on Nov. 12, 2018).
<http://www.freemalaysiatoday.com/category/nation/2017/07/27/home-ministry-1-78-million-foreign-workers-inmalaysia>

4 *BNM Annual Reports and Ministry of Human Resources*
Malaysia Employer Federation (last visited on Nov. 12, 2018).
<http://www.mef.org.my/kc/statistics.aspx>

5 See Hoh, K.
(2017) *60% of Illegal Foreign Workers Without Permanent Employment*
Sun Daily, July 3 (last visited on Nov. 12, 2018).
<http://www.thesundaily.my/news/2017/07/03/60-illegal-foreign-workers-without-permanent-employment>

6 *The Global Slavery Index 2016*. Cited 2 times.
(last visited on Nov. 12, 2018).
<https://www.globallslaveryindex.org>

7 *The People's Movement for Human Rights Education*
(last visited on Nov. 12, 2018).
<https://www.pdhre.org/rights/migrants.html>