



Consumer Protection Act

The Consumer Protection Act 1999 (CPA) is an act with the objective to protect the consumers' right which came into force in Malaysia on 15th November 1999. Basically, the provisions of this act cover areas not covered by other existing laws. This act provides simple and inexpensive redressal to the consumer's grievances and relief of a specific nature for example from 'false', 'misleading' or 'deceptive' as to conduct, representation or practice and that they shall not be practiced by both parties (consumer and seller) whether it falls under sales, services or land.

The laws that are designed to protect the consumers' rights can be classified into three categories which are firstly, laws to ensure that the consumers are not deprived of their basic necessities, secondly, laws to ensure physical safety of consumers and lastly, laws to protect the economic interest of the consumers. Besides that, under CPA, an aggrieved consumer may refer to any dispute or claim of less than RM 10,000 to the established Consumer Redressal Tribunal.

Background of Study

The Consumer Protection Act 1999 (CPA) is needed because if no such contract exists then there would be many situations where the sellers would abuse or take advantage of their consumers. Basically, this Act shall apply in respect to all goods and services that are offered or supplied to one or more consumers in trade in order to protect the consumers' rights. However, there are a few situations where this Act would not be applied. It is not applied:

- 1) To securities as defined in the Securities Industry Act 1983;
- 2) To future contracts as defined in the Futures Industry Act 1993;
- 3) To contracts made before the date on which this Act comes into operation;
- 4) In relation to land or interests in land except as may be expressly provided in this Act;
- 5) To services provided by professionals who are regulated by any written law;
- 6) To healthcare services provided or to be provided by healthcare professionals or healthcare properties;
- 7) To any trade transactions effected by electronic means unless otherwise provided by the Minister.

As mentioned above, CPA came into force on 15th November 1999. After the date, four amendments have been made in the year of 2002, 2003, 2007 and lastly 2010. They are:

- Amendment 2002: Amendment of Subsection 17 (1) listing the types of Future Services Contract gazette by Ministry for the purpose of the section.
- Amendment 2003: increasing the TTPM's membership to include members from judicial and legal services as well as increasing the TTPM's award from RM 10,000 to RM 25,000.
- Amendment 2007: widening the scope to include the electronic commerce transactions.
- Amendment 2010: aims to make expand existing provisions in ensuring the Act remains relevant to the changes in current trade practices as well as providing more protection to th

Essay On Consumer Protection Act Grade 12

Michael Rajnik



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Table of Contents Essay On Consumer Protection Act Grade 12

1. Understanding the eBook Essay On Consumer Protection Act Grade 12
 - The Rise of Digital Reading Essay On Consumer Protection Act Grade 12
 - Advantages of eBooks Over Traditional Books
2. Identifying Essay On Consumer Protection Act Grade 12
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Essay On Consumer Protection Act Grade 12
 - User-Friendly Interface
4. Exploring eBook Recommendations from Essay On Consumer Protection Act Grade 12
 - Personalized Recommendations
 - Essay On Consumer Protection Act Grade 12 User Reviews and Ratings
 - Essay On Consumer Protection Act Grade 12 and Bestseller Lists
5. Accessing Essay On Consumer Protection Act Grade 12 Free and Paid eBooks

- Essay On Consumer Protection Act Grade 12 Public Domain eBooks
 - Essay On Consumer Protection Act Grade 12 eBook Subscription Services
 - Essay On Consumer Protection Act Grade 12 Budget-Friendly Options
6. Navigating Essay On Consumer Protection Act Grade 12 eBook Formats
- ePub, PDF, MOBI, and More
 - Essay On Consumer Protection Act Grade 12 Compatibility with Devices
 - Essay On Consumer Protection Act Grade 12 Enhanced eBook Features
7. Enhancing Your Reading Experience
- Adjustable Fonts and Text Sizes of Essay On Consumer Protection Act Grade 12
 - Highlighting and Note-Taking Essay On Consumer Protection Act Grade 12
 - Interactive Elements Essay On Consumer Protection Act Grade 12
8. Staying Engaged with Essay On Consumer Protection Act Grade 12
- Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Essay On Consumer Protection Act Grade 12
9. Balancing eBooks and Physical Books Essay On Consumer Protection Act Grade 12
- Benefits of a Digital Library
 - Creating a Diverse Reading Collection Essay On Consumer Protection Act Grade 12
10. Overcoming Reading Challenges
- Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Essay On Consumer Protection Act Grade 12
- Setting Reading Goals Essay On Consumer Protection Act Grade 12
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Essay On Consumer Protection Act Grade 12
- Fact-Checking eBook Content of Essay On Consumer Protection Act Grade 12
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning
- Utilizing eBooks for Skill Development

- Exploring Educational eBooks

14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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