Country Profile: Malaysia

Region: South-Eastern Asia

Identified policies and legal sources related to abortion:
- Reproductive Health Act
- General Medical Health Act
- Constitution
- Criminal / Penal Code
- Civil Code
- Ministerial Order / Decree
- Case Law
- Health Regulation / Clinical Guidelines
- EML / Registered List
- Medical Ethics Code
- Document Relating to Funding
- Abortion Specific Law
- Law on Medical Practitioners
- Law on Health Care Services
- Other

Related Documents

From General Medical Health Act:
- Private Healthcare Facilities and Services Act, 1998

From Criminal / Penal Code:
- Penal Code, 2006

From Health Regulation / Clinical Guidelines:
- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012

From EML / Registered List:
- National Essential Medicines List, 4th Edition

Concluding Observations:

Persons who can be sanctioned:
- A woman or girl can be sanctioned
- Providers can be sanctioned
- A person who assists can be sanctioned

Abortion at the woman's request

No

Legal Ground and Gestational Limit

Economic or social reasons

No

Related documents:
- Penal Code, 2006 (page 126)

WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

WHO defines health for member states as a state of complete physical, mental and social well-being and not merely the absence of disease or infirmity. Safe Abortion Guidelines, § 4.2.1.5.

Source document: WHO Safe Abortion Guidance (page 103)
<table>
<thead>
<tr>
<th>Condition</th>
<th>Related documents:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Foetal impairment</td>
<td>Penal Code, 2006 (page 126)</td>
</tr>
<tr>
<td>Rape</td>
<td>Penal Code, 2006 (page 126)</td>
</tr>
<tr>
<td>Incest</td>
<td>Penal Code, 2006 (page 126)</td>
</tr>
<tr>
<td>Intellectual or cognitive disability of the woman</td>
<td>Penal Code, 2006 (page 126)</td>
</tr>
<tr>
<td>Mental health</td>
<td>Yes</td>
</tr>
</tbody>
</table>

### WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

A woman is entitled to know the status of her pregnancy and to act on this information; health protection or social reasons can be interpreted to include distress of the pregnant woman caused by the diagnosis of fetal impairment. Prenatal tests and other medical diagnostic services cannot legally be refused because the woman may decide to terminate her pregnancy. Safe Abortion Guidelines, § 4.2.1.4.

*Source document: WHO Safe Abortion Guidance (page 103)*

The protection of women from cruel, inhuman and degrading treatment requires that those who have become pregnant as the result of coerced or forced sexual acts can lawfully access safe abortion services. Prompt, safe abortion services should be provided on the basis of a woman's complaint rather than requiring forensic evidence or police examination. Safe Abortion Guidelines, § 4.2.1.3.

*Source document: WHO Safe Abortion Guidance (page 102)*

The protection of women from cruel, inhuman and degrading treatment requires that those who have become pregnant as the result of coerced or forced sexual acts can lawfully access safe abortion services. Prompt, safe abortion services should be provided on the basis of a woman's complaint rather than requiring forensic evidence or police examination. Safe Abortion Guidelines, § 4.2.1.3.

*Source document: WHO Safe Abortion Guidance (page 102)*

The scope of mental health includes psychological distress or mental suffering caused by, for example, coerced or forced sexual acts and diagnosis of severe fetal impairment. Safe Abortion Guidelines, § 4.2.1.2.

*Source document: WHO Safe Abortion Guidance (page 102)*

Laws or policies that impose time limits on the length of pregnancy may have negative consequences for women, including forcing them to seek clandestine abortions and suffer social inequities. Safe Abortion Guidelines, § 4.2.1.7.

*Source document: WHO Safe Abortion Guidance (page 103)*
### Additional Requirements to Access Safe Abortion

<table>
<thead>
<tr>
<th>Category</th>
<th>Requirement</th>
<th>Related documents</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Physical health</strong></td>
<td>Yes</td>
<td>- Penal Code, 2006 (page 126)</td>
</tr>
<tr>
<td><strong>Gestational limit</strong></td>
<td>Weeks: 22</td>
<td>- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1.6)</td>
</tr>
<tr>
<td><strong>WHO Guidance</strong></td>
<td></td>
<td>- The following descriptions and recommendations were extracted from WHO guidance on safe abortion. Physical health is widely understood to include conditions that aggravate pregnancy and those aggravated by pregnancy. Safe Abortion Guidelines, § 4.2.1.2. Source document: WHO Safe Abortion Guidance (page 102)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>- Laws or policies that impose time limits on the length of pregnancy may have negative consequences for women, including forcing them to seek clandestine abortions and suffer social inequities. Safe Abortion Guidelines, § 4.2.1.7. Source document: WHO Safe Abortion Guidance (page 103)</td>
</tr>
<tr>
<td><strong>Health</strong></td>
<td>No</td>
<td>- Penal Code, 2006 (page 126)</td>
</tr>
<tr>
<td><strong>WHO Guidance</strong></td>
<td></td>
<td>- The following descriptions and recommendations were extracted from WHO guidance on safe abortion. The fulfillment of human rights requires that women can access safe abortion when it is indicated to protect their health. WHO defines health for member states as a state of complete physical, mental and social well-being and not merely the absence of disease or infirmity. Safe Abortion Guidelines, § 4.2.1.2. Source document: WHO Safe Abortion Guidance (page 102)</td>
</tr>
<tr>
<td><strong>Life</strong></td>
<td>Yes</td>
<td>- Penal Code, 2006 (page 126)</td>
</tr>
<tr>
<td><strong>Gestational limit</strong></td>
<td>Weeks: 22</td>
<td>- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1.6)</td>
</tr>
<tr>
<td><strong>WHO Guidance</strong></td>
<td></td>
<td>- The following descriptions and recommendations were extracted from WHO guidance on safe abortion. The human right to life requires protection by law, including when pregnancy is life-threatening or a pregnant woman's life is otherwise endangered. Both medical and social conditions can constitute life-threatening conditions. Safe Abortion Guidelines, § 4.2.1.1. Source document: WHO Safe Abortion Guidance (page 102)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>- Laws or policies that impose time limits on the length of pregnancy may have negative consequences for women, including forcing them to seek clandestine abortions and suffer social inequities. Safe Abortion Guidelines, § 4.2.1.7. Source document: WHO Safe Abortion Guidance (page 103)</td>
</tr>
<tr>
<td><strong>Other</strong></td>
<td></td>
<td>- Penal Code, 2006 (page 126)</td>
</tr>
<tr>
<td><strong>WHO Guidance</strong></td>
<td></td>
<td>- The following descriptions and recommendations were extracted from WHO guidance on safe abortion.</td>
</tr>
<tr>
<td>Authorization of health professional(s)</td>
<td>Yes</td>
<td></td>
</tr>
<tr>
<td>--------------------------------------</td>
<td>-----</td>
<td></td>
</tr>
<tr>
<td>Related documents:</td>
<td></td>
<td></td>
</tr>
<tr>
<td>- Penal Code, 2006 (page 126)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:7)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### Number and cadre of health-care professional authorizations required

1. Registered Medical Practitioner

While by law, only one medical registered practitioner is required to assess if a termination of pregnancy is, it is suggested that in a Government Hospital setting, two doctors, one of whom is a specialist, should concur on the termination of Pregnancy. For mental health reasons, an opinion from a psychologist or psychiatrist is not needed unless it is deemed necessary by the attending doctor i.e. because of severe depression or suicidal risk.

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

**Not specified**

Third-party authorization should not be required for women to obtain abortion services. The requirement for authorization by hospital authorities may violate the right to privacy and women's access to health care on the basis of equality of men and women. Safe Abortion Guidelines, § 4.2.2.2.

**Source document:** WHO Safe Abortion Guidance (page 105)

### Authorization in specially licensed facilities only

- **Not specified**

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

**Related documents:**

- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012
- Private Healthcare Facilities and Services Act, 1998

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Restrictions on the range of providers or facilities that are authorized to provide abortion reduce the availability of services and their equitable geographic distribution. Safe Abortion Guidelines, § 4.2.2.4.

**Source document:** WHO Safe Abortion Guidance (page 106)

### Judicial authorization for minors

- **Not specified**

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

**Related documents:**

- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Third-party authorization should not be required for women to obtain abortion services. Safe Abortion Guidelines, § 4.2.2.

**Source document:** WHO Safe Abortion Guidance (page 105)

### Judicial authorization in cases of rape

- **Not applicable**

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Laws, policies and practices that restrict access to abortion information and services can deter women from care seeking and create a “chilling effect” (suppression of actions because of fear of reprisals or penalties) for the provision of safe, legal services. Examples of barriers include: requiring third-party authorization from one or more medical professionals or a hospital committee, court or police, parent or guardian or a woman’s partner or spouse. Safe Abortion Guidelines, § 4.2.2.

**Source document:** WHO Safe Abortion Guidance (page 104)

### Police report required in case of rape

- **Not applicable**

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Laws, policies and practices that restrict access to abortion information and services can deter women from care seeking and create a “chilling effect” (suppression of actions because of fear of reprisals or penalties) for the provision of safe, legal services. Examples of barriers include: requiring third-party authorization from one or more medical professionals or a hospital committee, court or police, parent or guardian or a woman’s partner or spouse. Safe Abortion Guidelines, § 4.2.2.

**Source document:** WHO Safe Abortion Guidance (page 104)
| **Parental consent required for minors** | Yes |
| Related documents: | Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:9) |

| **Can another adult consent in place of a parent?** | Yes |
| Related documents: | Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:9) |

| **Age where consent not needed** | 18 |
| Related documents: | Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:9) |

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Third-party authorization should not be required for women to obtain abortion services. The requirement for authorization by parents may violate the right to privacy and women’s access to health care on the basis of equality of men and women. Safe Abortion Guidelines, § 4.2.2.2.

Source document: WHO Safe Abortion Guidance (page 105)

| **Spousal consent** | No |
| Related documents: | Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:9) |

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Third-party authorization should not be required for women to obtain abortion services. The requirement for authorization by a spouse may violate the right to privacy and women’s access to health care on the basis of equality of men and women. Safe Abortion Guidelines, § 4.2.2.2.

Source document: WHO Safe Abortion Guidance (page 105)

| **Ultrasound images or listen to foetal heartbeat required** | No |
| Related documents: | Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:8) |

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Regulatory, policy and programmatic barriers, one example of which is the requirement for mandatory ultrasound prior to abortion, that hinder access to and timely provision of safe abortion care should be removed. Safe Abortion Guidelines, Executive Summary, Box 7 - Recommendation.

Source document: WHO Safe Abortion Guidance (page 19)

| **Compulsory counselling** | No |
| Related documents: | Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:23) |

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Many women have made a decision to have an abortion before seeking care, and this decision should be respected without subjecting a woman to mandatory counselling. Provision of counselling to women who desire it should be voluntary, confidential, non-directive and by a trained person. Safe Abortion Guidelines, § 2.1.8.1.

Source document: WHO Safe Abortion Guidance (page 46)

| **Compulsory waiting period** | Yes |
| Related documents: | Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:8) |

**Waiting period**

After the first counselling by the health care professional

48 HOURS

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

States should consider eliminating waiting periods that are not medically required, and expanding services to serve all eligible women promptly. Safe Abortion Guidelines, § 4.2.2.6.

Source document: WHO Safe Abortion Guidance (page 107)
<table>
<thead>
<tr>
<th>Topic</th>
<th>Requirement</th>
<th>Related documents</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Mandatory HIV screening test</strong></td>
<td>No</td>
<td>- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:8)</td>
</tr>
<tr>
<td><strong>Other mandatory STI screening tests</strong></td>
<td>No</td>
<td>- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:8)</td>
</tr>
<tr>
<td><strong>Prohibition of sex-selective abortion</strong></td>
<td>Not specified</td>
<td>- Penal Code, 2006</td>
</tr>
<tr>
<td><strong>Restrictions on information provided to the public</strong></td>
<td>No data found</td>
<td></td>
</tr>
<tr>
<td><strong>Restrictions on methods to detect sex of the foetus</strong></td>
<td>Not specified</td>
<td>- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:9)</td>
</tr>
<tr>
<td><strong>Other</strong></td>
<td>Consent for cognitively impaired women may be obtained from parent/guardian or doctors caring for her</td>
<td>- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:9)</td>
</tr>
</tbody>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Requirements for HIV and other tests that are not clinically indicated are potential service-delivery barriers. Safe Abortion Guidelines, p 88.

Additional notes

HIV and hepatitis testing should only be performed if indicated in the light of clinical features, individual risk factors, or local prevalence.

Source document: WHO Safe Abortion Guidance (page 88)

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

Additional notes

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

Source document: Preventing Gender-Biased Sex Selection (page 17)

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

Source document: WHO Safe Abortion Guidance (page 107)

When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

Source document: WHO Safe Abortion Guidance (page 103)
Clinical and Service-delivery Aspects of Abortion Care

<table>
<thead>
<tr>
<th>National guidelines for induced abortion</th>
<th>Yes, guidelines issued by the government</th>
</tr>
</thead>
<tbody>
<tr>
<td>Related documents:</td>
<td>• Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page A)</td>
</tr>
</tbody>
</table>

### WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Standards and guidelines should be developed and updated with the intent of eliminating barriers to obtaining the highest attainable standard of sexual and reproductive health. Safe Abortion Guidelines, § 3.3. Standards and guidelines should cover: types of abortion service, where and by whom they can be provided; essential equipment, instruments, medications, supplies and facility capabilities; referral mechanisms; respect for women’s informed decision-making, autonomy, confidentiality and privacy. Safe Abortion Guidelines, p. 63.

Source document: WHO Safe Abortion Guidance (page 75)

### Methods allowed

<table>
<thead>
<tr>
<th>Procedure</th>
<th>Gestation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Vacuum aspiration</td>
<td>Yes (7-19 WEEKS)</td>
</tr>
</tbody>
</table>

Manual vacuum aspiration is permitted below ten weeks of gestation. Suction evacuation (vacuum aspiration/suction curettage) is permitted between seven and 14 weeks, and surgical evacuation is permitted up to 19 weeks.

• Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:11)

<table>
<thead>
<tr>
<th>Procedure</th>
<th>Gestation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dilatation and evacuation</td>
<td>Yes (15-20 WEEKS)</td>
</tr>
</tbody>
</table>

Dilation and evacuation is to be done by a specialist practitioner. It is not the method of choice since it is associated with complications such as bleeding and cervical injury.

• Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:20)

<table>
<thead>
<tr>
<th>Procedure</th>
<th>Gestation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Combination mifepristone-misoprostol</td>
<td>Yes (14-22 WEEKS)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Procedure</th>
<th>Gestation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Misoprostol only</td>
<td>Yes (5-9, 14-22 WEEKS)</td>
</tr>
<tr>
<td>Other (where provided)</td>
<td>Gemeprostor or methotrexate with misoprostol Extra-amniotic saline infiltration is also listed, but with a note regarding limited safety/efficacy data</td>
</tr>
</tbody>
</table>

• Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:11)

### WHO Guidance

Vacuum aspiration is the recommended technique of surgical abortion for pregnancies of up to 12 to 14 weeks of gestation. The procedure should not be routinely completed by dilatation and sharp curettage (D&C). Safe Abortion Guidelines, Executive Summary, Box 1- Recommendation.

Source document: WHO Safe Abortion Guidance (page 123)

Dilatation and evacuation (D&E) and medical methods (mifepristone and misoprostol; misoprostol alone) are both recommended methods for abortion for gestations over 12 to 14 weeks. Safe Abortion Guidelines, Executive Summary, Box 3- Recommendation.

Source document: WHO Safe Abortion Guidance (page 123)

The recommended method for medical abortion is mifepristone followed by misoprostol (regimen differs by gestational age). Safe Abortion Guidelines, Executive Summary, Box 2- Recommendation.

Source document: WHO Safe Abortion Guidance (page 13)

Where mifepristone is not available, the recommended method for medical abortion is misoprostol (regimen differs by gestational age). Safe Abortion Guidelines, Executive Summary, Box 2- Recommendation.

Source document: WHO Safe Abortion Guidance (page 14)
<table>
<thead>
<tr>
<th>Country recognized approval (mifepristone / mife-misoprostol)</th>
<th>No</th>
</tr>
</thead>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The combination of mifepristone and misoprostol for medical abortion is included on the WHO model list of essential medicines. Safe Abortion Guidelines, § 2.2.5

*Source document:* WHO Safe Abortion Guidance (page 54)

Chemists/pharmacists can help women avoid unintended pregnancy through provision of accurate contraceptive information, pregnancy tests, contraceptive methods and referral to safe abortion services. Safe Abortion Guidelines, § 3.3.1.1.

*Source document:* WHO Safe Abortion Guidance (page 13)

<table>
<thead>
<tr>
<th>Country recognized approval (misoprostol)</th>
<th>No</th>
</tr>
</thead>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The combination of mifepristone and misoprostol for medical abortion is included on the WHO model list of essential medicines. Safe Abortion Guidelines, § 2.2.5

*Source document:* WHO Safe Abortion Guidance (page 54)

<table>
<thead>
<tr>
<th>Where can abortion services be provided</th>
<th>Related documents:</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>![Image] Private Healthcare Facilities and Services Act, 1998 (page 1)</td>
</tr>
</tbody>
</table>

**Primary health-care centres**

Not specified

|                                        | ![Image] Private Healthcare Facilities and Services Act, 1998 |

**Secondary (district-level) health-care facilities**

Yes

|                                        | ![Image] Private Healthcare Facilities and Services Act, 1998 (page 1) |

**Specialized abortion care public facilities**

Not specified

|                                        | ![Image] Private Healthcare Facilities and Services Act, 1998 |

**Private health-care centres or clinics**

Yes

|                                        | ![Image] Private Healthcare Facilities and Services Act, 1998 (page 1) |

**NGO health-care centres or clinics**

Not specified

|                                        | ![Image] Private Healthcare Facilities and Services Act, 1998 |

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Abortion services should be available at primary-care level, with referral systems in place for all required higher-level care. Safe Abortion Guidelines, Executive Summary, Box 6-Recommendation.

*Source document:* WHO Safe Abortion Guidance (page 18)

**Additional notes**

The Guidelines on Termination of Pregnancy state: "Patients can be seen at any private or public health institution but the procedure should only be done in a setting with Gynaecologist (Specialist) support (this is also in accordance with the Private Health Care Act). This is to ensure that the procedure can be done properly and if complications should occur, these complications can be picked up quickly."
### National guidelines for post-abortion care

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**Where can post-abortion care services be provided**

<table>
<thead>
<tr>
<th>Facility Type</th>
<th>Provided</th>
</tr>
</thead>
<tbody>
<tr>
<td>Primary health-care centres</td>
<td>Not specified</td>
</tr>
<tr>
<td>Secondary (district-level) health-care facilities</td>
<td>Yes</td>
</tr>
<tr>
<td>Specialized abortion care public facilities</td>
<td>Not specified</td>
</tr>
<tr>
<td>Private health-care centres or clinics</td>
<td>Yes</td>
</tr>
<tr>
<td>NGO health-care centres or clinics</td>
<td>Not specified</td>
</tr>
</tbody>
</table>

---

**Contraception included in post-abortion care**

Yes

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**Related documents:**

- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page A)
- WHO Guidance (page 75)

---

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Standards and guidelines should be developed and updated with the intent of eliminating barriers to obtaining the highest attainable standard of sexual and reproductive health. Safe Abortion Guidelines, § 3.3. Standards and guidelines should cover types of abortion service, where and by whom they can be provided; essential equipment, instruments, medications, supplies and facility capabilities; referral mechanisms; respect for women’s informed decision-making, autonomy, confidentiality and privacy. Safe Abortion Guidelines, p. 63.

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Source document: WHO Safe Abortion Guidance (page 57)
### Insurance to offset end user costs

<table>
<thead>
<tr>
<th>Related documents:</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012</td>
</tr>
</tbody>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Financing of abortion services should take into account costs to the health system while ensuring that services are affordable and readily available to all women who need them. Safe Abortion Guidelines, Executive Summary, Box 6 - Recommendation. Abortion services should be mandated for coverage under insurance plans; women should never be denied or delayed because of the inability to pay. Safe Abortion Guidelines, § 3.6.2.

**Source document:** WHO Safe Abortion Guidance (page 18)

### Who can provide abortion services

<table>
<thead>
<tr>
<th>Related documents:</th>
</tr>
</thead>
<tbody>
<tr>
<td>- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:15)</td>
</tr>
</tbody>
</table>

**Who can provide abortion services**

- **Nurse**
  - Not specified
  - Penal Code, 2006

- **Midwife/nurse-midwife**
  - Not specified
  - Penal Code, 2006

- **Doctor (specialty not specified)**
  - Not specified
  - Penal Code, 2006

- **Specialist doctor, including OB/GYN**
  - Not specified
  - Penal Code, 2006

- **Other (if applicable)**
  - Medical Practitioner Registered under the Medical Act 1971
    - Penal Code, 2006 (page 126)

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Subject to gestational age and method, abortion care can be safely provided by any properly trained health-care provider, including specialist doctors, non-specialist doctors; associate and advanced associate clinicians; midwives; and nurses. Health Worker Roles in Safe Abortion Care, p 33 - Recommendation.

**Source document:** Health Worker Roles in Safe Abortion Care and Post-Abortion Contraception (page 33)

### Extra facility/provider requirements for delivery of abortion services

<table>
<thead>
<tr>
<th>Referral linkages to a higher-level facility</th>
</tr>
</thead>
<tbody>
<tr>
<td>Not specified</td>
</tr>
</tbody>
</table>

- **Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012**

<table>
<thead>
<tr>
<th>Availability of a specialist doctor, including OB/GYN</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
</tr>
</tbody>
</table>

- **Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 (page 1:7)**

<table>
<thead>
<tr>
<th>Minimum number of beds</th>
</tr>
</thead>
<tbody>
<tr>
<td>Not specified</td>
</tr>
</tbody>
</table>

- **Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012**

<table>
<thead>
<tr>
<th>Other (if applicable)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
</tr>
</tbody>
</table>

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Abortion facilities within both the public and private sectors should be available at all levels of the health system, with appropriate referral mechanisms between facilities. Safe Abortion Guidelines, § 3.3.1.

**Source document:** WHO Safe Abortion Guidance (page 75)

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**Conscientious Objection**
### Public sector providers

**Not specified**
When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

**Related documents:**
- Penal Code, 2006
- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012

**WHO Guidance**

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

Health-care professionals who claim conscientious objection must refer the woman to another willing and trained provider in the same, or another easily accessible health-care facility. Where referral is not possible, the health-care professional who objects, must provide safe abortion to save the woman's life, to prevent serious injury to her health and provide urgent care when women present with complications from an unsafe or illegal abortion. Safe Abortion Guidelines, § 4.2.2.5.

**Source document:** WHO Safe Abortion Guidance (page 106)

**Additional notes**

The Professional Code of Conduct of the Malaysian Medical Council states in Section 1.2.1: "It should be remembered that a practitioner suffers no loss of dignity or prestige in referring a patient to a colleague whose opinion could contribute to the better care of the patient." The Code of Conduct can be accessed at: http://www.dermoorgan.gov.my/pdf/Code%20of%20Professional%20Conduct%20-%20Malaysian%20Medical%20Council.pdf

### Private sector providers

**Not specified**
When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made.

**Related documents:**
- Penal Code, 2006
- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012

**WHO Guidance**

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Health-care professionals who claim conscientious objection must refer the woman to another willing and trained provider in the same, or another easily accessible health-care facility. Where referral is not possible, the health-care professional who objects, must provide safe abortion to save the woman's life, to prevent serious injury to her health and provide urgent care when women present with complications from an unsafe or illegal abortion. Safe Abortion Guidelines, § 4.2.2.5.

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### Provider type not specified

**Not specified**
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**Related documents:**
- Penal Code, 2006
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<table>
<thead>
<tr>
<th>Facility Type</th>
<th>Provider Permitted</th>
<th>Recommended Action</th>
<th>Related Documents</th>
</tr>
</thead>
</table>
| Neither Type of Provider Permitted | Not specified | When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made. | Related documents:  
- Penal Code, 2006  
- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 |
| Public facilities | Not specified | When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made. | Related documents:  
- Penal Code, 2006  
- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 |
| Private facilities | Not specified | When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made. | Related documents:  
- Penal Code, 2006  
- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 |
| Facility type not specified | Not specified | When there is no explicit reference to an issue covered in the questionnaire in the relevant document(s), this is noted and no interpretation was made. | Related documents:  
- Penal Code, 2006  
- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012 |
Indicators

Country specific information related to sexual and reproductive health indications. As data for the Sustainable Development Goal (SDG) indicators related to sexual and reproductive health become available, these will be provided through periodic updates.

Goal 1. End poverty in all its forms everywhere

1.1.1 Proportion of population below the international poverty line, by sex, age, employment status and geographical location (urban/rural)

1.3.1 Proportion of population covered by social protection floors/systems, by sex, distinguishing children, unemployed persons, older persons, persons with disabilities, pregnant women, newborns, work-injury victims and the poor and the vulnerable

Goal 3. Ensure healthy lives and promote well-being for all at all ages

3.1.1 Maternal mortality ratio

3.1.2 Proportion of births attended by skilled health personnel

3.7.1 Proportion of women of reproductive age (aged 15-49 years) who have their need for family planning satisfied with modern methods

3.7.2 Adolescent birth rate (aged 10-14 years; aged 15-19 years) per 1,000 women in that age group

3.8.2 Number of people covered by health insurance or a public health system per 1,000 population

3.c.1 Health worker density and distribution

Goal 4. Ensure inclusive and equitable quality education and promote lifelong learning opportunities for all

4.1.1 Proportion of children and young people: (a) in grades 2/3; (b) at the end of primary; and (c) at the end of lower secondary achieving at least a minimum proficiency level in (i) reading and (ii) mathematics, by sex

Goal 5. Achieve gender equality and empower all women and girls

5.1.1 Whether or not legal frameworks are in place to promote, enforce and monitor equality and nondiscrimination on the basis of sex

5.2.1 Proportion of ever-partnered women and girls aged 15 years and older subjected to physical, sexual or psychological violence by a current or former intimate partner in the previous 12 months, by form of violence and by age

5.2.2 Proportion of women and girls aged 15 years and older subjected to sexual violence by persons other than an intimate partner in the previous 12 months, by age and place of occurrence

5.3.1 Proportion of women aged 20-24 years who were married or in a union before age 15 and before age 18

Related documents:
- Penal Code, 2006
- Guideline on Termination of Pregnancy for Hospitals in the Ministry of Health, 2012

WHO Guidance

The following descriptions and recommendations were extracted from WHO guidance on safe abortion.

The respect, protection and fulfillment of human rights require that governments ensure abortion services, that are allowable by law, are accessible in practice. Safe Abortion Guidelines, § 4.2.2.5.

Source document: WHO Safe Abortion Guidance (page 106)
### 5.3.2 Proportion of girls and women aged 15-49 years who have undergone female genital mutilation/cutting, by age

No data

### 5.6.1 Proportion of women aged 15-49 years who make their own informed decisions regarding sexual relations, contraceptive use and reproductive health care

No data

### 5.6.2 Number of countries with laws and regulations that guarantee women aged 15-49 years access to sexual and reproductive health care, information and education

No data

### 5.a.1 (a) Proportion of total agricultural population with ownership or secure rights over agricultural land, by sex; and (b) share of women among owners or rights-bearers of agricultural land, by type of tenure

No data

### 5.6.1 Proportion of women aged 15-49 years who make their own informed decisions regarding sexual relations, contraceptive use and reproductive health care

No data

### 5.6.2 Number of countries with laws and regulations that guarantee women aged 15-49 years access to sexual and reproductive health care, information and education

No data

### 5.a.1 (a) Proportion of total agricultural population with ownership or secure rights over agricultural land, by sex; and (b) share of women among owners or rights-bearers of agricultural land, by type of tenure

No data

### 5.b.1 Proportion of individuals who own a mobile telephone, by sex

No data

### Goal 8. Promote sustained, inclusive and sustainable economic growth, full and productive employment and decent work for all

#### 8.5.2 Unemployment rate, by sex, age and persons with disabilities

No data

### Goal 10. Reduce inequality within and among countries

#### 10.2.1 Proportion of people living below 50 per cent of median income, by age, sex and persons with disabilities

No data

#### 10.3.1 Proportion of the population reporting having personally felt discriminated against or harassed within the previous 12 months on the basis of a ground of discrimination prohibited under international human rights law

No data

### Goal 16. Promote peaceful and inclusive societies for sustainable development, provide access to justice for all and build effective, accountable and inclusive institutions at all levels

#### 16.1.3 Proportion of population subjected to physical, psychological or sexual violence in the previous 12 months

No data

#### 16.2.2 Number of victims of human trafficking per 100,000 population, by sex, age and form of exploitation

No data

#### 16.2.3 Proportion of young women and men aged 18-29 years who experienced sexual violence by age 18

No data

#### 16.3.1 Proportion of victims of violence in the previous 12 months who reported their victimization to competent authorities or other officially recognized conflict resolution mechanisms

No data

#### 16.5.1 Proportion of persons who had at least one contact with a public official and who paid a bribe to a public official, or were asked for a bribe by those public officials, during the previous 12 months

No data

#### 16.6.1 Primary government expenditures as a proportion of original approved budget, by sector (or by budget codes or similar)

No data

#### 16.6.2 Proportion of the population satisfied with their last experience of public services

No data

#### 16.7.1 Proportions of positions (by sex, age, persons with disabilities and population groups) in public institutions (national and local legislatures, public service, and judiciary) compared to national distributions

No data

#### 16.9.1 Proportion of children under 5 years of age whose births have been registered with a civil authority, by age

No data

#### 16.10.1 Number of verified cases of killing, kidnapping, enforced disappearance, arbitrary detention and torture of journalists, associated media personnel, trade unionists and human rights advocates in the previous 12 months

No data

### Goal 17. Strengthen the means of implementation and revitalize the Global Partnership for Sustainable Development

#### 17.8.1 Proportion of individuals using the Internet

No data
<table>
<thead>
<tr>
<th>Indicator</th>
<th>Value</th>
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<tbody>
<tr>
<td>Percentage of married women with unmet need for family planning</td>
<td>No data</td>
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<tr>
<td>Percentage of births attended by trained health professional</td>
<td>99.4</td>
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<td>Percentage of women aged 20-24 who gave birth before age 18</td>
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<tr>
<td>Total fertility rate</td>
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<td>Legal marital age for women, with parental consent</td>
<td>16</td>
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<tr>
<td>Legal marital age for women, without parental consent</td>
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<tr>
<td>Gender Inequalities Index (Value)</td>
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<td>Gender Inequalities Index (Rank)</td>
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<td>Mandatory paid maternity leave</td>
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<td>Median age</td>
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<td>2020</td>
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<tr>
<td>Population, urban (%)</td>
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<tr>
<td>Percentage of secondary school completion rate for girls</td>
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<tr>
<td>Gender parity in secondary education</td>
<td>1.084</td>
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<tr>
<td>Percentage of women in non-agricultural employment</td>
<td>39.2</td>
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</tr>
<tr>
<td>Proportion of seats in parliament held by women</td>
<td>13.1</td>
<td>2017</td>
</tr>
<tr>
<td>Sex ratio at birth (male to female births)</td>
<td>1.06</td>
<td>2018</td>
</tr>
</tbody>
</table>