



Law of Negotiable Instruments

Seventh Edition



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Poh Chu Chai

LAW OF NEGOTIABLE INSTRUMENTS

Seventh Edition

By

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*To my wife, Poe Wah,
and daughters, Joanne and Maryanne.*

PREFACE

The previous edition of the *Law of Negotiable Instruments* (Sixth Edition) was completed in September 2006. This new edition comes almost seven and a half years after the last edition. A new layout has been adopted for the seventh edition. The new edition incorporates the legal developments that have taken place in this area of the law both in Singapore and Malaysia since the last edition, from September 2006 to March 2014. In Singapore, the recent establishment of the two new casinos have raised once again issues concerning the enforcement of negotiable instruments used to settle gambling debts both in Singapore and overseas. Significant cases looked at in this area include *Poh Soon Kiat v. Desert Palace Inc.* [2010] 1 S.L.R. 1129 and *Marina Bay Sands Pte. Ltd. v. Ong Boon Lin Lester* [2013] 4 S.L.R. 593. In Malaysia, the introduction of section 73A into the Malaysian Bills of Exchange Act 1949 has attracted intense litigation between banks and their customers over the forgery of the customers' cheques. Cases considered include, *Melewar Apex Sdn. Bhd. v. Malayan Banking Bhd.* [2007] 8 C.L.J. 579, *Leolaris (M) Sdn. Bhd. v. Bumiputra Commerce Bank Bhd.* [2009] 10 C.L.J. 234, *Teow Seng Wee v. Standard Chartered Bank Malaysia Bhd.* [2009] 1 L.N.S. 1572, *Formosa Resort Properties Sdn. Bhd. v. Bank Bumiputra Malaysia Bhd.* [2010] 6 C.L.J. 530, *Prima Nova Sdn. Bhd. v. Affin Bank Bhd.* [2010] 9 C.L.J. 75, *Trolli Master Sdn. Bhd. v. RHB Bank Bhd.* [2011] 7 C.L.J. 105, *MOL Logistics (Malaysia) Sdn. Bhd. v. Bank Of Tokyo-Mitsubishi (Malaysia) Bhd.* [2011] 8 C.L.J. 90, *Leolaris (M) Sdn. Bhd. v. Bumiputra Commerce Bank Bhd.* [2012] 6 C.L.J. 423, *Malaysia Plastics Sdn. Bhd. v. United Overseas Bank (Malaysia) Bhd.* [2012] 4 C.L.J. 997, *Panaron Control Sdn. Bhd. v. CIMB Bank Bhd.* [2012] 1 L.N.S. 311, *ML Breadworks Sdn. Bhd. v. Malayan Banking Bhd.* [2013] 1 C.L.J. 833, *McLaren Saksama (Malaysia) Sdn. Bhd. v. Hong Leong Bank Bhd.* [2013] 5 C.L.J. 810, *Fabulous & Elegance Sdn. Bhd. v. CIMB Bank* [2013] 1 L.N.S. 420 and *Natsafe Engineering Sdn. Bhd. v. CIMB Bank* [2013] 1 L.N.S. 879.

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Poh Chu Chai,
Singapore,
May 2014.

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