Peter Sandford

1990


Sue Couso

2. The Man on the Spot: Christopher Stemp in the British World, c.1855-1914

Zimbawve/Phillips

1. Anglo-American Inter-

Relationships: US Expansion and the British World, c.1855-1914

Most Downloaded Articles

Recommended

Society

Society

Subscriptions

External Board

All Issues

Journal Home

DOI: http://dx.doi.org/10.3356/dw.2015.1090

Creation Information

03-09

Journal Issue: September, 2015

Issue: Volume 8, Number 2

Keyword:

Editor's Pick

Download to Citation Manager

Track Citations

Add to Favorites

Email

Location: Britain and the World

Monthly online journal of British Studies

September, 2015

ISSN: 2042-8585

British and Commonwealth Legacies in the Framing of the Malayan Constitution, 1956-1957

Copyright © 2015 by Alan J. Hildreth

All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, without the prior permission of the publisher.

This content was downloaded from IP: 167.235.199.47 on 11/20/2019 7:20:14 PM.
British and Commonwealth legacies in the framing of the Malayan constitution, 1956–1957

Joseph M. Fernando and Ho Hui Ling*

Modern constitutions embody a blend of ideas of law and governance from varied sources of constitutional government, some of more recent vintage and others from the deeper reaches of history. The framers of constitutions, while bringing their own legal expertise and knowledge to bear on a constitution, invariably draw on prevailing constitutional practices and precedents. The framers of the United States’ constitution drew from the principles of English constitutionalism and Common law, several existing state constitutions in the United States, Charles Montesquieu’s seminal L’Esprit des Lois, and ideas from ancient systems of government.¹ The framers of the Indian constitution, similarly, drew from English constitutionalism and Common law, and the Canadian and American constitutions as well as the Government of India Act, 1935,² its earlier proto-constitution. B.R. Ambedkar, one of the main drafters of the Indian constitution, has remarked that the framers of the Indian constitution borrowed provisions and ideas from the

---

* Department of History, University of Malaya
