

Global Immigration alert

November 2025

Malaysia

Malaysia introduces overstay fines for Employment and Dependent's Pass holders

Executive summary

Effective 21 October 2025, the Immigration Department of Malaysia (MID) implemented the Overstay Management Programme, which introduces fines for Employment Pass (EP) and Dependent's Pass (DP) holders who remain in Malaysia beyond their permitted period of stay.

Key developments

The Overstay Management Programme aims to enhance compliance and streamline the management of overstay cases. Under this program:

- EP and DP holders who exceed their permitted duration of stay by up to 90 days are subject to the following fines:
 - Overstay of one to 30 days: MYR 30 per day
 - Overstay of 31 to 60 days: Flat rate of MYR 1,000 (one-time payment)
 - Overstay of 61 to 90 days: Flat rate of MYR 2,000 (one-time payment)
- Individuals who fall under the categories below are not subject to fines and will be referred to the Enforcement Division, which may impose additional penalties or enforcement actions (with further details to be confirmed by the MID):
 - Overstay exceeding 90 days
 - Repeated overstays
 - Overstays under a Special Pass (SP)
 - Individuals with criminal or immigration offense records in Malaysia
 - Individuals listed under the Suspect List (i.e., individuals who are blacklisted for immigration non-compliance or other enforcement reasons)

Impact on employers

To mitigate the risk of overstays and associated penalties, employers may submit renewal or extension applications at least three months before the expiry of their employees' EP and DP. They may also apply for a SP before the current pass expires if they anticipate delays due to late filing, or incomplete or incorrect documentation during the pass renewal process, which may impact the pass holders' immigration status in Malaysia. If the SP application is submitted after the pass expires, a fine will apply and will need to be settled before the SP is issued.

Key steps

EY will continue to monitor these developments. Should you have any questions, we encourage you to contact one of our immigration professionals.



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