

No. L 36

THE KUCHING MUNICIPAL ORDINANCE

THE KUCHING MUNICIPAL COUNCIL (PREVENTION OF FIRE)
BY-LAWS, 1961

(Made under section 100)

Cap. 116.

Pursuant to section 102 of the Kuching Municipal Ordinance, the Governor has approved the following By-laws made by the Kuching Municipal Council in exercise of the powers conferred upon the Council by section 100 of that Ordinance and in compliance with the provisions of section 101 thereof—

1. These By-laws may be cited as the Kuching Municipal Council (Prevention of Fire) By-laws, 1961, and shall come into force on the 1st day of June, 1961. Citation and commencement.

2. In these By-laws—

Interpre-
tation.

“building” includes part of a building;

“dapor” includes any means of cooking in respect of which there is a fire hazard;

“house” means any dwelling-house so situated that a conflagration therein might endanger the property of any other person;

“scheduled premises” means the premises specified in the Schedule.

3.—(1) The head of every household in every house shall ensure— Fire pre-
cautions in
dwelling-
houses.

(a) that every dapor in his house is so situated, or so backed with non-inflamable insulating material, as to prevent flame from the dapor reaching any part of the house which is constructed of inflammable material; and

(b) that at least one gallon of water is always available in his house for use in case of fire.

(2) Any person who contravenes or fails to comply with the provisions of this by-law shall be guilty of an offence: Penalty, a fine of twenty-five dollars.

4.—(1) Without prejudice to the provisions of any other written law, the occupier of any scheduled premises shall— Fire pre-
cautions
in sche-
duled
premises.

(a) provide and maintain in efficient working order at least one fire extinguisher for such scheduled premises and such extinguisher shall be affixed to the wall inside such scheduled premises in such position as the Council may generally or in any particular case direct;

(b) provide within his scheduled premises two buckets or other containers of equivalent size filled with sand for

use in case of fire and shall ensure that such sand is at all times in a clean and dry condition; and

(c) ensure, if his scheduled premises have a water tank, that such water tank is, as far as is practicable, always kept full or, if his scheduled premises have no water tank, provide in or adjacent to those premises a container of a capacity of not less than forty-four gallons and ensure that such container is at all times kept filled with water for use in case of fire.

(2) Notwithstanding paragraph (1), if the Council is satisfied that more fire-fighting equipment is required for any scheduled premises than that set out in paragraph (1), the Council may, by notice in writing, require the occupier of such premises to have additional fire-fighting equipment and the occupier shall keep in efficient working order such additional fire-fighting equipment in addition to that specified in paragraph (1).

(3) Any person who contravenes or fails to comply with the provisions of this by-law shall be guilty of an offence: Penalty, a fine of five hundred dollars.

(4) Where the occupier of any scheduled premises fails to keep the appropriate fire-fighting equipment in fit and proper order, the Council may, without prejudice to paragraph (3), instal in those scheduled premises the equipment required under this by-law, or, as the case may be, put such appliances in fit and proper order, and the occupier of the scheduled premises shall be liable to pay the cost of the fire-fighting equipment so supplied or any expenses incurred by the Council under this paragraph.

No burning-off without permission.

5. Any person who, without the permission of the Council, clears or permits to be cleared by fire any land within the Municipal Area shall be guilty of an offence: Penalty, a fine of one hundred dollars.

SCHEDULE

(By-law 2)

SCHEDULED PREMISES

Any building designed or intended for use for the purpose of carrying on wholesale or retail trade.

Any building used for the manufacture of goods or for the manufacture and preparation of foodstuffs.

Any sawmill within the meaning of the Forests Ordinance. *Cap. 126.*

Any motor repair shop.

Any machine shop.

Any theatre as defined in the Kuching Municipal Council (Entertainments) By-laws, 1961.

Any building used as a store or godown.

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Any building used for the purpose of public assembly including any building used for the assembly of the members of—

Cap. 107.

(a) any society within the meaning of the Societies Ordinance;

Cap. 78.

(b) any trade union within the meaning of the Trade Unions Ordinance;

Ord. No. 17 of 1950.

(c) any school within the meaning of the Education Ordinance;

Cap. 66.

(d) any co-operative society within the meaning of the Co-operative Societies Ordinance.

Any premises in which goods of a dangerous nature are stored.

Made this 25th day of April, 1961.

ONG KEE HUI,
President,
Kuching Municipal Council.

Approved this 6th day of May, 1961.

A. R. MEIKLE,
Acting Secretary for Local Government.