

THE LOCAL AUTHORITY ORDINANCE

THE KUCHING RURAL DISTRICT COUNCIL (MARKETS) BY-LAWS, 1965
(Made under section 30)

In exercise of the powers conferred by section 30 of the Local Authority Ordinance, 177, the Kuching Rural District Council has, with the approval of the Governor in Council, made the following By-laws:—

Citation and commencement

1. These By-laws may be cited as the Kuching Rural District Council (Markets) By-laws, 1965, and shall come into force on the 1st day of January, 1966.

Interpretation

2. In these By-laws—

“Council” means the Kuching Rural District Council established under the Local Authority (Kuching Rural District Council) Order Vol. X p.735.

“goods” means merchandise of any description and includes foodstuffs, beverages and tobacco;

“licensee” means the licensee of a stall;

“market” means a market of the Council;

“stall” includes a stance or table in a market;

“stall-holder” means the licensee and includes any person lawfully nominated under paragraph (2) of by-law 5 to take temporary charge of a stall.

Licences

3. No person shall sell or offer for sale any goods in a market except under and in accordance with the terms and conditions of a licence granted by the Council.

No subletting or transfer

4. No stall-holder shall sublet his stall, transfer or otherwise part with the possession of his licence (except to the Council) or use any stall other than that for the time being allocated to him.

Employment of assistant

5.—(1) No stall-holder shall employ, engage or utilise the services of an assistant, whether paid or otherwise except with the written permission of the Council.

(2) A licensee may, with the written permission of the Council, nominate a person to take temporary charge of his stall:

Provided—

(a) that such permission shall only be granted if the Council is satisfied that the licensee cannot personally operate the stall on account of absence from the local area of the Council or illness; and

(b) that no such permission shall be granted for a period in excess of six months.

(3) A photograph of any assistant to whom paragraph (1) applies and of any nominee to whom paragraph (2) applies shall be endorsed by an officer of the Council authorized to that effect and shall be attached to the licence plate to be exhibited on the stall under by-law 20.

Rents

6. The rents to be charged for stalls shall be as set out in the Schedule.

Obstructions

7. No person shall in any way cause any obstruction within a market.

Occupation during night

8.—(1) No person, other than a stall-holder or the assistant of a stall-holder authorized under paragraph (1) of by-law 5, shall enter or remain in any part of a market except when such part of the market is open for business to the public.

(2) No part of a market shall, except with the approval of the Council; be open for business to the public between the hours of seven o'clock in the evening and four o'clock in the following morning.

Offensive matter

9. No person shall deposit any offensive matter or substance on to the ground surrounding a market.

Protection against flies, dust and dirt

10. Every stall-holder shall take all proper steps to protect foodstuffs displayed or otherwise intended for sale from flies, dust and dirt and shall take such precautions as may reasonably be prescribed in that behalf by a person authorized in that behalf by the Council or by any other written law.

Dogs

11.—(1) No person shall keep a dog in; or knowingly permit a dog to follow him into, a market.

(2) Any dog found in a market may be seized and impounded by a duty authorized officer of the Council.

(3) The provisions of by-law 6 of the Kuching Rural District Council (Dog Licence) By-laws shall be applied to any dog seized and impounded under this by-law as though it had been seized and impounded under that by-law.

Fires

12. No person shall light a fire or cook in any part of a market except in such places and under such conditions as may be allowed by the Council.

Goods brought into a market

13.—(1) No person shall land or ship goods on or from any market steps except such goods as are intended for sale or have been sold at that market or an adjacent market.

(2) All goods brought into a market shall be placed on the stalls, if any, provided for that purpose, and no goods shall be sold in a market except from a stall provided for that purpose.

Fish

14. No fresh fish shall be landed in a market except in places set apart for that purpose.

Livestock

15. No live pigs, sheep, goats or cattle shall be brought into any market.

Lights

16. No lamps or other lights shall be brought into or used in any market in addition to the lighting provided by the Council.

Goods on stalls

17. Goods shall be brought into a market only in such quantities as can be conveniently placed on the stall for which they are intended without projecting beyond the line of stalls.

SCHEDULE

(By-law 6)

Market Rents

<i>First Column</i>				<i>Second Column</i> <i>Per Month</i>
Cooked food stall	...	...	...	\$20.00
Tea and coffee stall	...	...	...	20.00
Fresh fish stall	...	...	...	3.00
Fresh vegetable stall	...	...	...	2.00
Beef stall	...	...	...	4.00
Pork Stall	...	...	...	6.00
Vension stall	...	...	...	4.00
Poultry stance	...	...	...	2.00
Fruit stall	...	...	...	2.00
Bean curd stall	...	...	...	2.00
Rice cake stall	...	...	...	2.00
Crab stance	...	...	...	2.00
Chekor stall	...	...	...	2.00
Pickled vegetable stall	...	...	...	2.00
Curry powder stall	...	...	...	2.00

Made this 16th day of March, 1964.

T.K. SUAIDI BIN HAJI ARSHAT,
Chairman,
Kuching Rural District Council.

Approved this 28th day of December, 1965.

LUKE LEE CHUAN GUAN,
Clerk to the Supreme Council.

Council Chamber, Kuching.
(MLG/6/1/A)

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