

## KOTA MARUDU DISTRICT COUNCIL INSTRUMENT 1983

(G.N.S 16 of 1983)

INSTRUMENT issued by the Yang di-Pertua Negeri under the provisions of section 3 of the Local Government Ordinance 1961.

1. This Instrument may be cited as the Kota Marudu District Council Instrument 1983.

2. In this Instrument —

"Council" means the Kota Marudu District Council established by clause 3 of this Instrument;

"Ordinance" means the Local Government Ordinance 1961.

3. There is hereby established with effect from the 1st day of January 1983 a District Council to be known as the Kota Marudu District Council.

4. (1) The limits of the area under the jurisdiction of the Council are as defined in the First Schedule hereto.

(2) The areas set out in the Second Schedule hereto are declared to be townships to be known as the Kota Marudu and Tandek Township respectively.

(3) The area set out in the First Schedule is declared as rating area and shall be subjected to rates as prescribed by the order made under section 82 of the Ordinance.

5. The seal of the Council shall be the following device —

A triangular with circle depicting a coconut tree and paddy cultivation at the foreground with the words "Kota Marudu District Council" around the circle, the year "1983" beneath it and the words "Sabah Maju Jaya" at the base.

6. The Council shall be composed of a Chairman, a Vice-Chairman and not more than eighteen members to be appointed by the Minister of Local Government and Housing.
7. All appointed members shall be appointed for a period of not exceeding two years.
8. The Chairman of the Council shall be the District Officer, Kota Marudu and the Vice-Chairman shall be elected by all members of the Council.
9. The office of the Council shall be at the District Office, Kota Marudu. Meetings of the Council shall be held in the office of the Council.
10. The Council shall hold not less than twelve ordinary meetings each year.
11. The Chairman may at any time and shall, at the request in writing of not less than one third of the members stating the object of the meeting, call a special meeting of the Council, and the day fixed for such meeting shall be within fourteen days from the date of the presentation of such request. The notice of any special meeting shall specify the object of the meeting, and no other subjects other than those specified in such notice shall be discussed at such meeting.
12. The quorum at an ordinary or special meeting shall be one more than half of the total membership.
13. Notice of the meeting and place of every meeting of the Council shall be served on every member either personally or by leaving the same at his usual place of residence or at his business address not less than twenty-four hours before such meeting:  
  
Provided that the accidental omission to serve such notice on any member shall not affect the validity of any such meeting.
14. The Council may co-opt on any Committee appointed under subsection (1) of section 27 of the Ordinance any Government Officer or any person with professional or special qualifications.
15. In addition to those functions conferred upon the Council by the Ordinance or by any other law for the time being in force, the Council —
  - (a) shall perform all the functions specified in paragraphs (21), (23), (46), (49), (50), (51), and (52) of section 49 (1) of the Ordinance;

- (b) shall keep clean all roads, streets, and all other public places of which the Council has general control and care;
- (c) shall provide for the burial of paupers in accordance with the religion or custom of the deceased;
- (d) may perform all the functions specified in paragraphs (1), (2), (11), (13), (14), (15), (19), (20), (22), ((24), (25), (29), (30), (31), (32), (33), (34), (35), (36), (37), (38), (40), (41), (42), (43), (44), (45), (47), (48), (53), (54), (55), (57), (58), (59), (60), (61), (62), (63), (64), (65), (67), (68), (69), (70), (71), (72), and (73), of subsection (1) of section 49 of the Ordinance;
- (e) may regulate and control stopping and parking of vehicles in any vehicle park established by the Council or on any land vested in the Council or under its control.

FIRST SCHEDULE

Kota Marudu District

SECOND SCHEDULE

(a) KOTA MARUDU TOWNSHIP

The area of approximately 2,034 hectares delineated as Survey Lot No. 22200061 and edged in red on Plan No. 22150014.

(b) TANDEK TOWNSHIP

The area of approximately 669 hectares delineated as Survey Lot No. 22200060 and edged in red on Plan No. 22155005.

Dated at Kota Kinabalu this 27th day of January 1983.

*By His Excellency's Command,*

TAN SRI (DATUK) HAJI ABDUL HAMID EGOH,  
*Clerk to the Cabinet.*

Sabah LawNet