

**PUBLIC HEALTH ORDINANCE 1960**  
**(No. 7 of 1960)**

**LAHAD DATU DISTRICT COUNCIL**  
**(OFFENSIVE TRADES) BY-LAWS 1972**  
**(G.N. 266 of 1973)**

In exercise of the powers conferred upon it by section 109 of the Public Health Ordinance 1960, the Lahad Datu District Council has made the following by-laws:

**Title and commencement.**

1. These by-laws may be cited as the Lahad Datu District Council (Offensive Trades) By-laws 1972 and shall come into operation on the 1st day of January 1973.

**Fee.**

2. The annual fee for a licence to use a premises for the purpose of an offensive trade granted under subsection (2) of section 105 of the Public Health Ordinance 1960 shall be as follows —

	<i>RM</i> <i>per month</i>
(a) Tyre shops ... ..	250.00
(b) Car workshops ... ..	30.00
(c) Iron works ... ..	30.00
(d) Salt fish factory ... ..	30.00

(e) Cinema Theatre...	...	...	...	...	50.00
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Provided that for any licence granted after the 31st day of January of any year the fee shall be five ringgit for each month or part of a month remaining unexpired in that year.

**Exhibition of licence.**

3. Every holder of a licence shall exhibit such licence in a conspicuous place on the premises to which it relates so as to be visible to every person entering the premises.

**Offensive products and materials.**

4. No product, by-product or material used in connection with or resulting from an offensive trade shall be placed, spread or hung up to dry in any place within the following distance of any building used for human habitation —

- (a) in the case of the offensive trades of a blood boiler, blood cleaner, blood drier, glue maker, gut scraper, knacker, manure maker, manure storer, skin curer, skin storer and tanner — a distance of thirty yards;
- (b) in the case of other offensive trades — a distance of fifteen yards.

**Penalty.**

5. (1) Any person who contravenes any of the provisions of these By-laws shall be guilty of an offence and shall on conviction, be liable to a fine not exceeding five hundred ringgit and where the offence is a continuing offence to a further fine not exceeding fifty ringgit for every day during which the offence continues.

(2) In addition to or in substitution for the penalty provided in paragraph (1), any expense incurred by the Council in consequence of any breach or contravention of these By-laws or in the execution of any work directed by these By-laws to be executed by any person and not executed by such person, whether performed by the Council or some contractor, together with a surcharge of not more than ten per centum of such expense shall be paid by the person committing such breach or failing to execute such work and may be recovered as if such sum were a civil debt.

Dated at Lahad Datu this 16th day of January 1973.

HAJI RAFAEL ANCHETA,  
*Chairman,*  
*Lahad Datu District Council.*

I approve the foregoing By-laws.

Dated at Kota Kinabalu this 19th day of March 1973.

SALLEH HAJI SULONG,  
*Minister for Local Government.*

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