

**LOCAL GOVERNMENT ORDINANCE 1961
(No. 11 of 1961)**

**PAPAR DISTRICT COUNCIL
(TAMU) BY-LAWS 1977**

(G.N.L 56 of 1977)

In exercise of the powers conferred upon it by subsection (1) of section 50 of the Local Government Ordinance 1961, the Papar District Council has made the following by-laws:

1. Citation, application and commencement.

These by-laws may be cited as the Papar District Council (Tamu) By-laws 1977, and shall apply to all tamu established in Papar District Council area and shall come into operation on 1st day of January 1978.

2. Interpretation.

In these By-laws -

“tamu” means an open air market declared by the Council to be a tamu by notice posted on the Notice Board of the Council and at the Tamu Ground.

3. Licence.

No person shall sell any commodity in any tamu except with a licence which may be issued by the Chairman or Vice-Chairman of the Council subject to such conditions as may be imposed:

Provided that no licence shall be required for items of village manufacture of local produce other than cooked food.

4. Appeal.

Any person whose application for a licence has been refused or who is aggrieved by the conditions imposed on his licence may appeal to the Council at its next meeting and the decision of the Council thereon shall be final.

5. Fee. [Sub. G.N.L 8/90, G.N.L. 35/90]

The following fees shall be paid for licences issued under by-law 3 –

		<i>RM/per tamu/per lot</i>				
		<i>Papar</i>	<i>Kinarut</i>	<i>Bongawan</i>	<i>Kimanis</i>	
1.	Vegetables, native tobacco, sago and local onions	-	1.00	1.00	1.00	1.00
2.	Cakes	-	1.00	1.00	1.00	1.00
3.	Fruits	-	1.00	1.00	1.00	1.00
4.	Clothing and sundry goods	-	5.00	5.00	5.00	5.00
5.	Shoes	-	5.00	5.00	5.00	5.00
6.	Plastic goods	-	5.00	5.00	5.00	5.00

7.	Cassette	-	5.00	5.00	5.00	5.00
8.	Meat (beef/pork)	-	10.00	10.00	10.00	10.00
9.	Chicken meat	-	3.00	3.00	3.00	3.00
10.	Spectacles, belts, watches	-	5.00	5.00	5.00	5.00
11.	Eggs	-	5.00	5.00	5.00	5.00
12.	Flower and vegetable seeding	-	5.00	5.00	5.00	5.00
13.	Hardware	-	5.00	5.00	5.00	5.00
14.	Salted fish	-	2.00	2.00	2.00	2.00
15.	Fresh fish	-	2.00	2.00	2.00	2.00
16.	Light drinks	-	1.00	1.00	1.00	1.00
17.	Poultry	-	5.00	5.00	5.00	5.00
18.	Coffee powder	-	5.00	5.00	5.00	5.00
19.	Radio and electrical goods	-	5.00	5.00	5.00	5.00
20.	Foreign handicrafts	-	3.00	3.00	3.00	3.00
21.	Magazine/books/posters	-	2.00	2.00	2.00	2.00
22.	Local handicrafts	-	1.00	1.00	1.00	1.00
23.	Earrings/cosmetics	-	5.00	5.00	5.00	5.00
24.	Towels/socks	-	2.00	2.00	2.00	2.00
25.	Traditional medicine	-	2.00	2.00	2.00	2.00
26.	Local honey	-	2.00	2.00	2.00	2.00

6. Tamu Master.

The Council may in writing appoint any person to be a Tamu Master for a tamu who shall be charged with the keeping of order in and the general management of the tamu.

6A. Compounding of offences. [Add. G.N.L 88/84.]

- (1) Any officer of the Council duly authorised by it in writing may in his discretion compound any offence under these By-laws by collecting from a person reasonably suspected of having committed the offence a sum not exceeding one hundred ringgit.
- (2) On payment of such sum of money, no further proceedings shall be taken against the person of such offence.
- (3) The payment shall be evidenced by a receipt issued by the officer so authorised to compound the offence.

7. Penalty.

Any person who –

- (a) sells or exposes for sale any commodity specified in by-law 5 in any tamu without a licence or who

contravenes the conditions of a licence issued under these By-laws; or

- (b) takes or attempts to take into any tamu any intoxicating liquor and *tapai*; or
- (c) has in his possession in any tamu any fire-arm or any offensive weapon; or
- (d) fails to comply with any lawful direction of the Tamu Master, shall be guilty of an offence against these By-laws and shall be liable to a fine of one hundred ringgit. [*Mod. Act 160.*]

8. Repeal. [G.N.S 38/57]

The Papar Local Authority (Tamu) By-laws 1957 is hereby repealed.

Dated at Papar this 20th day of July 1977.

N.C. MOHD. ZAIN KINSUNG,
Chairman,
Papar District Council.

I approve the foregoing By-laws.

Dated at Kota Kinabalu this 14th day of September 1977.

JOSEPH PAIRIN KITINGAN,
Minister of Local Government and Housing.

December 2007