

PITAS DISTRICT COUNCIL (DEALING IN SCRAP) BY-LAWS 2010

In exercise of the powers conferred upon him by section 50(1) of the Local Government Ordinance 1961, the Pitas District Council makes the following by-laws:

Citation

1. These by-laws may be cited as the Pitas District Council (Dealing in Scrap) By-laws 2010.

Interpretation

2. In these By-laws –

“Council” means the Pitas District Council;

“dealing in scrap” means the purchasing and selling of scrap materials including metal of all kinds, wires, cables, copper except rubber scrap;

“licensee” means any person who holds a licence under these By-laws.

Licence

3. No person shall deal in scrap except with a licence issued by the Council.

Application for licence

4. Any person desiring to deal in scrap shall make an application for a licence in writing to the Council and such application shall state the applicant’s name, age, place of business and the kind of scrap he proposes to deal in.

Licence fee

5. The annual fee for a licence shall be twenty-four ringgit:

Provided that for any licence issued after 31st January of any year the fee shall be two ringgit for each month or part thereof remaining unexpired in that year.

Issuance of licence

6. The Council may, in its absolute discretion, issue or refuse a licence, or issue a licence subject to such conditions as it thinks fit.

Duration of licence

7. Every licence shall, subject to the provisions of these By-laws, expire on December of the year in which it is issued.

Register of purchases

8. (1) Every person licensed to deal in scrap shall maintain a register of purchases made by him.

(2) Such register shall record the name and address of the person from whom the scrap is purchased, the kind of scrap, the quantity and price paid.

(3) Such register shall be open for inspection by any officer of the Council at any time during business hours.

(4) No person under the age of eighteen years shall be employed in dealing in scrap.

Inspection of scrap

9. No scrap in respect of which the Council has notified its intention to inspect shall be removed from the licensee's premises or be treated or otherwise disposed of.

Cancellation or suspension of licence

10. The Council may cancel or suspend a licence if the licensee or any assistants or any workers of the licensee –

(a) is convicted of any offence under these By-laws; or

- (b) if, on the certificate of a Government Medical Officer or a registered medical practitioner, the licensee is suffering from an infectious disease.

Penalty

11. Any person who contravenes any of the provisions of these By-laws commits an offence and shall on conviction be liable to a fine not exceeding twenty thousand ringgit.

Compounding of offences

12. (1) Notwithstanding any provision of these By-laws, any officer of the Council may in his discretion compound any offences under these By-laws by collecting from a person reasonably suspected of having committed the offence a sum not exceeding five hundred ringgit.

(2) On payment of such sum, an official receipt will be issued and no further proceedings shall be taken against the person in respect of such offence.

Made this 9th April 2010.

SAPDIN BIN IBRAHIM,
Chairman,
Pitas District Council.

I approve the foregoing By-laws.

Dated 9th April 2010.

DATUK HAJI HAJIJI HAJI NOOR,
Minister of Local Government and Housing.