

**LOCAL GOVERNMENT ORDINANCE 1961**  
**(No. 11 of 1961)**  
**RANAU DISTRICT COUNCIL (MARKETS) BY-LAWS 1963**  
**(G.N.L 37 of 1963)**

In exercise of the powers conferred upon it by section 50 of the Local Government Ordinance 1961, and all other powers thereunto it enabling, the Ranau District Council has made the following by-laws:

**1. Title.**

These by-laws may be cited as the Ranau District Council (Markets) By-laws 1963 and shall apply to Ranau Township.

**2. Interpretation.**

In these By-laws-

“fish” includes crabs and shell fish;

“goods” includes food;

“licensee” means the holder of a licence for a stall;

“market” means the market specified in the First Schedule to these By-laws;

“sale” includes expose or offer for sale.

**3. Sale in markets.**

No goods shall be sold in a market except in accordance with these By-laws.

**4. Hours of business.**

(1) A market shall be opened for business daily from 5.30 a.m. to 6.00 p.m. unless otherwise directed by the Council.

(2) No sale shall take place in a market or part of a market except when it is opened for business.

**5. Certain foodstuffs not to be sold outside markets.**

No fresh fish, fresh beef, fresh mutton, fresh pork, fresh venison, fresh poultry, live poultry, fresh vegetables and fresh fruits shall be sold by retail other than in a market except in accordance with the written permission of the Council:

Provided that this by-law shall not apply-

(a) to the sale of fresh fish to fish-curers;

(b) to any refrigerated food.

**6. Certain meat not to be sold in markets.**

No fresh beef, fresh mutton or fresh pork shall be sold in the market unless it is from the carcass of animals slaughtered in slaughterhouses permitted under the Public Health Ordinance 1960.

**7. Allocation of stall.**

The Council may allocate in market stalls of the following description for sale of particular goods-

- (a) fish stalls, for the sale of fresh fish;
- (b) meat stalls, for the sale of meat other than pork;
- (c) pork stalls, for the sale of pork;
- (d) poultry stalls (or cages), for the sale of poultry or other birds and eggs;
- (e) vegetable stalls, for the sale of vegetables, fruits and eggs;
- (f) sundry stalls, for the sale of eggs, flowers, cigarettes, tobacco, fruits, rope, sweets, matches, manufactured rattan goods and such other goods as may be specified on the licence;
- (g) food stalls, for the sale of such cooked food as may be specified on the licence.

**8. Letting of stalls.**

The Council may let the stalls on licences.

**9. Application for licence.**

An application for a licence for a stall shall be in writing, shall specify the goods the applicant proposes to sell, and shall be accompanied by two photographs of the applicant.

**10. Grant of licences.**

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

**11. Health certificate.**

If the Council so requires, an applicant for a licence or for a renewal thereof shall forward a certificate of health from a Government Medical Officer or registered medical practitioner.

**12. Duration of licence.**

Every licence shall subject to the provisions of these By-laws, expire on the 31st day of December of the year in which it is granted.

**12A. Fees.**

The monthly fee for a licence shall be as follows-

(i)	Fish, meat, pork, poultry or food stall	-	RM10.00
(ii)	Vegetable or sundries stall	-	RM5.00

**13. Licence not to be transferred.**

No licensee shall transfer or otherwise part with the possession of his licence to any unauthorised person.

**14. Stallage rents.**

- (1) The rents to be charged for stalls shall be as set out in the Second Schedule to these By-laws.
- (2) Rents shall be payable monthly, quarterly, half yearly or yearly, and shall be payable in advance.
- (3) If a rent is not paid upon the expiry of the first week of the month, quarter, half year or year in which it is due, the licence shall lapse but may be validated by the Council upon payment of a validation fee of one-tenth of the monthly rent subject to a minimum of one ringgit:

Provided that if the rent is not paid by the end of the month in which it is due, the licence shall be deemed to be cancelled.

**15. Licensee to exhibit all goods on stalls.**

All goods for sale shall be exhibited on the stalls and not otherwise, and shall be so placed as not to project beyond the line of the stall.

**16. Sale from stalls.**

No goods shall be sold from a stall other than that for which it is licensed, and no licensee shall use any stall other than that allocated to him.

**17. Licensee not to keep or leave goods on floor.**

No licensee shall keep or leave goods or receptacles on the floor of a market except at places approved by the Council.

**18. Employment of assistants.**

- (1) No assistant, whether paid or not, shall be employed in the business of a licensee except with the approval of the Council.
- (2) If the Council gives approval, the name, address, and a photograph of the assistant shall be affixed on the licence by an officer of the Council.

**19. Stalls to be kept clean.**

- (1) Every licensee shall always keep his stall in a clean and orderly condition, and shall wash his stall, the floor below his stall and the adjoining passage and drains everyday within half an hour after a market is closed for business.

- (2) A licensee shall remove his goods whenever required by the Council to enable the market to be thoroughly cleansed.

**20. Lock-up shops and storage places.**

The Council may provide lock-up shops and storage places in a market which may be let or used upon such condition as the Council may determine.

**21. Refuse.**

- (1) No person shall deposit any refuse or litter in any place in or in the surroundings of a market except in bins or chutes provided for the purpose.
- (2) No article or thing shall be thrown, left or otherwise disposed of in the passage, drains or surroundings of a market.

**22. Handicraft.**

No person shall carry on any handicraft in a market without the written permission of the Council.

**23. Liquor.**

No person shall keep or consume liquor in a market.

**24. Fire and cooking.**

No fire or cooking shall be permitted in a market without the written approval of the Council.

**25. Animals.**

No person may bring any live animal into a market.

**26. Obstruction.**

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

**27. Directions.**

All persons using a market shall comply with such directions as may be given by an officer of the Council for the purpose of preserving cleanliness and order in the market.

**28. Sun-blind, etc..**

No person shall erect any sun-blind or any temporary or permanent structures in a market without the written approval of the Council.

**29. Water supply.**

The water supply in a market is subject to the absolute control of the Council.

**30. Sleeping in the market.**

No person shall lounge or sleep in a market at any time and no person shall remain in a market at night except a watchman approved in writing by the Council.

**31. Penalty.**

Any person who contravenes any of the provisions of these By-laws shall be guilty of an offence and shall be liable to a fine of five hundred ringgit.

**31A. Compounding of offences.**

- (i) Notwithstanding any provision of the By-laws, any officer of the Council duly authorised in writing by the Council may in his discretion compound any offences under these By-laws or any contravention of the conditions of the licence issued by collecting from a person reasonably suspected of having committed the offence a sum not exceeding one hundred ringgit.
- (ii) On payment of such sum, no further proceedings shall be taken against the person in respect of such offence.
- (iii) The payment shall be evidenced by a receipt issued by the officer so authorised to compound the offence.

**32. Cancellation of licence.**

The Council may cancel or suspend a licence-

- (a) if the licensee or any assistant of the licensee-
  - (i) is convicted of any offence under these By-laws; or
  - (ii) is convicted of any offence under any written law relating to public health or the use of false weights or measures in respect of goods to which the licence relates; or
- (b) if, on the certificate of a Government Medical Officer or registered medical practitioner, the licensee is suffering from a contagious or infectious disease.

**FIRST SCHEDULE**

The market building and area denominated as market on Plan No. 06123427 shall be the public market for the township area.

**SECOND SCHEDULE**

<i>No.</i>	<i>Place</i>	<i>Description</i>	<i>Licence fee</i> RM
1.	New Central Market	Fruits and vegetables stalls ...	70.00 per year or 35.00 for half yearly
2.	" " "	Meat stalls ... ..	120.00 per year or 60.00 for half yearly
3.	" " "	Pork stalls ... ..	120.00 per year or 60.00 for half yearly
4.	" " "	Fish including other sea food stalls ...	120.00 per year or 60.00 for half yearly
5.	" " "	Clothing/shoes/slippers/cosmetic stalls ...	120.00 per year or 60.00 for half yearly
6.	" " "	Food stalls ... ..	120.00 per year or 60.00 for half yearly
7.	" " "	Sundry stalls ... ..	120.00 per year or 60.00 for half yearly
8.	" " "	Sundry shops (below staircase)	to be open for tender
9.	" " "	Frozen meat stalls ... ..	120.00 per year or 60.00 for half yearly
10.	" " "	Selling newspaper ... ..	25.00 per year
11.	" " "	Selling curry powder ... ..	25.00 per year
12.	" " "	Any other goods	25.00 per year
13.	Old Central Market	Live chicken stalls ... ..	70.00 per year
14.	" " "	Dried meat ... ..	2.00 per day or part of a day
15.	" " "	Salted fish ... ..	70.00 per year or 35.00 for half yearly

16.	"	"	"	Tobacco stalls ... ..	2.00 per day or part of a day
17.	Old Central Market			Fruits and vegetables stalls ...	2.00 per day or part of a day
18.	"	"	"	Ready cooked cakes and noodles stalls ... .. ...	2.00 per day or part of a day
19.	"	"	"	Cosmetic stalls ... ..	70.00 per year or 35.00 for half yearly
20.	"	"	"	Shoes and slippers stalls ... ..	70.00 per year or 35.00 for half yearly
21.	"	"	"	Selling of any other goods ...	2.00 per day or part of a day
22.	Night Market			Selling of clothing, sundry goods, roasted chicken wings, fish, etc., and general merchandise of all kinds not being of local manufacture ...	3.00 per night
23.	"	"		Selling of cakes, soft drinks, ready cooked food and any other local products ... ..	2.00 " "
24.	"	"		Selling of any other commodity	1.00 " "

Dated at Ranau this 3rd day of June 1963.

J.B. DUSING,  
*Chairman,*  
*Ranau District Council.*

I approve the foregoing By-laws.

Dated at Jesselton this 25th day of June 1963

J.H.MACARTNEY,  
*Secretary for Local Government.*