

LOCAL GOVERNMENT ORDINANCE 1961
(No. 11 of 1961)

SEMPORNA DISTRICT COUNCIL
(ADVERTISEMENTS) BY-LAWS 1981
(G.N.L 3 of 1982)

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

1. Citation, application and commencement.

These by-laws may be cited as the Semporna District Council (Advertisements) By-laws 1981, shall apply to the township of Semporna and shall come into operation on the 1st day of January 1982.

2. Licence for display of advertisement.

No person shall display, cause or permit to be displayed any advertisement or advertising devices in or in the view of any street or public thoroughfare except in accordance with a licence granted by the Council.

3. Application for licence.

An application for a licence shall be in writing and shall specify the advertisement or advertising device and the premises on which the applicant proposes to advertise.

4. Grant of licence.

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

5. Advertising fees.

The fees as set out in the First Schedule to these By-laws shall be payable in respect of advertisements or advertising devices licensed under these By-laws and displayed or to be displayed in any street, public thoroughfare or public place.

6. Inspection fees.

(1) The fees as set out in the Second Schedule to these By-laws shall be payable in respect of the inspection of structural or electrical installations of advertisements or advertising devices licensed or to be licensed under these By-laws and displayed or to be displayed in any street, public thoroughfare or public place.

(2) Every inspection shall be carried out by a person authorised by the Council.

7. Cancellation of licence or removal of advertisements.

The Council may at any time in the interest of amenities and public safety cancel a licence or require the advertisement or advertising device to be removed, and the licensee or occupier of the premises upon being required to do so shall forthwith remove the advertisement or advertising device.

8. Exemption.

Nothing in these By-laws shall apply to the following advertisements or advertising devices —

- (a) public notices issued by the Government or by the Council;
- (b) signs on business premises or shops indicating the name of the proprietor, firm or company and the nature of the business or trade carried on therein;
- (c) posters on the premises of cinemas indicating the shows being or to be performed therein;
- (d) notices not larger than 98.8 centimetres by 60.8 centimetres notifying sports meetings or functions in aid of or arranged by charitable institutions;
- (e) advertising material within business premises or shops:

Provided that the Council may at any time require that any such advertisement or advertising device be removed, and the owner or occupier of the premises on which the advertisement or advertising device is displayed shall forthwith remove the advertisement or advertising device.

9. 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 two hundred ringgit.

FIRST SCHEDULE
(By-law 5)

| | RM <i>per annum</i> |
|--|------------------------|
| Not exceeding 1.82 metres by 2.73 metres ... | 20.00 |
| For every additional 0.64 square metre or part thereof ... | 10.00 |

SECOND SCHEDULE
(By-law 6 (1))

| | RM <i>per annum</i> |
|------------------------|------------------------|
| Non-illuminated | 30.00 |
| Illuminated | 15.00 |

Dated at Semporna this 23rd day of July 1981.

MOHAMMAD ZULFIKAR,
Chairman,
Semporna District Council.

I approve the foregoing By-laws.

Dated at Kota Kinabalu this 30th day of November 1981.

DATUK YAP PAK LEONG,
Minister of Town and Country Development.

September 2006