

RURAL GOVERNMENT ORDINANCE, 1951

SOROB CATTLE FARM BY-LAWS, 1953.

(Section 15)

[1ST SEPTEMBER, 1953.]

1. These by-laws may be cited as the Sorob Cattle Farm By-laws, 1953 [G.N. No. S124 of 1953].

2. In these by-laws –

“Farm” means the Sorob Cattle Farm situated on the land described in the Schedule.

“Manager” means the officer for the time being holding the appointment of Stock Development Officer.

“Qualified person” means a person of whatever race who was ordinarily resident in the Kota Belud Local Authority area on 8th January, 1942, and who was on and has been since 8th January, 1942, an owner of cattle or buffaloes in the Kota Belud District. The decision of the Trustees of the Sorob Cattle Farm shall be final in case of dispute.

3. The Farm shall be reserved as a livestock improvement area for cattle belonging to qualified person, subject to the provisions of these by-laws.

4. The Resident shall nominate not more than eight qualified person who, together with the Livestock Committee of the Kota Belud Local Authority shall be called “the Trustees” and who shall, together, and subject to by-law 10 be responsible for the affairs of the Farm.

The President of the Kota Belud local Authority or in his absence the Vice-President shall preside at all meetings of the Trustees.

5. Without prejudice to the generality of the powers conferred upon them by by-law 4 the Trustees shall manage the Farm as a cattle farm in accordance with the principles of good animal husbandry and agricultural practice and in particular shall –

- (a) carry out all necessary fencing and stockading;
- (b) take measures to prevent soil erosion;
- (c) plant and encourage the growth of trees, grasses and other crops to improve the quality and condition of stock, and purchase seeds, planting material and fertilisers;
- (d) install crush pens, dipping tanks and erect such other buildings as may be required to ensure efficient stock management;
- (e) purchase breeding stock and such implements, tools, instruments, chemicals and medicines as may be needed;
- (f) maintain accurate records and accounts including stock registers; and
- (g) provide for the registration of distinctive brands to be applied to stock on the Farm;
- (h) sell any stock.

6. (1) Any qualified person may offer his cattle to the Trustees for improvement on the Farm and the Trustees may in their absolute discretion either accept or reject any such offer.

(2) In exercising their discretion under sub-by-law (1) the Trustees shall have regard to –

- (a) the capacity of the Farm to hold any cattle offered; and
- (b) the suitability of such cattle for improvement.

7. Upon the acceptance by the Trustees as provided in by-law 6 of any cattle, such cattle shall be admitted to the Farm and suitably branded, whereupon the property in any such cattle shall pass free of all encumbrance or charge from the owner to the Trustees who shall deliver to such owner a certificate to be signed by the President or Vice-President of the Kota Belud Local Authority for and on behalf of all the Trustees and countersigned by the Manager, stating the number of cattle accepted by the Trustees for improvement on the Farm and their value as at the date of their admission to the Farm.

8. (1) The Trustees shall during the month of December each year after having advertised in the Kota Belud Local Authority area their intention of doing so, hold a meeting to which meeting the public shall have the right of admittance, and at such meeting the Manager, or any Trustee, on behalf of the Trustees shall read a detailed report of the working of the Farm during the past year and read and explain the accounts of the Farm for such year and announce the disposal of profits, if any.

(2) At any such meeting any holder of a certificate referred to in by-law 7 may ask questions relating to any matter connected with the working of the Farm or the accounts of the Farm and the Manager or any Trustee, on behalf of the Trustees shall answer any such question. If any questioner is dissatisfied with any such answer he may refer the matter to the Resident who shall take such action as he deems best in the interests of the Farm.

9. (1) No transfer of or dealing in any kind in any certificate given under by-law 7 shall be recognised by the Trustees unless it is to or with a qualified person, and the Trustees shall not distribute any portion of any profit made by the Farm except to a qualified person.

(2) Subject to sub-by-law (1) the holder for the time being of any such certificate shall be entitled to any such profit and the signature of such holder upon the receipt of any such profit shall be a full and complete discharge therefor.

10. The Trustees shall, in the exercise of their powers under these by-laws, have regard to any recommendation made by the Manager and in the event of any dispute between the Manager and the Trustees or any of them in any matter relating to such exercise such dispute shall be referred by either party to the Resident whose decision shall be final.

11. The powers conferred upon the Manager by by-laws 7 and 8 may be exercised by the officer for the time being holding the appointment of Learner Manager.

SCHEDULE.

(By-law 2).

Provisional Lease 18450

Sabah LawNet