



## NEGERI TERENGGANU

### SUBSIDIARY LEGISLATION

LOCAL GOVERNMENT ACT 1976 [ACT 171]

Tr. P.U. 5/92  
**VANDALISM BY-LAWS (KEMAMAN DISTRICT COUNCIL) 1990**

Publication : 27 February 1992  
Date of coming into operation : 27 February 1992

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#### ARRANGEMENT OF BY-LAWS

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## **Preamble**

IN exercise of the powers conferred by section 102 of the Local Government Act 1976 [Act 171], the Kemaman District Council makes, and pursuant to section 103 of the said Act the State Authority confirms, the following by-laws:

### **By-Law 1. Citation, application and commencement.**

These by-laws may be cited as the **Vandalism (Kemaman District Council) By-Laws 1990** and shall apply to the District Council of Kemaman and shall come into force on the date of their publication in the *Gazette*.

### **By-Law 2. Interpretation.**

In these by-laws, unless the context otherwise requires-

"animals" includes bird, insect and aquatic life;

"Councils" means the Kemaman District Council;

"President" means the President of the Kemaman District Council and includes the Deputy President.

"Private place" means any place other than a public place;

"property of the Council" means any immoveable property owned, constructed, managed, leased or maintained by the Council situated in, under or over any public or private place within the Council area any property of any party or persons having a contract with the Council being used for the purpose of fulfilling or executing the said contract and includes any works undertaken by the Council and any animal, tree, plants, grass, river, lake, island and stream, lagoon and beaches under the care and control of the Council;

"public places" has the same meaning as in Local Government Act 1976;

"Secretary" means the Secretary of the Kemaman District Council;

"Works" means any works undertaken by the Council under any written law being in, under or over any public or private place within the Council area.

### **By-Law 3. Offences and penalty.**

(1) No person shall, unless with the permission or authority for it is given in writing by the Council-

(a) write, draw, paint, spray, mark, scribble, scratch, or inscribe any word, slogan, caricature, symbol or anything on the property of the Council;

(b) fix, affix, post-up, display or exhibit any poster, sticker, advertisement, bill, notice, paper or any document on the property of the Council;

(c) hang, fasten, hoist, affix or exhibit any flag, bunting, standard, banner or the like with a slogan, caricature, drawing, symbol or any other word on the property of the Council;

(d) nail, tie, bind or chain anything on the property of the Council;

(e) steal, remove, interfere, temper with, displace, deface, damage or destroy any property of the Council;

(f) make any alteration to any property of the Council;

(g) remove, displace, tamper with, deface, damage or destroy anything which is displayed, hung, erected, affixed, hoisted or fastened by the Council;

(h) spit, urinate or defecate within or on any property of the Council except at a place provided for that purpose;

(i) Contaminate or pollute the water in any fountain, swimming pool, river, lake, or stream under the care and control of the Council;

(j) cut, dig, remove, plug, uproot, damage or destroy any tree, plant, flower, leaf or branch of any tree or plant, or grass under the care and control of the Council;

(k) excavate or remove any earth from any property of the Council;

(l) trap, catch, torture, kill feed or disturb any animal belonging to the Council or which is under the care and control of the Council;

(m) ride, drive, push or pull any vehicle whether mechanically propelled or otherwise or glide with a skate on any property of the Council which is not permitted for that purpose;  
or

(n) do any act which may cause damage to the property of the Council.

(2) Any person who commits any of the above acts of vandalism or attempts to do any such act or causes any such act to be done shall be guilty of an offence and shall be liable on conviction to a fine not exceeding two thousand ringgit or imprisonment for a term not exceeding two thousand ringgit or imprisonment for a term not exceeding one year or to both such fine and imprisonment and in the case of a continuing offence shall be also liable to further fine not exceeding two hundred ringgit for each day during which such offence is continued after such conviction.

**By-Law 4. Power of seizure etc.**

(1) The President or any officer of the Council authorised in writing by the Council may-

(a) seize or remove anything found hung, hoisted, posted-up, tied, bound, chained, nailed, affixed, fastened, exhibited or displayed on any property of the Council in contravention with any provision of these by-laws; or

(b) obliterate any writing, picture, drawing, mark, scribe, scratch or inscription which is made by any person in contravention with any provisions of these by-laws.

(2) Any act done by the President or any officer of the Council authorised in writing by the Council under paragraph (1) shall not be construed as to preclude any person from liability to prosecution for any offence against any of the provisions of these by-laws.

Made by the Kemaman District Council in its meeting on the 30th October, 1990.  
[MDK. 1202 SJ. 10.]

AHMAD BIN SAID,  
*President,*  
*Kemaman District Council*