

Town Council of Sembawang (Common Property and Open Spaces) By-laws

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TOWN COUNCILS ACT (CHAPTER 329A, SECTIONS 24 AND 49)

TOWN COUNCIL OF SEMBAWANG (COMMON PROPERTY AND OPEN SPACES) BY-LAWS

By 40

REVISED EDITION 2001

(31st January 2001)

[31st January 2001]

Citation

1. These By-laws may be cited as the Town Council of Sembawang (Common Property and Open Spaces) By-laws.

Definitions

2.—(1) In these By-laws, unless the context otherwise requires —

“common property” and “open space” mean any common property and any open space, respectively, within the Town of Sembawang;

“housing estate” means a housing estate of the Board within the Town of Sembawang;

“park” means to bring a vehicle to a stationary position and cause it to remain for any purpose;

“parking place” has the same meaning as in the Parking Places Act (Cap. 214);

“sign” includes all signals, warning sign posts, direction posts, banners, notices and advertisements;

“vehicle” means a vehicle, whether mechanically propelled or not, intended or adapted for use on the road.

(2) Nothing in these By-laws shall prohibit officers or employees of the Town Council or any person authorised by the Town Council from doing any act that is reasonably necessary or expedient in the enforcement of these By-laws.

Dumping and renovation debris

3. No person shall —

- (a) place, deposit, keep or leave, or cause or permit to be placed, deposited, kept or left, any material, article, object or thing on any common property or in any open space except in such common property or open space designated by the Town Council for that purpose; or
- (b) transport any renovation debris or other building material in any lift in a building in any housing estate, or over any other common property, except with the prior written permission of the Town Council.

Obstruction of common property

4.—(1) No person shall obstruct or cause or permit the obstruction of the lawful use of any common property with any object, fixture or thing.

(2) The Town Council may remove any object, fixture or thing obstructing the lawful use of any common property.

(3) The Town Council shall immediately give written notice to the owner or person having lawful possession of the object, fixture or thing removed and detained by the Town Council that he may, on payment of the expenses incurred by the Town Council, claim possession of it from the Town Council within 30 days of such removal and detention.

(4) If the object, fixture or thing removed and detained by the Town Council is not claimed by the owner or person having lawful possession thereof within 30 days of such removal and detention, the Town Council may —

- (a) dispose of it by public auction or otherwise; and
- (b) apply the proceeds of the sale to the expenses incurred by the Town Council in the removal and detention, and the surplus, if any, shall be paid to such owner or person having lawful possession thereof.

Damage to common property

5.—(1) No person shall remove, destroy, damage or deface, or remove any earth or

soil from, any common property.

(2) The costs and expenses including administrative costs incurred by the Town Council in restoring any damaged common property to its condition before such damage or destruction or in replacing earth, soil or any other property that has been removed shall constitute a debt due to the Town Council and shall be recoverable as such.

Damage to soil, turf, plant, shrub or tree

6.—(1) No person shall remove, cut, damage or dispose of any soil, turf, plant or tree thereof situated on any common property or in any open space.

(2) No person shall pick a shrub or plant or any part thereof situated on any common property or in any open space.

Unlawful parking, etc.

7. No person shall —

- (a) park any vehicle on any common property or in any open space except in a parking place; or
- (b) use, ride or drive on any common property or in any open space any vehicle other than a perambulator, a child's toy vehicle used solely by a child or a wheel-chair used solely by a person suffering from some physical defect or disability.

Power to detain or remove vehicles

8.—(1) Where a vehicle is parked on any common property or in any open space in contravention of any by-law or the vehicle appears to have been abandoned on any common property or in any open space, the secretary or an officer authorised by the Town Council may —

- (a) detain the vehicle by any means and, if the vehicle is detained, shall give notice in writing of the detention to the owner or person who had lawful possession of the vehicle when it was detained that he may, on payment of the expenses incurred by the Town Council in respect of such detention, claim possession of the vehicle within 3 days of such notice being served on him; and
- (b) if such owner or person fails to claim possession of the vehicle within the period specified in sub-paragraph (a), remove or cause the vehicle to be removed to a place of safety.

(2) Where any vehicle is removed under paragraph (1)(b) to a place of safety, the secretary of the Town Council shall, with all reasonable despatch, give notice in writing