

# **Town Council of Tanjong Pagar-west Coast (Common Property and Open Spaces) By-laws**

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## **Legislative History**

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

#### **TOWN COUNCIL OF TANJONG PAGAR-WEST COAST (COMMON PROPERTY AND OPEN SPACES) BY-LAWS**

**By 42**

**REVISED EDITION 2001**

(31st January 2001)

[17th April 1997]

## **Citation**

**1.** These By-laws may be cited as the Town Council of Tanjong Pagar-West Coast (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 Tanjong Pagar-West Coast;

“facility” means any article, object, equipment, appliance, device or thing provided or maintained by the Town Council or any person approved by the Town Council for the use by and convenience of members of the public;

“housing estate” means a housing estate of the Board within the Town of Tanjong Pagar-West Coast;

“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 and advertisements;

“trade refuse” means any waste, refuse, box, article, container, object or thing produced or discarded in the course of or as a waste product of any trade or business;

“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.—(1) 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.

(2) No person shall place, deposit, keep or leave or cause or permit to be placed, deposited, kept or left any trade refuse on any common property or in any open space except in a refuse or litter container or receptacle designated for that purpose.

### **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 and detain 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 in such removal and detention, claim possession 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 under paragraph (2) 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) No person shall remove, destroy, damage or vandalise any facility situated on any common property or in any open space.

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

### **Misuse of common property and open spaces**

6. No person shall —

- (a) bathe, wash, wade, swim or fish in; or
- (b) cause or permit any animal belonging to him or under his charge to enter, or to remove any thing from,

any pond, lake or fountain maintained by the Town Council

### **Damage to turf, plant, shrub or tree**

7.—(1) No person shall remove, cut, damage or dispose of any turf, plant, shrub or tree or part 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.

(3) No person shall plant, cultivate or grow or cause or permit to be planted, cultivated or grown, any plant, shrub or tree on any common property or in any open space without the prior written permission of the Town Council.

(4) No person shall cause or permit any plant, shrub or tree belonging to him to damage or encroach into any common property or open space.

### **Unlawful parking, etc.**

8. 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 for the conveyance of persons suffering from some physical defect or disability.

### **Power to detain or remove vehicles**

9.—(1) Where a vehicle is parked on any common property or in any open space in contravention of any by-law, or it appears to the secretary or an officer authorised by the Town Council that any vehicle which has broken down or permitted to remain at rest on any common property or in any open space, has been abandoned without lawful authority, the secretary or an officer authorised by the Town Council may —

- (a) detain the vehicle by any means, including preventing the removal of the vehicle without the consent of the secretary or authorised officer by fixing an immobilisation device to the vehicle, 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 7 days of such notice being served on him; and
- (b) if such owner or person cannot be located upon reasonable inquiry being made by the Town Council, cause to be displayed such notice referred to in sub-paragraph (a) at the nearest block's notice board,

and if such owner thereafter fails to claim possession of the vehicle within the period