

FIRST LEGISLATIVE ASSEMBLY

SECOND SESSION

SINGAPORE, 29TH JULY, 1957

No. 33

10.00 a.m.

113

ORDER OF THE DAY

Local Government Bill—Recommittal.† (*Progress 26th July, 1957*).

Clause 81:

Amendment proposed, in page 107, line 18: to leave out “nor, except in special circumstances, the period”.—(Mr. John Ede).

Resumption of debate on Question, “That the words proposed to be left out, be left out.”.—(26th July, 1957).

†NOTICES RELATING TO ORDER OF THE DAY

†Local Government Bill:

The following amendments to the Bill will be moved on its recommittal to a Committee of the whole Assembly:—

(i) *Clause 81:*

(a) *In page 107, lines 19 and 20: to leave out “under section 78 of the Ordinance”.—(Mr. John Ede).*

(b) *In page 107, line 19: to leave out “78” and insert “79”.—(Minister for Local Government, Lands and Housing).*

(ii) *Clause 102:*

In page 115, line 34: to leave out from “thereto” to the end of line 35 and insert:—

“:

Provided that no such modification, rejection or addition is inconsistent with this Ordinance and further provided that any proposal to increase expenditure or reduce income which has not already been considered by the District Council Finance Committee shall stand referred to that Committee for report to a subsequent meeting of the Council.”.—(Minister for Local Government, Lands and Housing).

(iii) *Clause 108:*

Cap. 202. In page 117, line 23: after “Ordinance”, to insert “and an Education rate under the provisions of section 5 of the Education Ordinance”.—(Minister for Local Government, Lands and Housing).

(iv) *Clause 109:*

In page 119, line 30: to leave out from "City" to the end of line 45.—(Mr. John Ede).

Note: Consequential amendments in lines 18 and 19 to leave out "—(a)".

(v) *Clause 143:*

In page 143, line 3: after "authority", to insert:—

" , provided that the provisions of this subsection may apply to private streets of a width less than thirty-six feet if the local authority in special circumstances thinks fit".—
(Mr. John Ede).

(vi) *Clause 152:*

In page 151, line 41: to leave out "299" and insert "302".—
(Minister for Local Government, Lands and Housing).

(vii) *Clause 154:*

(a) *In page 152, line 17:* after "notice", to insert:—

" , provided that the requirements of this subsection shall also apply in respect of Crown Land other than forest and nature reserves".—(Mr. John Ede).

(b) *In page 152, line 32:* after "and" to insert "if such person is the owner the provisions of section 302 of this Ordinance shall apply to such expenses, and in any other case, the provisions of subsection (2) of section 299 of this Ordinance shall apply thereto.".—(Minister for Local Government, Lands and Housing).

Notes:

(a) *In page 152, line 32,* after "default", to insert a comma.

(b) *In page 152, line 32,* to leave out "a" and insert "A".

(viii) *Clause 159:*

In page 153, lines 39 to 43, and in page 154, lines 1 to 24: to leave out clause 159.—(Mr. John Ede).

Note: The mover will vote against the question "That the Clause stand part of the Bill".

(ix) *Clause 168:*

In page 161, line 8: to leave out "cinematograph" and insert "cinema,".—(Mr. John Ede).

(x) *Clause 169:*

- (a) *In page 161, line 25:* to leave out “may” and insert “shall”.—(Mr. John Ede).
- (b) *In page 161, line 26:* after “Ordinance”, to insert “subject to compliance with subsection (2) or (3) of this section or with any other written law for the time being in force”.—(Mr. John Ede).
- (c) *In page 162, line 41:* to leave out “Police” and insert “Magistrate’s”.—(Minister for Local Government, Lands and Housing).

(xi) *Clause 214:*

In page 195, line 42: to leave out from “(10)” to the end of line 2 in page 197, and insert the following sub-clauses:—

“Any articles, together with their containers and any accompanying appliances and utensils, exposed for sale in any street or place, otherwise than in a shop, which appear for the time being to be abandoned may be taken into custody by any police officer or employee of the local authority authorized as aforesaid and removed to and detained at a police station or local authority depot at the risk of the person to whom they belong, to be forfeited and disposed of in such manner as a Magistrate’s Court deems fit:

Provided that any perishable articles likely to decay so taken into custody and removed may be disposed of forthwith:

Provided also that if any abandoned articles so taken into custody and detained, other than perishable articles already disposed of, are within forty-eight hours after such taking into custody claimed by the person to whom they belong, such articles shall be returned to such person, but without prejudice to the liability of any such person to be charged for an offence under subsection (3) of this section.

(11) A report shall be made to the Magistrate’s Court of all articles so taken into custody which have not been returned to their owners.

(12) The Magistrate’s Court shall on receiving a report of any abandoned articles order such articles to be forfeited and to be disposed of in such manner as the Court deems fit:

Provided that if the Court directs the sale of such articles the proceeds shall be paid to the appropriate local authority fund.”.—(Minister for Local Government, Lands and Housing).

Notes:

- (a) *In page 197, line 3:* to leave out “(14)” and insert “(13)”.
- (b) *In page 197, line 9:* to leave out “(15)” and insert “(14)”.

(xii) *Clause 216:*

In page 197, line 40: after “Minister”, to insert “after consultation with the local authority”.—(Mr. John Ede).

(xiii) *Clause 245:*

In page 212, line 12: after “premises”, to insert “including Crown Land other than forest and nature reserves”.—(Mr. John Ede).

(xiv) *Clause 255:*

In page 220, line 39: to leave out from “(1)” to the end of line 6 in page 221, and insert the following sub-clauses:—

“No person other than the owner or occupier of an agricultural holding shall, without the previous permission of the local authority open, dig or otherwise construct or permit or allow to be opened, dug or otherwise constructed any well, tank or reservoir the water in which is likely to be used for drinking or domestic purposes. Any well within the curtilage of any dwelling-house shall be deemed to be likely to be used for drinking or for domestic purposes.

(2) If the owner or occupier of an agricultural holding opens, digs or otherwise constructs or permits or allows to be opened, dug, constructed or otherwise constructed any well, tank or reservoir, he shall report the opening, digging or construction of the well, tank or reservoir, as the case may be, within one month thereof to the local authority.

(3) Any person who commits a breach of subsection (1) or subsection (2) of this section shall, on conviction, be liable to a fine not exceeding two hundred dollars.”—(Minister for Local Government, Lands and Housing).

Note:—The marginal notes remain unchanged.

(xv) *Clause 256:*

In page 221, line 29: to leave out from “thereunder” to “do” in line 31.—(Minister for Local Government, Lands and Housing).

(xvi) *Clause 284:*

In page 231, lines 7 to 17: to leave out clause 284.—(Mr. John Ede).

Note: The mover will vote against the question “That the Clause stand part of the Bill”.

(xvii) *Clause 285:*

In page 231, line 22: after “this”, to insert “Ordinance”.—(Minister for Local Government, Lands and Housing).

(xviii) *Clause 287:*

In page 232, lines 1 to 12: to leave out clause 287.—(Mr. John Ede).

Note:—The mover will vote against the question “That the Clause stand part of the Bill”.

(xix) *Clause 293:*

In page 234, lines 1 to 9: to leave out clause 293.—(Mr. John Ede).

Note:—The mover will vote against the question “That the Clause stand part of the Bill”.

(xx) *Clause 323:*

(a) *In page 245:* to leave out lines 31 to 40, and lines 1 to 12 in page 246.—(Mr. John Ede).

Note:—Consequential renumbering of the following sub-clauses.

(b) *In page 246, line 16:* to leave out “or of the Municipal Fund”,—(Mr. John Ede).

NEW CLAUSES.

(xxi) *Immediately after Clause 17:*

“Appoint-
ment of
District
Council
Employees.

(1) A District Council shall, with the concurrence of the Minister, appoint fit and proper persons to be Secretary, Treasurer, Health Officer, Assessor, Engineer, Architect and Building Surveyor and Cleansing Superintendent.

(2) Persons appointed to such posts shall not be removed without the consent of the Minister.”—(Mr. John Ede).

(xxii) *Immediately after the foregoing Clause:*

“List of
posts.

The Chairman of a District Council shall once a year submit to the Council for its approval a list of the posts which he thinks necessary for the purposes of this Ordinance with the salaries and allowances, if any, proposed to be attached to such posts respectively.”—(Mr. John Ede).

(xxiii) *Immediately after Clause 101:*

“District Council Finances.

District
Council
Fund.

(1) All moneys received by a District Council by virtue of this or any other Ordinance shall constitute a fund which shall be called the District Council Fund and shall together with all property which is or may become vested in the District Council be under the direction and control of the District Council subject to the provisions of this Ordinance.

(2) All liabilities falling to be discharged by a District Council shall be discharged out of the District Council Fund.

(3) All payments to and out of a District Council Fund shall be made to and by the Treasurer who shall be responsible therefor to the District Council.”—(Mr. John Ede).

(xxiv) *First Schedule:*

In page 246, line 28: to leave out from “Singapore” to the end of line 48 in page 249 and insert:—

“within the limits of the City of Singapore as constituted under the provisions of the Municipal Ordinance.”—(Mr. John Ede).

(xxv) *Second Schedule:*

In page 250, line 1: to leave out from beginning to the end of line 48 in page 262 and insert:—

“All that part of the Island of Singapore within the limits of the Rural Board area created under the provisions of the Municipal Ordinance.”—(Mr. John Ede).

(xxvi) Third Schedule:

In page 263: after "FORMS", to insert:—

"A.

FORM OF DECLARATION OF ACCEPTANCE OF
OFFICE OF MAYOR.

(Section 9)

I,, a duly elected member of the City Council of Singapore, having previously made and delivered my declaration of acceptance of office as a Councillor in due form and as required by the Local Government Ordinance, 1957, and having been elected Mayor of the City, hereby declare that I take upon myself the office of Mayor and will duly and faithfully fulfil my duties as Mayor to the City and to the citizens thereof according to the best of my judgment and ability.

.....
(Signature of Declarant.)

Declared before me this day of, 19.....

.....
(Signature and description.)—(Mr. John Ede).

Notes:—Consequential on amendment to Clause 20—

- (i) *In page 263:* after "FORMS", to leave out "A" and insert "B".
- (ii) *In page 263:* to leave out "(Sections 9 and 20)" and insert "(Section 20)".
- (iii) Amendments to be made to the letters of the succeeding Forms.

(xxvii) Sixth Schedule:

In page 273, line 8: after "nuisances", to insert "including noise".—(Mr. John Ede).

Subject to the Bill passing the Committee Stage, the Member in charge will move its Third Reading.
