

Town Council of West Coast (Common Property and Open Spaces) By-laws 2006

Table of Contents

Enacting Formula

1 Citation and commencement

2 Definitions

3 Dumping and renovation debris

4 Unauthorised structures

**5 Throwing objects, etc., from buildings and dangerously positioned
objects**

**6 Entertainment and sale of goods on common property and open
spaces**

7 Obstruction of common property

8 Display of signs

9 Unlawful parking, etc.

10 Power to remove and detain vehicles

11 Repairing, painting, etc., of vehicles

12 Obstruction of refuse chutes

13 Diversion of water or electricity

14 Trespassing onto lift motor rooms, etc.

15 Service of documents

16 Compoundable offences

17 Revocation

No. S 474

TOWN COUNCILS ACT (CHAPTER 329A)

TOWN COUNCIL OF WEST COAST (COMMON PROPERTY AND OPEN SPACES) BY-LAWS 2006

In exercise of the powers conferred by section 24 of the Town Councils Act, the Town Council for the Town of West Coast hereby makes the following By-laws:

Citation and commencement

1. These By-laws may be cited as the Town Council of West Coast (Common Property and Open Spaces) By-laws 2006 and shall come into operation on 1st August 2006.

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 West Coast;

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

“mobility aid” means any of the following carrying an individual who is unable to walk or has difficulty in walking:

(a) a wheelchair (motorised or otherwise);

(b) a mobility scooter as defined by the Active Mobility Act 2017 (Act 3 of 2017);

[S 599/2019 wef 01/09/2019]

“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);

“public path” means a path declared under section 6 of the Active Mobility Act 2017 as a public path;

[S 599/2019 wef 01/09/2019]

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

“vehicle” means a vehicle, whether mechanically propelled or not, intended or adapted for use on the road, such as (but not limited to) a bicycle, power-assisted bicycle or personal mobility device as defined by the Active Mobility Act 2017, but excludes any mobility aid.

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(2) Nothing in these By-laws shall prohibit any officer or employee 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.

(3) These By-laws do not affect the rights of the public to pass along a public path within the Town of West Coast in accordance with the Active Mobility Act 2017.

[S 599/2019 wef 01/09/2019]

Dumping and renovation debris

3.—(1) No person shall place, deposit, keep or leave or cause or permit to be placed, deposited, kept or left any object, material, article or thing on any common property or in any open space except on such common property or in such open space designated by the Town Council for that purpose.

(2) No person shall transport any renovation debris or other building material in any lift in a building in any housing estate, or over any other common property or any open space, except with the prior written permission of the Town Council.

Unauthorised structures

4.—(1) No person shall erect or install any fixture, structure or thing on any common property or in any open space except with the prior written permission of the Town Council.

(2) Any person who has erected or installed any fixture, structure or thing in contravention of paragraph (1) shall, if requested in writing by the Town Council —

(a) remove at his expense that fixture, structure or thing; and

(b) repair any damage to the common property or open space,
within 7 days of that request being served on him, in default of which the Town Council may remove that fixture, structure or thing and repair any such damage caused.

(3) The amount of expenses incurred by the Town Council in removing the fixture, structure or thing and performing the repairs shall be recoverable by the Town Council from the person who has erected or installed that fixture, structure or thing.

Throwing objects, etc., from buildings and dangerously positioned objects

5.—(1) No person shall endanger life or property or cause any nuisance, annoyance or inconvenience to any person within the Town by throwing, or allowing to fall, from his flat or any part of the building in a housing estate within the Town, any object, material, thing, article or substance.

(2) No person shall place any pot, plant, ornament, article, object or substance on or at any window-sill, corridor or other part of the common property within the Town in such manner which, in the opinion of the Town Council, is likely to —

- (a) endanger the life of any person;
- (b) cause injury to any person; or
- (c) cause damage to any common property within the Town or the property of any other person.

(3) The Town Council may, by notice in writing, direct any owner or occupier of a flat within the Town to remove, within 7 days of the date of such notice, any pot, plant, ornament, article, object or substance placed on or at any window-sill, corridor or other part of the common property outside the flat in contravention of paragraph (2).

(4) Where, in the opinion of the Town Council, any pot, plant, ornament, article, object or substance placed on or at any window-sill, corridor or other part of the common property within the Town in contravention of paragraph (2) is an imminent danger to life or person, the Town Council may remove and detain such pot, plant, ornament, article, object or substance without any notice under paragraph (3).

(5) Where the owner or occupier of a flat fails to comply with the notice of the Town Council under paragraph (3), the Town Council may remove and detain the pot, plant, ornament, article, object or substance, as the case may be.

(6) Any expenses incurred by the Town Council in removing and detaining any pot, plant, ornament, article, object or substance under paragraph (4) or (5) shall be recoverable from the owner or occupier of the flat.

(7) The Town Council shall immediately give written notice to the owner or occupier

of the flat or other person having lawful possession of the pot, plant, ornament, article, object or substance removed and detained by the Town Council under paragraph (4) or (5) that he may, on payment of the expenses incurred by the Town Council in such removal and detention, claim possession of such pot, plant, ornament, article, object or substance from the Town Council within 30 days of such removal and detention.

(8) If the pot, plant, ornament, article, object or substance removed and detained by the Town Council under paragraph (4) or (5) is not claimed by the owner or occupier of the flat or other person having lawful possession thereof within 30 days of such removal and detention, the Town Council may —

- (a) dispose of such pot, plant, ornament, article, object or substance 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, occupier or other person.

Entertainment and sale of goods on common property and open spaces

6. Except with the prior written permission of the Town Council, no person shall —

- (a) hold or stage or cause the holding or staging of any show, play, wayang or other entertainment or any reception or formal party on any common property or in any open space;
- (b) sell or offer or expose for sale any commodity or article on any common property or in any open space; or
- (c) use for his own purposes as a living or dining area any part of any common property or open space.

Obstruction of common property

7.—(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 or open space.

(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 of such object, fixture or thing 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