

I ASSENT,

T. ABDUL AZIZ SHAH,

(STATE SEAL)

*Sultan of Selangor*

9th day of September, 1960

An Enactment to amend the Town Boards Enactment  
(F.M.S. Cap. 137) in the State of Selangor.

[ ]

IT IS HEREBY ENACTED by the Legislature of the  
State of Selangor as follows:

1. This Enactment may be cited as the Town Boards  
(Selangor) (Amendment) Enactment, 1960, and shall be  
construed as one with the Town Boards Enactment (F.M.S.  
Cap. 137) in so far as it applies to the State of Selangor  
(hereinafter referred to as "the principal Enactment").

Short title.

2. The principal Enactment is hereby amended:

(a) by substituting a full stop for the semi colon at the  
end of sub-section (d) and deleting sub-section (e)  
of section 36 thereof;

Amendment  
of sections  
36, 41, 58  
and 59.  
F.M.S.  
Cap. 137.

(b) by deleting section 41 thereof and substituting there-  
for the following new section—

"41. (i) All objections shall be enquired into  
and the persons making them shall at such  
enquiry be allowed an opportunity of being  
heard either in person or by authorised agent,  
and thereafter the Board shall confirm or  
amend the assessment objected to as it thinks  
fit.

(ii) The Board shall revise and finally  
approve the assessment list not later than the  
31st day of December in every year, and shall  
append to the assessment list so approved a  
declaration of approval signed by two members  
of the Board and subject to such amendments  
as may thereafter be duly made the list so  
approved shall be deemed to be the assessment  
list for the whole year next following that in  
which the assessment is made.

(iii) The list when amended under this section shall be deposited in an office of the Board and shall be open there during office hours to inspection by all owners and occupiers of holdings comprised therein, and a public notice that it is so open to inspection (stating the place of inspection) shall forthwith be published.

(iv) The Board shall not be required to hear and determine all objections to the assessment list before finally approving it in accordance with sub-section (ii) of this section, and if any objection is not heard and determined before the assessment list is finally approved, it shall be heard and determined as soon as possible thereafter and with the like consequences as if it had been heard and determined before the assessment list was finally approved, and until the objection shall be heard and determined the increase in assessment or new assessment objected to shall be deemed to be in force: Provided in the case only of a holding which has previously been assessed that until the objection shall be heard and determined the amount recoverable in respect of rates payable on the holding in the first half year of every year shall not exceed the total amount of the rates payable on the holding for the whole of the year in which the assessment was revised or one half of the rates payable on the holding by reason of the assessment objected to whichever shall be the less and the amount recoverable in the second half of every year shall be a sum equal to the balance (if any) of the rates payable on the holding for the whole of the year in which the assessment was revised, and not recovered in the first half of the current year.”;

(c) by deleting sub-section (iii) of section 58 thereof and substituting therefor the following new sub-section—

“(iii) When any building or portion of a building is demolished or removed otherwise than by the order of the Chairman, the owner of such holding shall give notice of the commencement of such demolition or removal in writing to the Board. The Chairman may on receipt of any such notice, and provided that he

is satisfied that the demolition is being properly and expeditiously carried out, order that the rates assessed in respect of any such holding be reduced and if already paid refunded proportionately to the amount of the assessment of the holding relating to the building or portion of the building being demolished or removed. Until such notice is given the owner shall continue liable to pay rates in respect of such holding as though such building or portion of a building had not been demolished or removed.”;

- (d) by deleting sub-section (i) of section 59 thereof and substituting therefor the following new sub-sections—

“(i) If any building in respect of which a rate is payable under this Enactment is unoccupied at the commencement of any half year and no rent is payable in respect thereof the Chairman may in his absolute discretion order that the payment of the rates due in respect of such building for that half year may be postponed for such period as he shall think fit.

(ii) If any building is unoccupied and no rent is payable in respect thereof during a period of not less than one calendar month in any half year, in respect of which a rate has been paid, or payment of a rate has been postponed under the provisions of sub-section (i) of this section, the Chairman may order the refund or remission as the case may be of a part of such rate proportionate to the period during which the building has been unoccupied.”;

- (e) by renumbering sub-section (ii) as sub-section (iii) and by adding a comma and the words “postponement of payment or remission” after the word “refund” wherever it appears and the words “in the case of any refund” after the words “of such vacancy and.”;

- (f) by renumbering sub-section (iii) as sub-section (iv) and by adding the words “or remission” after the word “refund” in the first line thereof and inserting at the end of the sub-section the following proviso—

“Provided that when a refund is claimed in respect of a period during which the building

has been undergoing repairs for the purpose of rendering it fit for occupation or *bona fide* reconstruction it shall not be necessary to prove, in respect of such claims the matters specified in paragraphs (a), (b) and (c) of this sub-section.”;

(g) by renumbering sub-section (iv) as sub-section (v).

Passed this 17th day of August, 1960.

[Sel. Sec. 5435.]

MOHD. NOOR BIN ABU OSMAN,  
*Clerk of the Legislative Assembly,  
Selangor*

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