



THE
SARAWAK GOVERNMENT GAZETTE
PART II

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THE PROTECTION OF PUBLIC HEALTH ORDINANCE, 1999

THE PROTECTION OF PUBLIC HEALTH (COMPOUNDING OF OFFENCES)
REGULATIONS, 2020

(Made under section 64 (e))

In exercise of the powers conferred by section 64(e) of the Protection of Public Health Ordinance, 1999 [*Cap. 30*] (“the Ordinance”), the Majlis Mesyuarat Kerajaan Negeri has made the following Regulations:

Citation and commencement

1. These Regulations may be cited as the **Protection of Public Health (Compounding of Offences) Regulations, 2020**, and shall come into force on the 1st day of July, 2020.

Offer to compound

2.—(1) When a public health officer or any other officer duly authorized in writing by a local authority decides to compound an offence under the Ordinance, he shall send or cause to be sent to the person reasonably suspected of having committed the offence an offer to compound.

(2) The offer to compound shall be in Form A of the Schedule.

Sum to be compounded and mode of payment

3.—(1) The sum of money to be compounded for committing an offence under the Ordinance or the regulations made under it shall not exceed one-half of the fine prescribed for the offence.

(2) Payment of the sum stated in an offer to compound may be made in cash or by any other means as approved by the local authority.

(3) Payment may be made personally to the person making the offer to compound, but, if sent by post, must be addressed to the Chief Administrative Officer of the local authority as indicated in Form A, together with the form for payment as in Form B in the Schedule.

(4) Every payment received must be accounted for as money belonging to the local authority and an official receipt for the payment as in Form C in the Schedule shall be issued to the person to whom the offer to compound was made.

SCHEDULE

THE PROTECTION OF PUBLIC HEALTH (COMPOUNDING OF OFFENCES)
REGULATIONS, 2020

FORM A

(Regulation 4(2))

FORM FOR COMPOUNDING OF OFFENCE

(State name and address of local authority)

Reference No:.....

Date:.....

To:

Full Name:.....

IC/Passport No.:.....

Residing Address:.....

Telephone/Handphone No.:.....

Sir/Madam,

OFFER TO COMPOUND OFFENCE

It appears to me, on information/complaint received, that you have committed the following offences:

Relevant provisions of the law:.....

Date:.....
 Time:.....
 Place:.....
 Particulars of offence:.....

2. You are informed that, by virtue of the powers vested in me by Section 61 of the Protection of Public Health Ordinance, 1999 [*Cap. 30*], I am prepared, and offer, to compound the offence for the sum of RM (Ringgit Malaysia only). If the offer is accepted, payment should be in cash or by way of a money order or postal order or bank draft or cheque made payable to (*state name of local authority*) and crossed “Account Payee Only” and delivered to the above-quoted office. An official receipt will be issued upon payment.

3. This offer to compound the offence will lapse on (*state the date*). If the sum stated above is received by the close of business on that date, no further proceedings will be taken against you in respect of the offence. Otherwise, prosecution may be instituted against you without further notice.

*.....

**(To be signed by the person authorized to compound, whose name and designation must appear below the signature)*

THE PROTECTION OF PUBLIC HEALTH (COMPOUNDING OF OFFENCES)
 REGULATIONS, 2020
 FORM B
 (Regulation 3(3))

FORM FOR PAYMENT

Date:.....

To: (*State designation and address of Chief Administrative Officer of local authority*)

ACCEPTANCE AND PAYMENT OF COMPOUND

I refer to the offer to compound an offence Reference Serial No:..... dated I accept the offer and enclose herewith *cash/money order/postal order/bank draft/cheque No:..... for the sum of RM (Ringgit Malaysia only) in full settlement of the compound.

Signature:.....
 Name (Block Letters):.....
 Identification Card No.:.....

**Delete wherever is inapplicable*

THE PROTECTION OF PUBLIC HEALTH (COMPOUNDING OF OFFENCES)
REGULATIONS, 2020

FORM C

(Regulation 3(4))

RECEIPT

Received from the sum of RM
..... (Ringgit Malaysia
..... only) in acceptance and payment of an offer to compound of the
offence referred to in Reference No.: dated
.....

Dated:

.....
Authorised Officer of
(State name of local authority)

N.B: *Should you receive any further correspondence or notice of summons in respect of the offence referred to above, you should reply immediately quoting this receipt number.*

Made by the Majlis Mesyuarat Kerajaan Negeri this 18th day of June, 2020.

MOHAMAD JUNAIDI BIN MOHIDIN
Clerk to Majlis Mesyuarat Kerajaan Negeri

MLGH/L/120(A)(7)

SAGC

