



STATE OF SABAH

I assent,

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TAN SRI DATUK HAJI MOHD. SAID BIN KERUAK,
Yang di-Pertua Negeri.

30TH JULY, 1988.

No. 9 of 1988

An Enactment to provide for the establishment of the State Library and for matters connected therewith.

ENACTED by the Legislature of the State of Sabah as follows:-

PART I

PRELIMINARY

Short title
and com-
mence-
ment.

1. This Enactment may be cited as the State Library Enactment, 1988, and shall come into force on such date as the Minister may, by notification in the *Gazette* appoint.

Interpreta-
tion.

2. In this Enactment, unless the context otherwise requires-

"Director" means the Director of the Library appointed under section 4 (1);

"Library" means the State Library established pursuant to section 3;

"library building" means any building or premises forming part of or used by the Library and any building or premises leased or let temporarily or otherwise by the State Government for the purpose of the Library and includes any vehicle or vessel used in any mobile library, forming part of the Library;

"library resources" means any form of written, printed or graphic matters on or in which information is written, recorded, stored, displayed or reproduced, including manuscripts, typescripts, books newspapers, periodicals, pamphlets, maps, microforms, computer softwares, music sheets, photographs, cinematograph films, phonorecords, video and audio recordings and other recordings on paper, film or other materials and reproductions thereof;

"Minister" means the Minister for the time being charged with responsibility for matters relating to libraries.

PART II

ESTABLISHMENT AND MANAGEMENT OF
STATE LIBRARYEstablish-
ment
of State
Library.

3. There is hereby established a State Library of Sabah (hereinafter referred to as "the Library") with the following purposes and objectives-

(a) to set up a state-wide library service for the urban and rural areas by setting up branches and the mobile library service;

(b) to promote and encourage the use of library resources and information therefrom by providing facilities for loan and references;

- (c) to assist the State Government in promoting the learning, development and use of Bahasa Malaysia;
- (d) to provide educational and recreational needs and facilities for the public;
- (e) to promote an understanding of Sabah's culture through the local collection;
- (f) to maintain a collection of publications by the State and Federal Governments and Departments, and State and federal statutory bodies in Sabah including a comprehensive collection of library material relating to Sabah and its people;
- (g) to maintain close co-operation with the National Library of Malaysia and other State Libraries and State Library corporations in Malaysia; and
- (h) to provide or promote such other services or activities in relation to library matters as the Minister may direct.

4. (1) The Library shall be managed and controlled by the Director who shall be appointed by the State Public Service Commission; and for the purpose of such management and control, the Director shall have the following functions-

- (a) to advise the Minister on all matters relating to libraries and library services;
- (b) to promote a statewide system of public libraries and library services;
- (c) to promote and co-ordinate the development and use of the library resources of the State;
- (d) to develop and maintain by purchase or otherwise a collection of library resources, including a comprehensive collection of library resources relating to Sabah and its people;
- (e) to make library resources available in such manner as best serve the public interest;
- (f) to give advice and guidance to the establishment of libraries in the State Government Departments and State statutory bodies;
- (g) to provide modern facilities for the storage, retrieval and dissemination of information;
- (h) to promote the advancement of library and information science and the training of library personnel;

Management and control of State Library by the Director and powers of Director.

- (i) to provide for the inter-library lending and exchange of library resources;
- (j) to lend, sell or otherwise dispose of library resources forming part of the library;
- (k) to do such other things as he may deem necessary, in order to give effect to the purposes and objectives referred to in section 3.

(2) There shall be appointed from time to time by the State Public Service Commission such officers as may be deemed necessary or considered expedient for the purpose of assisting the Director in carrying out his functions under this Enactment.

PART III

MISCELLANEOUS

Agreement
respecting
library
services.

5. The Director may with the authority of the Minister and on terms and conditions approved by the Minister, co-operate or enter into agreements with authorities or persons whether in Malaysia or elsewhere in respect of library services.

Regulations.

6. The Minister may make regulations not inconsistent with the provisions of this Enactment for the proper discharge of the functions of the Director and for the management and control of the Library and library buildings and, in particular, without prejudice to the generality of the foregoing, such regulations may provide for-

- (a) the general supervision and conduct of the Library;
- (b) the preservation of order and the prevention of nuisance in the library buildings and grounds;
- (c) the exclusion or removal from the Library or library buildings of persons reasonably suspected to have committed any offence against this Enactment or the regulations made thereunder;
- (d) the amounts of fines that may be levied by the Director for the destruction, damage, loss or late return of library resources borrowed and for the destruction or damage to other property of the Library, and for the waiving or refund of such fines;
- (e) the fees to be charged by the Director for the provision of information services or for the making and certifying of copies of any library resources in the Library, and for the exemption from payment in whole or in part of such fees;

- (f) penalties, not exceeding an imprisonment of two months or a fine of five hundred ringgit for any contravention of or failure to comply with any provisions of such regulations;
- (g) the compounding of any offence under such regulations.

7. (1) The Director shall as soon as practicable at the end of each year prepare or cause to be prepared and transmit to the Minister an annual report dealing with the progress and activities of the Library. Annual Report.

(2) The Minister shall cause a copy of every such report to be laid before the Legislative Assembly.

CERTIFIED by me to be a true copy of the Bill passed by the Legislative Assembly on Wednesday, 20th July, 1988.

LAWRENCE GIMBANG,
Deputy Speaker.