

ENVIRONMENTAL QUALITY (COMPOUNDING OF OFFENCES) RULES, 1978*

In exercise of the powers conferred by section 45 (2) of the Environmental Quality Act, 1974, the Minister makes the following rules:

1. Citation, commencement and application.

(1) These Rules may be cited as the **Environmental Quality (Compounding of Offences) Rules, 1978** and shall come into force on the 1st October 1978.

(2) These Rules shall apply throughout Malaysia.

2. Sum to be collected and method of payment.

(1) The sum of money to be collected for compounding an offence shall not exceed five hundred ringgit.

(2) Payment of the sum shall be made in cash, or by money order, postal order, cashier's order, banker's order, or banker's draft made payable to the Director-General of Environment and crossed "Account Payee Only".

(3) Payment may be delivered personally to the person making the offer to compound, but, if sent by post, must be addressed to the Director-General of Environment, Government of Malaysia.

(4) Every payment received shall be accounted for as money belonging to the Government of Malaysia and an official receipt shall be issued for it to the person to whom the offer to compound was made.

3. Form for offer to compound.

The form in the Schedule shall be used for making an offer to compound but may be modified as necessary.

** Published as P.U. (A) 281/1978. Came into force on 1.10.1978.*

**SCHEDULE
(Rule 3)
OFFER TO COMPOUND AN OFFENCE**

To:

.....
.....
.....

Sir/Madam,*

Reference:

It appears to me, on information/complaint* received, that you as owner/occupier* of the premises..... have committed the following offence under the Environmental Quality Act, 1974.

Relevant Provision of the Law:/Regulation*.....

Date:..... Time:.....

Place:

Particulars of Offence:.....

.....
.....
.....

2. You are hereby informed that, by virtue of the authority conferred on me by the Environmental Quality (Compounding of Offences) Rules, 1978, I am prepared, and hereby offer, to compound the offence for the sum of \$..... (Ringgit:.....). If this offer is accepted, payment must be made in cash or by money order, postal order, cashier's order, banker's order, or banker's draft made payable to the Director-General of Environment and crossed "Account Payee Only" and may be delivered personally to me at the following address:.....

.....
Payment by post must be addressed to the Director-General of Environment, Ministry of Science, Technology and Environment, Oriental Plaza, Kuala Lumpur. An official receipt will be issued upon payment.

3. This offer will lapse on....., If full payment of the sum stated above is received by the close of business on the date, no further proceedings will be taken against you in respect of the offence. Otherwise, prosecution will be instituted without further notice.

Dated this.....day of.....197.....

.....

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

* Delete where necessary

Director-General of Environment,
Ministry of Science, Technology and Environment,
Oriental Plaza,
Kuala Lumpur.

I refer to the offer to compound an offence bearing reference.....
.....and dated.....
I accept the offer and enclose herewith cash/money order/postal order/cashier's order/
banker's order/banker's draft* No.....for the sum of
.....in full settlement of the compound.

Signature:
Name (Block Letters):.....
Address:
.....
.....

Date:.....

* Delete where necessary

Dated the 29th August 1978.

TAN SRI ONG KEE HUI,
Minister of Science, Technology and Environment