



LAWS OF SARAWAK

—
ONLINE VERSION OF UPDATED
TEXT OF REPRINT
—

Chapter 29

SARAWAK STATE LIBRARY ORDINANCE, 1999

Incorporating all amendments up to 31st December, 2019

PREPARED AND COMPILED BY
SARAWAK STATE ATTORNEY-GENERAL'S CHAMBERS
2020

(2) The Standing Orders made under this section may include provision for—

(a) the appointment, promotion, transfer, pay and leave; and

(b) the gratuities, allowances, privileges, retirement benefits, bonus, provident fund or other superannuation benefits, of any officer or employee of the State Library.

[Sub. Cap. A186/2019.]

[Deleted Cap. A186/2019.]

PART IV

STATE DEPOSITORY

State Depository

14.—(1) There is established a State Depository which shall be part of the Sarawak State Library and which shall have the following objectives:

(a) to provide for the preservation and use of library resources or materials published in Sarawak;

(b) to create standard bibliographic records of library resources or materials published in Sarawak;

(c) to maintain statistical records of library resources or materials published in Sarawak; and

(d) to maintain, preserve and keep public records which are more than twenty-five years old, and other documents, papers, instruments, and statutes, statutory orders, regulations or decrees, directed by State Secretary to be maintained, preserved and kept in the State Depository on account of their historical value or public importance.

(2) The State Depository shall be managed and controlled by the Chief Executive Officer under the supervision and direction of the Board.

SARAWAK STATE LIBRARY

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Delivery of copies of library resources published in Sarawak

15.—(1) Subject to section 19, the author or publisher of every printed library resource published in Sarawak shall, within one month of its publication, deliver to the State Library, at his own expense, such number of copies as are prescribed in the First Schedule, the best copies of the library resource as are prescribed in the Second Schedule, and the Chief Executive Officer or any person duly authorized by him shall give a written receipt on behalf of the State Library, for every library resource received by him:

Provided that where a printed library resource is published at regular or irregular intervals, it shall be delivered within one week from the date of such publication.

(2) The author or publisher of every non-printed library resource shall also deliver to the State Library such number of copies as are prescribed in the First Schedule, the best copies of the library resource as are prescribed in Second Schedule, where a written request is made for such library resource within one year of their publication:

Provided that where payment is demanded by the author or publisher, the board shall pay the retail price of the library resource so delivered.

(3) Any author or publisher who fails to deliver any library resource which he is required to deliver under this section shall be guilty of an offence and shall, on conviction, be liable to a fine not exceeding three thousand ringgit.

(4) On conviction made under subsection (3), the court shall also make an order that the author or publisher delivers the library resource which he has failed to deliver, where it is still available, in its original form, but where it is no longer available, in its original form, the reproduction thereof.

(5) Without prejudice to subsection (4), an author or publisher who fails to deliver any library resource which is required under this section, shall pay the State Library, upon demand, the cost incurred by the State Library in the reproduction of the library resource.

(6) Any cost required to be paid to the State Library under this section shall be a debt due to the State Library and shall be recoverable by any of the ways and means in force for the time being

for the recovery of debts due to the State Library. Such recovery shall be made in the name of the Board.

Power of exemption

16. The Chief Executive Officer may, subject to the directions of the Board, exempt from all or any of the provisions of this Part, any specific library resources or class of library resources either absolutely or subject to such condition as may be specified by him:

Provided that nothing herein contained shall be deemed to authorize the Chief Executive Officer to exempt any person from any of the provisions of this Part relating to or affecting public records.

Preservation and registration of library resources, State bibliography and statistical record

17.—(1) In relation to library resources delivered under section 15(1) or (2), the Board shall have the following functions:

(a) subject to subsection (2), to provide for the preservation and use of the library resources;

(b) to maintain a register containing such particulars of the library resources;

(c) to publish by whatever means, a State bibliography at stated frequency containing particulars of such library resources as the Board deems fit;

(d) to maintain statistical records of library resources or public records; and

(e) to perform such other functions that shall be necessary to give effect to the objectives stipulated in section 14.

(2) The Board may permit the use, inspection, reproduction and publication of public records and public archives kept or maintained in the State Library or at such other places which are under its management or control, subject to such conditions as may be imposed by it and in accordance with any regulation made under section 29(2).

FIRST SCHEDULE

(Section 15(1) and (2))

**NUMBERS OF COPIES OF LIBRARY RESOURCES
TO BE DELIVERED**

<i>Library Resources</i>	<i>Number of Copies</i>
1. Printed library resources including books, serials, maps, charts and posters.	Not less than 3
2. Non-printed library resources including cinematograph films, microfilms, phonore cords, video and audio recordings and other electronic media.	2

[Am. Cap. A186/2019]

SECOND SCHEDULE

(Section 15(1) and (2))

DESCRIPTION OF BEST COPY OF LIBRARY RESOURCES

<i>Library Resources</i>	<i>Description</i>
1. Printed library resources including books, manuscripts, newspapers, pamphlets, periodicals, serials, type-scripts, maps, charts and posters.	<p>A copy equal in quality to the best copy of the library resources that is published, that is to say, copy of the whole resources with all illustrations if any belonging thereto and—</p> <p>(a) finished and coloured in the same manner as the best copies of the resources as are published; and</p> <p>(b) bound, sewn or stitched together and on the best paper on which the resources are printed.</p>
2. Non-printed library resources including cinematograph films, microfilms, phonorecordings, video and audio recordings and other electronic media.	<p>A copy equal in quality to the best copy of the library resources that are published.</p>