

THE MERCHANT SHIPPING ORDINANCE, 1960
(Ordinance No. 11 of 1960)

**THE MERCHANT SHIPPING (CLASSIFICATION OF COASTAL
TRADE SHIPS) REGULATIONS, 1961**

In exercise of the powers conferred upon him by section 277 of the Merchant Shipping Ordinance, 1960 [*Ord. No. 11 of 1960*], and all other powers thereunto him enabling, the Governor in Council has made the following regulations:-

1. These regulations may be cited as the Merchant Shipping (Classification of Coastal Trade Ships) Regulations, 1961, and shall come into force on the first day of April, 1961.
2. In these regulations, a "cargo ship" means a ship other than a passenger ship or a fishing boat.
3. (a) The Director shall cause every coastal trade ship to be allocated one or more of the classifications set out in the Schedule depending on the state of seaworthiness of the ship and the purposes for which it is to be used.

(b) The Director shall further cause every coastal trade ship to be classified as a passenger, cargo or fishing boat and shall allocate to each ship the classification "P", "C" or "F" respectively.
4. The master of any coastal trade ship who, unless such action is necessary due to stress of weather or other cause beyond his control, proceeds outside the area authorised for a ship of that classification, shall be guilty of an offence and shall be liable on conviction to a fine of one thousand dollars.
5. The master of any vessel classified as a cargo ship or fishing boat shall not save under and in accordance with the terms and conditions of a permit granted by the Director or a person authorised by him in that behalf, allow the carriage of any passenger for hire or reward or more than twelve non-paying passengers and any person contravening or abetting the contravention of this regulation shall be guilty of an offence and shall be liable on conviction to a fine of one thousand dollars.

SCHEDULE
(Regulation 3)

FIRST COLUMN <i>Type of Coastal Trade Ship and Limits</i>	SECOND COLUMN <i>Classification</i>
Ship classified for all coastal trade limits	A
Ship classified for North Borneo, the State of Brunei and the Fifth Division of Sarawak	B
Ship classified for any port or place within the Brunei Bay area between Pelompong Point, Pulau Keraman lighthouse and extending to any port or place between and inclusive of Kuala Penyu	1
Ship classified for any port or place between and inclusive of Kuala Penyu and Usukan Bay and including Pulau Mengalum	2
Ship classified for any port or place between and inclusive of Usukan Bay and Pulau Jembongan and including Pulau Mantanani and Pulau Banggi and adjacent islands	3
Ship classified for any port or place between and inclusive of Pulau Jembongan and Pulau Tambisan	4
Ship classified for any port or place between and inclusive of Pulau Tambisan, Pulau Si-Amil and Semporna and all ports and places within the Darvel Bay area	5
Ship classified for any port or place between and inclusive of Cowie Harbour and Semporna and including Pulau Si-Amil	6
Ship classified for North Borneo other than at sea	D

Dated at Jesselton, this 13th day of March, 1961.

M. PIKE,
Clerk of Executive Council.

7th October 2008