

# THE MERCHANT SHIPPING ORDINANCE, 1960

## (Ordinance No. 11 of 1960)

### THE MERCHANT SHIPPING (FLOATING LOGS AND TIMBER RAFTS) REGULATIONS, 1963

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 (Floating Logs and Timber Rafts) Regulations, 1963.
2. (1) Except with the previous permission in writing of the Port Officer, no logs or timber shall lie afloat unattended within the limits of any port except alongside a vessel loading such logs or timber, or within a properly constructed log enclosure approved by the Port Officer.  
  
(2) Log enclosures shall –
  - (a) be situated clear of all wharves, mooring buoys, special anchorages, harbour channels and their approaches;
  - (b) consist of at least 6 inch diameter piles driven securely at intervals of not more than 50 feet with a boom of floating logs between them securely attached to each vertical pile by wire or chain cable, or such other suitable scheme approved by the Port Officer;
  - (c) be maintained to the satisfaction of the Port Officer.
- (3) This regulation shall not apply to the port of Bakapit.
3. Any log or raft found adrift or beached within any port except in accordance with Regulation 2 may be impounded by the District Officer or any Marine Officer and any such Officer shall have powers of dealing with the log or raft, as if it were an unclaimed wreck under Chapter 37 of the Ordinance.
4. (1) No rafts of logs or timber shall exceed 700 feet in length or 60 feet in breadth without the permission of the Port Officer.  
  
(2) The Port Officer may restrict the length and breadth of a log-raft in any port or harbour should he consider it necessary.  
  
(3) Rafts when being towed shall be moved with reasonable despatch and shall not be towed through any of the special anchorages set out in the Second Schedule of the Merchant Shipping (Ports, Harbours and Dues) Regulations, 1961 [*G.N. No. S 153 of 1961.*].  
  
(4) All log-towing vessels shall carry conspicuously a black diamond shape at least two feet in diameter by day, and at night three white lights vertically.  
  
(5) Every launch or tug used in the towing of rafts shall be of sufficient horse-power to hold her tow in control under all tidal and normal weather conditions.

(6) All launches or tugs with rafts in tow shall, unless it is unsafe or impracticable to do so, leave the main channels in any port or approach, clear for shipping.

**4A.** (1) This Regulation shall apply only to the Trusan Duyong within the port of Sandakan.

(2) No timber raft passing through the Trusan Duyong shall exceed seventeen feet at its widest point.

(3) The maximum number of logs per tow shall not exceed four logs per engine brake horse power of the towing launch or 150 logs in all, whichever is the lesser.

(4) Rafts constructed for "herring bone" towing are prohibited. Only the conventional method of rafting is permitted, that is, each log secured at both ends and all logs lying in a line parallel to the line of tow.

(5) No vessel or log raft may strand or loiter in the section marked by the red and white chequered boards.

**5.** (1) Any person who contravenes or fails to comply with any of these regulations shall be guilty of an offence against these regulations.

(2) Any person guilty of an offence against any of these regulations shall be liable on conviction to a fine of one thousand dollars and to imprisonment for one month.

Dated at Jesselton, this 21st day of August, 1963.

R. E. SPEDDY,  
*Clerk of Executive Council.*

3rd October 2008