

PORT (TRENGGANU) RULES 1983

1983

1983

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PORT (TRENGGANU) RULES 1983

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[P.U. (A) 356/1983]

ARRANGEMENT OF RULES

Rule

1. Citation and application.
2. Vessels not to disembark or discharge until permitted.
3. Prohibition on use of whistles or sirens.
4. Prohibition on smoking, etc.
5. Prohibition of trial of engines.
6. Loading and discharging of firearms or explosives, etc.
7. Readiness to move vessels at short notice.
8. Discharge of refuse, filth, etc., prohibited.
9. Port dues.
10. Towing of lighters and tug assistance.
11. Tonnage dues.
12. Goods or livestock left on wharf or jetty.
13. Supply of fresh water to vessels.
14. Garbage disposal.
15. Mooring services.
16. Anchorage at Kuala Trengganu.
17. Anchorages at other ports.
18. Prohibited anchorage at Kerteh.
19. Repeal.

SCHEDULES.

PORT (TRENGGANU) RULES 1983*

[P.U. (A) 356/1983]

IN exercise of the powers conferred by subsection (1) of section 445 of the Merchant Shipping Ordinance 1952, the Minister makes the following rules:

1. Citation and application.

These Rules may be cited as the **Port (Trengganu) Rules 1983**, and except as otherwise provided shall apply in all the ports of the State of Trengganu, and shall be in addition to and not in substitution for the Federation Port Rules 1953.

2. Vessels not to disembark or discharge until permitted.

No master of a vessel anchoring at any port or coming alongside any wharf shall disembark passengers or discharge cargo until permission has been given by the Port Officer.

3. Prohibition on use of whistles or sirens.

No owner or master of a vessel shall permit the use of any whistle, siren or any other like instrument while the vessel is alongside any berth or anchored within port limits, except in the case of danger to life or property.

4. Prohibition on smoking, etc.

No person shall smoke, or create or display any naked light—

- (a) in or near any open or partially open hatchway, or near to the hold, of any vessel;
- (b) within or without any premises where a "No Smoking" sign is displayed; or
- (c) on board a vessel or on a jetty, where the loading or discharging of petroleum or any dangerous or inflammable goods is being carried out.

5. Prohibition of trial of engines.

No person shall try the engine of any vessel which is berthed at any wharf or jetty unless permitted to do so in writing by the Port Officer.

6. Loading and discharging of firearms or explosives, etc.

The owner of a vessel or his representative shall, before loading or discharging any arms, ammunitions, explosives or other dangerous cargo within the limits of any port, give written notice to the Port Officer giving full particulars of persons importing or exporting, as the case may be, of such goods.

* As amended by Am. P.U. (A) 162/92.

Any laws, regulations or codes of practice relating to the transportation, storage, handling or possession of such goods shall be complied with.

7. Readiness to move vessels at short notice.

Every vessel lying alongside a wharf or jetty shall be maintained and manned at all times in such condition as to permit her to safely sail out from the wharf or jetty at short notice when so required or directed by the Port Officer.

8. Discharge of refuse, filth, etc., prohibited.

No refuse, filth, excreta or other waste material shall be discharged from any vessel via any discharge pipe, scupper, water closet or latrine or other means, onto any wharf or jetty.

9. Port dues.

(1) Port dues shall be levied on every vessel entering the limits of a port to load or discharge goods or to embark or disembark passengers. The dues payable are prescribed in the First Schedule.

(2) The following vessels shall be exempted from the port dues—

(a) vessels belonging to the Government;

(b) warships, excluding troop carriers;

(c) vessels which call at the port solely for the purpose of seeking medical aid, disembarking sick or injured persons, or seeking refuge due to damage or *force majeure*;

(d) pleasure crafts used as such;

(e) vessels licensed under section 475 of the Merchant Shipping Ordinance 1952;

(f) local fishing vessels; and

(g) other vessels as may be exempted by the Minister.

[Ins. P.U. (A)
162/92]

(3) This Rule shall not apply to the Port of Kemaman.

10. Towing of lighters and tug assistance.

The towing of vessels and tug assistance for vessels berthing at a port may be provided by the Marine Department. Any tug wishing to tow lighters to or from vessels, or wishing to assist vessels berthing, shall obtain the written permission of the Port Officer. The fees for the use of the tug boats of the Marine Department are prescribed in the Second Schedule.

11. Tonnage dues.

Tonnage dues shall be levied on every vessel berthed at any wharf or jetty which is under the charge of the Marine Department for the purpose of working cargo or replenishing oil, water or supplies. The dues payable are prescribed in the Third Schedule.

12. Goods or livestock left on wharf or jetty.

(1) Unless the Port Officer directs otherwise, goods or livestock may be left upon a wharf or jetty, which is under the charge of the Marine Department, and if such goods or livestock are so left for more than forty-eight hours, they shall be subject to a storage fee as prescribed in the Fourth Schedule; but such goods or livestock shall not be left upon the wharf or jetty for more than thirty days.

(2) If in respect of such goods or livestock the storage fee cannot be conveniently recovered, the Port Officer may detain such goods or livestock and thereafter, upon giving reasonable notice, in any case not longer than fourteen days, to the owner or consignee thereof to settle the fees, may auction such quantity of such goods or livestock as is sufficient to satisfy the amount of fees due and expenses incurred in carrying out the auction. Any remaining sum, unless claimed by the owner or consignee of the goods or livestock within fourteen days from the date of auction, shall be credited to the Federal Consolidated Fund.

(3) If such goods or livestock are left upon the wharf or jetty for more than thirty days without being called for by the owner or consignee, such goods or livestock may be auctioned by the Port Officer and the proceeds thus realised shall be credited to the Federal Consolidated Fund.

13. Supply of fresh water to vessels.

The supply of fresh water to vessels within port limits may be arranged through the Marine Department. The charges payable are prescribed in the Fifth Schedule.

14. Garbage disposal.

Garbage disposal service may be provided by the Marine Department to vessels berthed within port limits. Where such service is provided to vessels, garbage disposal charges shall be levied on such vessels. The charges payable are prescribed in the Sixth Schedule.

15. Mooring services.

Vessels berthing within port limits or at any wharf or jetty, which is under the charge of the Marine Department shall, where so provided, use the mooring gang of the Marine Department. The fees payable for mooring services are prescribed in the Seventh Schedule.

16. Anchorage at Kuala Trengganu.

At the port of Kuala Trengganu—

- (a) the anchorage for mechanically propelled vessels shall be from the point of Tanjung Luang to Kampung Seberang Ra'yat thence to the corner of the jetty near the fish market at Kampung Dato;

- (b) the anchorage for native sailing ships shall be from Kampung Seberang Ra'yat along the north side of the harbour basin to a point opposite Kampung China;
- (c) the anchorage for all vessels awaiting pilot on arrival shall be within one nautical mile radius of the fairway buoy.

17. Anchorages at other ports.

The anchorage areas for other ports shall be as specified by the Port Officer in the Port Circular pursuant to rule 17 of the Federation Port Rules 1953.

18. Prohibited anchorage at Kerteh.

No vessel shall anchor within the area bounded by an imaginary line drawn from a position Latitude 4° 34' 27.5" North, Longitude 103° 27' 53.5" East; thence north-easterly to a position Latitude 4° 37' North, Longitude 103° 31' East; thence south-south-easterly to a position Latitude 4° 32' North, Longitude 103° 33' East; thence westerly to a position Latitude 4° 32' North, Longitude 103° 31' East; thence west-north-westerly to a position Latitude 4° 33' North, Longitude 103° 28' 25" East; and thence along the coast back to the original position.

19. Repeal.

The Port (Trengganu) Rules 1953 is repealed.

FIRST SCHEDULE

(Rule 9)

PORT DUES

	Per 100 *GRT or part thereof per call
1. Vessels entering port limits to load or discharge cargo or to embark or disembark passengers	\$15.00
2. Vessels entering port limits to load ship stores, fresh water or bunkers or for any other purposes	5.00

Provided that dues shall not be payable more than three times in any one calendar month in respect of the same vessel.

*"GRT" means gross registered tonnage.

SECOND SCHEDULE

(Rule 10)

TUG BOAT HIRE FEES

	Vessels up to 2,000 GRT	Vessels above 2,000 GRT and up to 15,000 GRT	Vessels of 15,000 GRT and above
1. Per tug boat for the first hour or part thereof	\$150.00	\$200.00	\$300.00
2. Per tug boat for every subsequent half hour or part thereof	75.00	100.00	150.00

- (a) Charge for tug service shall commence from the time a tug boat leaves its base until the time it returns to base.
- (b) When a tug boat is ordered, attends, but is not further employed, or when a tug boat is ordered, attends, but is dismissed before the operation of berthing or unberthing commence or is completed, the charges as prescribed above shall nevertheless be made.
- (c) An additional charge of 50% of the above mentioned fees shall be made if any part of tug service is performed between the hours of 1600 and 0800.
- (d) When a tug boat is ordered and the order is subsequently amended or cancelled less than two hours before the service is to be provided, a minimum charge of \$100.00 shall be made.

THIRD SCHEDULE

(Rule 11)

TONNAGE DUES

1. For the first 100 GRT or part thereof per 24 hours or part thereof for all permissible purposes	\$10.00
2. For each subsequent 100 GRT or part thereof per 24 hours or part thereof	
(a) dry cargo loaded or discharged to wharf or over-side	5.00
(b) dry cargo in bulk loaded or discharged to wharf or over-side	4.00
(c) loading or discharging liquid cargo in bulk or replenishing oil, water or supplies	6.00

FOURTH SCHEDULE

(Rule 12)

STORAGE FEE

	Per 24 hours or part thereof
For every metric tonne weight or every 2.83 cubic metres volume whichever is the greater or part thereof	\$20.00

FIFTH SCHEDULE

(Rule 13)

CHARGES FOR THE SUPPLY OF FRESH WATER

	Per 1,000 litres or part thereof
1. Fresh water supplied via hydrant to vessels berthed alongside (A minimum charge of \$80.00 shall be imposed.)	\$5.00
2. Fresh water supplied by boat from the Marine Department's tug or water boat:	
	Per metric tonne or part thereof
(a) to a vessel anchored within 2 nautical miles from the jetty (A minimum charge of \$100.00 shall be imposed if the order is for less than 20 metric tonnes.)	\$ 6.00
(b) to a vessel anchored further than 2 nautical miles but not more than 5 nautical miles from the jetty (A minimum charge of \$375.00 shall be imposed if the order is for less than 50 metric tonnes.)	8.00
(c) to a vessel anchored at a greater distance than 5 nautical miles from the jetty (A minimum charge of \$700.00 shall be imposed if the order is for less than 70 metric tonnes.)	10.00
3. Cancellation or amendment of order:	
Where the order is subsequently cancelled or amended, the following minimum charges shall apply:	
(a) if the order is cancelled or amended more than 24 hours before the supply of fresh water is required	Nil
(b) if the order is cancelled or amended less than 24 hours before the supply of fresh water is required Plus a recall fee of \$5.00 per hour or part thereof calculated from the time the Department's tug or water boat leaves its base until it returns.	\$30.00 per order

SIXTH SCHEDULE

(Rule 14)

GARBAGE DISPOSAL CHARGES

	Per calendar day or part thereof
1. Per vessel of 2,000 GRT and below	\$10.00
2. Per vessel above 2,000 GRT	20.00

SEVENTH SCHEDULE
(Rule 15)
MOORING SERVICE FEES

	Per operation (berthing or unberthing or shifting)
1. Vessels of 1,000 GRT and below	\$ 30.00
2. Vessels above 1,000 GRT and up to 2,000 GRT ...	60.00
3. Vessels above 2,000 GRT and up to 15,000 GRT ...	100.00
4. Vessels of 15,000 GRT and above... ..	130.00

An additional charge of 50% of the above fees shall be payable if any part of the mooring service is rendered between 1600 hours and 0800 hours.

Made the 16th August 1983.

TAN SRI CHONG HON NYAN,
Minister of Transport

EXAMINATIONS FOR CERTIFICATE
OF COMPETENCY (DECK)
RULES 1973