



**THE
SARAWAK GOVERNMENT GAZETTE
PART II**

Published by Authority

Vol. LXXXI

19th October, 2026

No. 71

Swk. L. N. 314

PORT AUTHORITIES ORDINANCE, 1961

BINTULU PORT AUTHORITY (SARAWAK)
(DUES, RATES AND CHARGES FOR NON-LNG VESSELS) REGULATIONS, 2026

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PORT AUTHORITIES ORDINANCE, 1961

BINTULU PORT AUTHORITY (SARAWAK)
(DUES, RATES AND CHARGES FOR NON-LNG VESSELS) REGULATIONS, 2026

(Made under section 64(1))

In exercise of the powers conferred upon the Bintulu Port Authority (Sarawak) by section 64(1) of the Port Authorities Ordinance, 1961 [**Ord. No. 1/61**], and with the approval of Majlis Mesyuarat Kerajaan Negeri, the following Regulations have been made:

Citation and commencement

1. These Regulations may be cited as the **Bintulu Port Authority (Sarawak) (Dues, Rates and Charges for Non-LNG Vessels) Regulations, 2026**, and shall be deemed to have come into force on the 1st day of September, 2026.

Interpretation

2. In these Regulations, unless the context otherwise requires—

“Authority” means the Bintulu Port Authority (Sarawak) established under section 3 of the Ordinance;

“base”, in respect of towage, firefighting services, ambulance services or any other services provided by the Authority, means an area normally occupied by the Authority’s tugs, firefighting personnel, firefighting vessels and equipment when not attending any function or performing any service or activity;

“damaged goods” means goods which, upon inspection thereof by the Traffic Manager, are found to be deteriorating, or leaking in the case of chemicals, and if left lying in the warehouse could, in the opinion of the Traffic Manager, be a hazard to health;

“day” in relation to a transaction, means the period of twenty-four hours from the time of the commencement of the transaction;

“export goods” means goods taken out or caused to be taken out of the Port, by sea, to any place outside the Port water limit;

“foreshore” means the land on the shoreline between the high and low water marks within the limits of a Port;

“import goods” means goods brought into or caused to be brought into the Port, by sea, from any place outside the Port water limit;

“IMDG Code” or “Code” means the latest edition of the International Maritime Dangerous Goods (IMDG) Code published by the International Maritime Organization as amended from time to time;

“LPG vessel” means a vessel that carries liquified petroleum gas as its cargo;

“non-LNG vessel” means a vessel that does not carry liquefied natural gas as its cargo;

“Ordinance” means the Port Authorities Ordinance, 1961 [*Ord. No. 1/61*];

“Pilot Boarding Ground” means the area where a pilot embarks a vessel for the purpose of piloting a vessel at any point determined by the Authority;

“Port” means the Bintulu Port within the limits declared under the Ordinance;

“port users” means the owner of the vessels, goods or operators including their representatives, successors and permitted assigns of such persons, shippers or agents for the custody, shipping and landing of goods or any person transacting business or entered into a contractual obligation with the Authority;

“public holiday” means public holiday as enumerated in the First Schedule and Second Schedule to the Public Holidays Ordinance [*Cap. 8 (1958 Ed.)*] and includes any special public holiday declared from time to time under that Ordinance;

“shut-out goods” means goods which are manifested for loading onto a vessel but are rejected by the vessel and are returned to the Port for restorage;

“tonne” means one metric ton of 1,000 kilograms or one cubic metre or part thereof, except for timber which shall be calculated on the basis of 1.25 cubic metre to the tonne;

“Traffic Manager” means the officer appointed by the Authority to be in charge of the logistic within the Port premises to coordinate and manage the berth allocation, vehicles and cargo handling for the orderly flow of operations and includes his assistants and any other officer acting under or with his authority; and

“valuable cargo” means—

- (a) any package containing bullion, precious stones and jewellery; or
- (b) any package containing goods exceeding RM50,000 in value, per package, as declared by the owner.

Palletised or unitised goods

3.—(1) Palletised or unitised goods rates shall apply to goods in respect of which the following conditions are fulfilled—

- (a) the cargo is in small packages or units which are wrapped or strapped together onto a pallet;
- (b) the weight or volume per unit shall be at least 500 kilograms or 1½ cubic metres but not more than 1,800 kilograms or 4 cubic metres;
- (c) the goods are manifested and the manifest is duly endorsed at the port of loading that the goods are palletised or unitised and the bill of lading, delivery order or shipping order is similarly endorsed; and
- (d) the palletised or unitised goods are discharged or loaded as single units.

(2) For the purposes of this Regulations, a “pallet” is a device on the deck on which a quantity of goods can be assembled to form a unit load for the purpose of transporting or handling or stacking with the assistance of mechanical appliances. It is made up of two decks separated by bearers or of a single deck supported by feet. Its overall height is reduced to the minimum compatible with handling by forklift and pallets trucks and it may or may not have a superstructure.

Transshipment cargo

4. “Transshipment cargo” means cargo which fulfills the following conditions—

(a) the cargo is transshipment on a through bill of lading dated at the port of loading and showing that the destination is via the Port;

(b) the cargo is discharged by the first carrier or lighter on to the Authority’s wharves and remains in the custody of the Authority until it is transhipped;

(c) the goods shall be reshipped by the Authority through the Authority’s wharves or jetties by the same or by another vessel.

Restriction in transshipment cargo rate

5. Transshipment cargo rate does not apply to dangerous goods classified by the Authority into groups that conform to the IMDG Code as amended from time to time and adopted by the Authority.

Chargeable tonnage

6.—(1) The Authority may elect to calculate all tonnage of goods according to the cubic measurement or gross weight, whichever is the greater, whether or not a ship’s manifest or shipping note is lodged with the Authority.

(2) The Authority may levy charges on the measurement tonnage if the weight tonnage cannot be ascertained or *vice-versa*.

(3) In the case of a vessel with dual tonnage or a vessel with an open or closed shelter deck, the higher tonnage shall be deemed to be gross registered tonnage of the vessel.

Payment of charges

7.—(1) Except in the case of a person holding a ledger or other credit account, all charges shall be payable in any acceptable payment method approved by the Authority.

(2) Where credit facilities are made available to the port users, accounts in respect of such credit facilities shall be settled within a period of thirty days from the date on which such accounts were despatched.

(3) Accounts which are not settled within the period specified in sub-regulation (2) shall be subject to a surcharge of ten percent thereof.

(4)(a) As security for payment of port charges, port users shall provide a bank guarantee of an amount at least equal to the credit and which at all times does not expire by its term less than ninety days from current day.

(b) The credit amount shall be, for each calendar year, an amount at least equal to the anticipated amount of port users' port charges for three months.

(c) In lieu of bank guarantee, port users may furnish cash in advance as security for payment of the charges, calculated based on one hundred and fifty percent of the estimated port charges.

(5)(a) The Authority may reserve the right to increase the security amount for payment if it appears that such security for payment accepted is insufficient to secure any of the amounts which are or may be owed by the port users.

(b) The port users shall forward such additional amount to the Authority upon receipt of Authority's demand for the same.

Imposition of port dues, rates, charges, etc.

8. The Authority may, with the approval of Majlis Mesyuarat Kerajaan Negeri, impose on the port users, such port dues, rates, charges, *etc.* as prescribed in the Schedule.

Undercharge

9.—(1) The Authority shall be entitled to collect any amount which may be ascertained to have been undercharged or that which may otherwise be found to be due and shall demand in writing the payment of any such amount within three years from the date the transaction is completed.

(2) In this Regulations, "transaction" shall include all services rendered, supplies provided or contracts to which the Authority is a party.

Overcharge

10.—(1) A person shall not be entitled to a refund of any overcharge unless such person refers in writing to the Authority within three years from the date the delivery bill or the shipment bill or any other bill is issued to him, giving full information and supported by such other documentary evidence as may be required.

(2) Where any goods have been measured or weighed by the Authority, no claim for a refund shall be accepted by the Authority unless the person claiming the refund had disputed the measurement or weight of such goods at the time such goods were measured or weighed.

Surcharge for Under Declared Cargo

11. Any cargo found to be under declared by measurement or weight shall be imposed a surcharge of ten percent handling charges.

Store rent

12.—(1) Import goods shall be allowed a free storage period of 72 hours commencing from the end of the shift during which the vessel completed discharge,

and the charges, if incurred, shall be calculated per day of 24 hours commencing from the expiry of the free storage period of 72 hours.

(2) Export goods shall be allowed a free storage period of 168 hours calculated from the end of the shift during which storing commences, and the charges, if incurred, shall be calculated per day of 24 hours commencing from the expiry of the free storage period of 168 hours.

(3) In calculating the free storage period, Sundays and all gazetted public holidays shall be included.

(4) Removal to warehouse shall be at the discretion of the Traffic Manager and may be done either on acceptance of an application to transfer to warehouse storage or, in respect of goods not removed from transit sheds, whenever necessary for the convenience of the Port.

(5) When tarpaulins are used to protect goods stored in the open storage, rental shall be charged at transit sheds storage rate.

Labour requisition

13.—(1) An application for labour to work for the following shift shall be made not less than five hours in advance.

(2) An application for labour made in contravention of the condition specified in paragraph (1) shall be imposed with charge at the rate as may be determined by the Authority.

Condition of hire of mechanical equipment, gears and appliances

14.—(1) The Authority, while taking all reasonable precautions to ensure that the mechanical equipment, gears and appliances it issues are in sound and usable condition, shall not be responsible for any consequences which may arise as a result of breakage or other unforeseen circumstances occurring during the period of hire.

(2) The articles are hired on condition that the entire liability rests with the hirer, who shall be required to indemnify the Authority accordingly.

(3) Any expenses for repairs or renewal of mechanical equipment, gears and appliances hired from the Authority, over and above that caused by ordinary wear and tear, shall be charged in addition to the normal charges for the hire of such mechanical equipment, gears and appliances.

(4) When cranes of the capacity required are not available from the Authority, the Traffic Manager may, on request, allow a crane of a suitable type to be brought in from outside the Port.

General conditions

15.—(1) The Authority shall not provide any service to any person unless such person makes a request in writing for the same, and where such request is made, the Authority may, where it deems it fit to do so in the interests of the Authority, refuse the request without assigning any reason therefor.

(2) A delivery order for delivery of imported goods shall not be acted upon until such order in writing has been received from the shipowners or agents.

(3) A shipment order for shipment of goods shall not be acted upon unless it is endorsed by the shipowners or agents.

(4) (a) In all cases, customs requirements shall be complied with before delivery or shipment is carried out.

(b) Where cargo is stored for longer than would otherwise be the case due to customs formalities, the Authority may waive the storage charge for the period of the delay.

(5) The Authority may remove goods at any time it considers necessary, and the appropriate removal charges shall be imposed.

SCHEDULE

CHARGES FOR ACCOUNT OF VESSEL

Items

1. PORT DUES

Port dues are chargeable to a consignee or shipper for goods and passengers passing over the foreshore of privately operated jetties, facility installation and terminals within the Port limit—

(a)	Goods	RM2.00 per metric tonne
(b)	Passengers	RM10.00 per head

2. HARBOUR SERVICE

Subject to the exceptions specified hereunder, harbour service is payable by all vessels entering the Port at the following rates—

(a)	30 days and below	RM5.50 per metre visit
(b)	Above 30 days	RM16.50 per metre visit

Exceptions:

- (i) Vessels belonging to the Government of Malaysia or of any State;
- (ii) Warships including troop carriers;
- (iii) Vessels which call at the Port solely for seeking medical aid and disembarking persons who are ill, or vessels forced to seek shelter in a Port because of damage, storms or other adverse weather conditions;
- (iv) Vessels calling at the Port solely for the purpose of loading or discharging goods or materials for the Authority's own use, and vessels which are used solely for work, installations, and maintenance carried out at the expense of the Authority;
- (v) Vessels belonging to the Authority or in its services;
- (vi) Vessels below 25.0 metre length overall;
- (vii) Vessels passing through Port limit on innocent passage;
- (viii) Other vessels as may be exempted by the Authority with the approval of the Minister.

3. PILOTAGE

For piloting vessel within or outside the Port limit, the pilotage charges payable shall be as follows—

3.1 Movement Within Port Limits—

- (a) Vessels proceeding to or from any point within Port limits inclusive of berths, jetties and anchorages, but excluding Single Bouy Mooring—

Vessel length overall	Per movement (RM)
30m and below	210.00
Exceeding 30m but not exceeding 60m	245.00
Exceeding 60m but not exceeding 90m	295.00
Exceeding 90m but not exceeding 120m	360.00
Exceeding 120m but not exceeding 150m	430.00
Exceeding 150m	525.00

- (b) Vessels proceeding to or from Single Buoy Mooring—

Vessel length overall	Per movement (RM)
30m and below	256.00
Exceeding 30m but not exceeding 60m	333.00
Exceeding 60m but not exceeding 90m	410.00
Exceeding 90m but not exceeding 120m	487.00
Exceeding 120m but not exceeding 150m	564.00
Exceeding 150m	641.00

3.2 Movement Outside Port Limits—

All assistance rendered outside the Port limit will be charged at three times the rates for movement within Port limits.

3.3 Miscellaneous—

- (a) Pilot cancellation or amendment—

If Pilot cancellation or amendment is made less than four hours before the time requested on the original booking, pilot charges shall be charged at RM200.00 per occasion.

- (b) Pilot detention—

When a pilot is detained on board a vessel at Pilot Boarding Ground, the following detention charges shall be payable—

(i) under 30 minutes	NIL
(ii) 30-60 minutes	RM60.00
(iii) more than 60 minutes	RM200.00

- (c) When pilot is ordered but not used—

When a pilot is ordered but subsequently not used, a full charge shall be imposed as if the service had been rendered.

(d) Night services—

All pilotage services shall incur an additional charge of RM80.00 for services rendered between 1800 hours to 0559 hours the following day. This rate is also applicable for work commencing earlier than 1800 hours but completing after 1800 hours and also for work commencing earlier than 0559 hours and ending after 0559 hours.

(e) Public holidays—

When pilotage services are rendered on a gazetted public holiday, all the charges payable in the Schedule shall be doubled.

4. TOWAGE

Charges for any tug services rendered shall be calculated from the time the tug leaves its base until the time it returns to the base. The rates are as follows—

4.1 Berthing and Unberthing—

(a) Vessels proceeding to or from any point within Port limits inclusive of berths, jetties and anchorages, but excluding Single Buoy Mooring—

Vessel length overall	Per tug per half hour or part thereof (RM)
31m to 60m	110.00
Exceeding 60m but not exceeding 90m	130.00
Exceeding 90m but not exceeding 120m	180.00
Exceeding 120m but not exceeding 150m	250.00
Exceeding 150m	300.00

(b) Vessels proceeding to or from Single Buoy Mooring—

Per tug per half hour or part thereof (RM)
1,250.00

4.2 Firefighting Services—

Charges for the use of tugs for the firefighting services, whether at the request of a vessel or as ordered by the Authority, shall be at the same rate as charges for berthing and unberthing services.

4.3 Other Services—

	Per tug per half hour or part thereof (RM)
(a) Assisting vessel in difficulties, including attendance using Authority's tug	1,200.00
(b) For anti-pollution operations including attendance or any assistance provided in connection with the operation, using the Authority's tug	1,200.00

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|-----|--|--------|
| (c) | Launches and barges used for any general work or work in connection with firefighting, anti-pollution or salvage operations (including attendance) | 200.00 |
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4.4 Miscellaneous—

- (a) (i) All forms of dry powder, chemicals or other equipment used in firefighting, anti-pollution, clean up, or salvage operations or in rendering any other assistance shall be replaced by the owner, or master or agent of the vessel concerned.
- (ii) Any equipment damaged or lost shall be replaced at the expense of the owner, master or agent of the vessel concerned.
- (b) Any assistance rendered outside Port limits shall be charged at triple the normal rates applicable.
- (c) All towage service shall incur an additional charge of fifty percent for services between 1800 hours to 0559 hours the following day. This rate is also applicable for work commencing earlier than 1800 hours but completing after 1800 hours and also for work commencing earlier than 0559 hours and ending after 0559 hours.
- (d) When a towage service is rendered on a gazetted public holiday, an extra charge of fifty percent of the normal towage charges shall be payable in addition to the normal charges due.
- (e) Any overtime incurred by the tug crew in firefighting operations, salvage operations or in rendering any other assistance shall be borne by the owner, master or agent of vessel concerned.
- (f) If cancellation or amendment is made less than four hours before the time requested on the original booking, towage charges shall be charged at RM200.00 per tug per occasion.
- (g) When a tug is ordered but subsequently not used, a full charge shall be imposed.

5. BERTH OCCUPANCY

Berth occupancy charges shall be payable by every vessel using the Authority's wharves and jetties. The rate shall be based on the length overall of the vessel and the time it spends at the berth:

Provided that no charges shall be payable for periods during which the Authority is unable to provide services either due to its own inadequacies or to unforeseen circumstances beyond its control.

5.1 Wharf—

		Per metre hour or part thereof (RM)
(i)	General cargo	1.00
(ii)	Container	1.00
(iii)	Dry Bulk	2.30
(iv)	Petroleum Jetty	5.00
(v)	LPG Jetty	5.50
(vi)	Palm Oil Jetty	2.80

5.2 Jetty—

RM0.60

Vessels remaining at the wharf or jetty after they have received instructions in writing to leave are charged at five times the relevant rates shown.

5.3 Mooring Services—

(a) All vessels except LPG vessels

Vessel length overall	Per operation (RM)
30m and below	75.00
Exceeding 30m but not exceeding 60m	98.00
Exceeding 60m but not exceeding 90m	120.00
Exceeding 90m but not exceeding 120m	143.00
Exceeding 120m but not exceeding 150m	165.00
Exceeding 150m	188.00

(b) LPG Vessels

Vessel length overall	Per operation (RM)
60m and below	1,540.00
Exceeding 60m but not exceeding 90m	1,900.00
Exceeding 90m but not exceeding 120m	2,250.00
Exceeding 120m but not exceeding 150m	2,500.00
Exceeding 150m	2,850.00

6. STEVEDORAGE

Stevedorage charges in respect of goods discharged from a vessel or loaded onto a vessel and other miscellaneous stevedorage charges shall be as follows—

6.1 Between Vessel and Wharf

	Per tonne or part thereof (RM)
(i) Palletised or unitised goods	4.50
(ii) Bagged goods (rice, sugar and salt)	3.50
(iii) Other bagged cargo	5.00
(iv) Other general cargo	6.00
(v) Sawn timber in bundles	3.50
(vi) Heavy lift of 3 tonnes and above	11.00
(vii) Bulky lift of over 3 cubic metres	11.00
(viii) Long Lift of over 9 metres in length	11.00
(ix) Vehicles — Ro Ro — Lo Lo	25.00 each 9.00 each
(x) Dry-Bulk cargo	1.00
(xi) Liquid-Bulk cargo	0.30
(xii) Container stevedorage charges at the Container Terminal	

		Per box (RM)		
		20"	40"/45"	Out of Gauge
	(a) Laden	90.00	115.00	150.00
	(b) Empty	50.00	100.00	150.00
	(c) Transhipment	All transhipment containers and other goods shall be charged at the rate of fifty percent less than the normal rates		
	(d) Containerised Cargo	Per lift per hour or part thereof (RM)		
	0 – 15 tonnes	100.00		
	15 – 30 tonnes	300.00		
	Above 30 tonnes	500.00		
6.2	Between Vessel and Vessel (Overside Handling)—			
	When a vessel is berthed at any of the Authority's berths and works cargo directly to or from another vessel or vessel berthed alongside her, she shall pay the charges set out in Item 6.1, in respect of all cargo so worked.			
6.3	Shifting in the Hold—			
		Per tonne of part thereof (RM)		
	(a) On the same level in the same hold	5.00		
	(b) Between levels in the same hold	7.00		
	(c) Between hatches via the wharf	10.00		
	For Container	Per box (RM)		
	(a) Shifting on board	50.00		
	(b) Discharge, land and restow	100.00		
	If the cargo shifted via the wharf is stored in the transit shed prior to reshipment it will be regarded as transhipment cargo and charged according to Item 6.7.			
6.4	Standby—			
	6.4.1	Standby for labour and equipment		
	A vessel shall pay the labour and equipment standby charge payable at the rate of RM38.00 per half hour or part thereof if the labour and equipment requested are not working or are in a state of readiness including but not limited to the following reasons—			
	(a)	the vessel does not receive instructions to commence operations from the agent or owner of the ship; or		
	(b)	late arrival of the vessel caused by owner or agent of the vessel.		
	Notwithstanding subparagraph (1), standby charge for labour and equipment shall be exempted due to any of the following—			
	(a)	delay in Custom's or Immigration's clearance;		
	(b)	equipment transfers in hatch; or		
	(c)	Port power failure.		

6.4.2 Standby charges per quay crane

- | | |
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| (a) For the first 15 minutes or part thereof | RM500.00 |
| (b) For every subsequent 5 minutes or part thereof | RM100.00 |

The above standby charges shall apply under the following circumstances—

- (a) awaiting ship's instructions to start operations or other standby including standby during operations caused by the owner or agent of the vessel;
- (b) late arrival of the vessel. The standby charge shall commence 30 minutes after the estimated time to berth up to the actual time of berthing if the delay is caused by the owner or agent of the vessel.

6.4.3	Open/close hatch cover	RM130.00 per hatch cover per movement
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6.5 Cancellation of Gang—

A cancellation of an application for any request for labour and equipment shall be made to the Authority not less than 5 hours before the commencement of the shift. If such cancellation is made less than the period specified, the cancellation of the application for labour and equipment is chargeable at the rate as follows—

	Per gang (RM)
(a) Gang ordered for weekdays	50.00
(b) Gang ordered for Sunday or public holiday	100.00

6.6 Work During Meal Breaks—

Work during meal breaks is charged at the rate of RM38.00 per gang per half hour or part thereof.

6.7 Transhipment Cargo—

All transhipment cargo shall be given preferential stevedorage rates at ten percent below the normal stevedorage rates as prescribed in Item 6.1.

6.8 Animal and Livestock—

Individual animals may be loaded or discharged directly or via wharf, for which the stevedorage charges are as follows—

(a)	horses, cattle, ponies, mules and donkeys, per head	RM5.00
(b)	pigs, sheep, goats, calves, dogs, cats and monkeys, per head	RM2.00
(c)	chicken, fowl and the like, in baskets—	
	(i) baskets not exceeding 1 metre in diameter, per basket	RM1.00
	(ii) baskets exceeding 1 metre in diameter, per basket	RM2.00
(d)	Wild animals and reptiles in cages or crates, per cage	RM8.00
(c)	elephants, per head	RM10.00

6.9 Valuable Cargo—

Stevedorage services in respect of valuable cargo shall be charged at the rate of one per cent of the declared value of the cargo.

7. FRESH WATER SUPPLY

(a) At Wharf—

Fresh water supplied to ships from the Authority's water main is charged at the rate of RM3.00 per 1,000 litres or part thereof, subject to a minimum charge of RM100.00 per occasion.

(b) From Water Boat—

Fresh water supplied to ships from a water boat or other vessel is charged at the rate of RM5.50 per 1,000 litres or part thereof, subject to a minimum charge of RM120.00 per occasion.

8. PASSENGER CHARGES

A charge of RM3.00 per head to cover the cost of baggage handling by the Authority's workers and for the use of Port facilities shall be made for all passengers embarked or disembarked.

CHARGES FOR ACCOUNT OF SHIPPER OR CONSIGNEE

9. HANDLING CHARGES

9.1 Break-bulk Goods Handling—

Break-bulk goods handling charges in respect of goods received, stored and delivered by the Authority are as follows—

(a) Via-shed—

		Per tonne or part thereof (RM)
(i)	Palletised or unitised goods	7.00
(ii)	Bagged goods (rice, sugar, salt)	4.50
(iii)	Other bagged cargo	7.00
(iv)	Other general cargo	7.50
(v)	Sawn timber in bundles	5.00
(vi)	Heavy cargo of 3 tonnes and above	8.50
(vii)	Bulky cargo of 3 cubic metres and above	8.50
(viii)	Long cargo of 9 metres and above in length	8.50
(ix)	Vehicles — Ro Ro	22.00 each
	— Lo Lo	7.70

(b) Direct shipment or delivery—

		Per tonne or part thereof (RM)
(i)	Palletised or unitised goods	5.00

(ii)	Bagged goods (rice, sugar, salt)	2.50
(iii)	Other bagged cargo	5.00
(iv)	Other general cargo	5.50
(v)	Sawn timber in bundles	4.00
(vi)	Heavy cargo of 3 tonnes and above	6.50
(vii)	Bulky cargo of 3 cubic metres and above	6.50
(viii)	Long cargo of 9 metres and above in length	6.50
(ix)	Vehicles — Ro Ro	15.00 each
	— Lo Lo	6.00

9.2 Dry-bulk Cargo Handling—

A charge shall be made at RM11.00 per tonne or part thereof on dry-bulk cargo loaded or discharged over the Authority's wharves or jetties.

9.3 Liquid-bulk Cargo Handling—

A charge shall be made at 50 cents per tonne or part thereof on liquid product in bulk loaded or discharged through pipelines at the Authority's wharves or jetties.

9.4 Container Handling—

9.4.1 Receiving or shipping using Port's gear—

	Per box (RM)	
	20"	40"
(a) LCL (including stuffing/unstuffing)	240.00	370.00
(b) FCL (excluding stuffing / unstuffing)	105.00	160.00
(c) Empty	80.00	110.00
(d) Dangerous Goods	315.00	445.00
(e) Out of Gauge	500.00	
	Per tonne or part thereof (RM)	
(f) Uncontainerised cargo	15.00	

9.4.2 Extra movement of containers in the container yard at the request of the shipper or consignee shall incur a charge at the following rates—

	Per box per movement (RM)		
	20"	40"	Out of Gauge
(a) Laden	80.00	160.00	200.00
(b) Empty	50.00	100.00	150.00
(c) Containers for inspection shall incur a charge of RM50.00 per box per round trip			

These charges shall include the following—

- (i) Delivery of container after free storage;
- (ii) Delivery of container without pre-booking;

- (iii) Receiving of container before opening time;
- (iv) Failure to take delivery after confirm booking;
- (v) Misleading or inaccurate shipping note;
- (vi) Unspecified return of containers;
- (vii) Movement of containers in/out of depot; or
- (viii) Inter terminal transfer (per round trip).

9.4.3 Shut-out containers—

Where an export container or a transshipment container is stacked at the export section of the container yard and is shut-out by the vessel and subsequently delivered, the following charges shall be payable—

	Per box (RM)	
	20"	40"/45"
	200.00	360.00
Out of Gauge		400.00

These charges shall be additional to extra movement charges, if any. Where a container to be exported is shut-out by one vessel and subsequently shipped via another vessel, extra movement charges shall be levied on the container according to the number of extra movements involved. The free storage period shall be calculated from the date the container is first received.

9.4.4 Reefer container service—

	Per box (RM)	
	20"	40"/45"
(a) Pre-trip inspection (at the request of the shipper or consignee)	30.00	45.00
(b) Connecting or disconnecting electricity supply on board vessel	15.00	
(c) Connecting and disconnecting reefers at the reefer yard (including electricity consumption)	12.00	24.00
(d) Monitoring services at the reefer yard	5.00	10.00

9.4.5 Miscellaneous handling charges—

	Type of services	Per box (RM)	
		20"	40"/45"
(i)	Sweeping, removing dunnage, greasing locks and hinges of containers	10.00	20.00
(ii)	Sweeping, removing dunnage, cleaning with detergent, greasing locks and hinges of containers	15.00	30.00
(iii)	Stuffing / unstuffing of containers	90.00	140.00
(iv)	Sending in export containers after closing time	80.00	150.00
(v)	Sending in export cargo for stuffing after closing time	80.00	150.00

9.4.6 Change of status—

The following charges shall apply for any change in status. These charges shall not be levied if the Authority were informed of the change in status at least 24 hours before the arrival of the vessel.

		Per box (RM)		
		20"	40"/45"	Out of Gauge
		45.00	70.00	70.00
9.5	Handling Edible Oil Cargo—			
	The rate for handling charge is RM2.00 per tonnes or part thereof.			
9.6	Container Freight Station (CFS) Services—			
9.6.1	CFS handling charges—			
	Type of services	Per box (RM)		
		20"	40"	
	(i) Full Container Load (FCL)			
	Import			
	Move FCL container from wharf to container yard, subsequently from container yard to CFS for unstuffing and return empty (MT) to container yard	387.50	605.00	
	Export			
	Move MT container from container yard to CFS to stuffing, return to container yard and subsequently move container to wharf for loading onto vessel	347.50	540.00	
	(ii) Less Container Load (LCL)			
	Import			
	Move container from wharf to container yard and subsequently move container to CFS for unstuffing and return MT to container yard	332.50	555.00	
	Export			
	Move MT from container yard to CFS to stuffing, return to container yard and subsequently move container to wharf for loading onto vessel	337.50	560.00	
9.6.2	Stuffing/Unstuffing charges—			
		Per box (RM)		
		20"	40"	
	Stuffing of cargo into container or unstuffing of cargo into warehouse	145.00	190.00	
9.6.3	Lift on/Lift off charges—			
		Per box (RM)		
		20"	40"	
	Laden	65.00	100.00	
	Empty	30.00	60.00	

9.6.4 Receipt/delivery of cargoes at CFS—

		Per tonne or part thereof (RM)
(i)	Palletised or unitised goods	9.00
(ii)	Bagged goods (rice, sugar, salt)	5.50
(iii)	Other bagged cargo	9.00
(iv)	Other general cargo	9.50
(v)	Sawn timber in bundles	9.00
(vi)	Heavy lift of 3 tonnes and above	11.00
(vii)	Bulky cargo of 3 cubic metres and above	11.00
(viii)	Long lift of 9 metres and above in length	11.00
(ix)	Vehicles — Ro Ro — Lo Lo	29.00 each 15.00

9.7 Handling Transhipment Cargo—

Break-bulk cargo handling charges in respect of transhipment cargo are payable by the shipper at the same rates as charges for break-bulk cargo handling for direct shipment or delivery.

9.8 Work During Meal Breaks—

If work is required and rendered during meal breaks, a surcharge shall be imposed at the rate of RM38.00 per gang, per half hour or part thereof.

10. STORE RENT

All goods lying in the Port premises shall incur the following store rent charges—

10.1 Import Cargo—

	Per tonne or part thereof (RM)	
	(a) Shed	(b) Open storage
1 st day or part thereof	NIL	NIL
2 nd day or part thereof	NIL	NIL
3 rd day or part thereof	NIL	NIL
4 th day or part thereof	1.50	0.50
5 th day or part thereof	1.80	0.80
6 th day or part thereof	2.10	1.10
7 th day or part thereof	2.40	1.40
8 th day or part thereof	2.70	1.80
9 th day or part thereof	3.20	2.20
10 th day or part thereof	4.00	2.60
11 th day or part thereof	5.00	3.10
12 th day or part thereof	6.00	3.60
13 th day or part thereof	7.50	4.60
14 th day or part thereof	9.00	5.60

	Each subsequent week, per week or part thereof	7.00 (Additional)	5.00 (Additional)
10.2	Export Cargo—	Per tonne or part thereof (RM)	
		(a) Shed	(b) Open storage
	1 st day of part thereof	NIL	NIL
	2 nd day or part thereof	NIL	NIL
	3 rd day or part thereof	NIL	NIL
	4 th day or part thereof	NIL	NIL
	5 th day or part thereof	NIL	NIL
	6 th day or part thereof	2.70	1.80
	7 th day or part thereof	3.20	2.20
	8 th day or part thereof	4.00	2.60
	9 th day or part thereof	5.00	3.10
	10 th day or part thereof	6.00	3.60
	11 th day or part thereof	7.50	4.60
	12 th day or part thereof	9.00	5.60
	13 th day or part thereof	10.50	7.10
	14 th day or part thereof	12.50	8.10
	Each subsequent week, per week or part thereof	7.00 (Additional)	5.00 (Additional)
10.3	Valuable Cargo—	Valuable cargo shall be subject to store rent at three times the rate of store rent for ordinary import or export cargo stored in the shed, as the case may be.	
10.4	Shut-out Cargo—	(a) Shut-out cargo shall be charged store rent at a flat rate of RM3.00 per tonne or part thereof, per week or part thereof, after the expiry of the 3 days free storage period. (b) If cargo is shut out by the vessel and is redelivered to the consignor, there is, apart from store rent charges, an additional handling charge of RM3.00 per tonne or part thereof. (c) Any goods left in the Port premises without approval shall incur store rent at the rate of RM3.50 per tonne or part thereof per day of part thereof and may, at any time, be removed by the Authority at the owner's expense.	
10.5	Damaged Cargo—	Store rent in respect of damaged cargo shall be charged at twice the normal rate of such cargo with effect from the date of advice given in respect thereof by the Authority to the consignee or shipper, as the case may be.	

10.6 Transhipment Cargo—

Store rent for transhipment cargo shall be charged at the following rates—

	Per tonne or part thereof (RM)
(a) If shipped within 28 days from the date of completion of discharge by the first carrier	1.00
(b) If shipped after 28 days from the date of completion of discharge by the first carrier	7.00 per week or part thereof

10.7 Dangerous Goods—

- (a) No dangerous goods in Group 1 shall be accepted for storage.
- (b) Dangerous goods in Group 2 and Group 3 may be allowed storage and shall be charged at the rate of RM10.50 per tonne or part thereof, per day or part thereof, calculated from 24 hours after completion of discharges.

10.8 Long term storage—

Subject to availability of space, the Authority may grant long term storage for a minimum period of 28 days on application by the shipper or consignee, and store rent shall be charged at the rate of RM10.00 per tonne per week:

Provided that store rent for long term storage in respect of transhipment cargo shall be charged at the rate of RM4.00 per tonne per week or part thereof.

10.9 Containers—

10.9.1 Storage charges for containers are as follows—

	Per container, per day	Per box (RM)	
		20"	40"/45"
(a) Laden		4.00	8.00
(b) Empty		4.00	8.00
(c) DG Containers		60.00	120.00
	Out of Gauge	RM	
(d) Empty / Laden		30.00	
(e) 20" DG		60.00	
(f) 40" DG		120.00	
(g) Out of Gauge DG		120.00	

Provided that containers shall be given a free storage period of:

- (i) 7 days for all laden containers;
- (ii) 12 days for all empty containers;
- (iii) 28 days for all transhipment containers;
- (iv) 2 days for all DG containers.

10.9.2 Storage charges at the Container Freight Station (CFS)—

	Per box per day (RM)
	20" 40"
(a) Container stay at stuffing bay (if more than 48 hours)	8.00 16.00

- (b) Long term space rental 18.50 per square metre per month
(minimum 1 month)
- (c) Office space rental 25.00 per square metre per month
- (d) Break bulk cargo storage at CFS (Shed)

Import	RM/tonne	Export	RM/tonne
4 th day	2.20		
5 th day	2.80		
6 th day	3.40		
7 th day	4.20		
8 th day	5.00	8 th day	5.00
9 th day	5.80	9 th day	5.80
10 th day	7.00	10 th day	7.00
11 th day	8.00	11 th day	8.00
12 th day	9.00	12 th day	9.00
13 th day	10.00	13 th day	10.00
14 th day	11.00	14 th day	11.00
Each subsequent week	17.00	Each subsequent week	17.00

11. INDIRECT CHARGES

Indirect charges in respect of the following goods are levied as follows—

	Per tonne or part thereof (RM)
(a) Dry and break-bulk cargo at wharf	0.50
(b) Liquid-bulk cargo (crude oil)	1.00
(c) Other liquid-bulk cargo	0.50
(d) Cargo at anchorage or private jetty	0.70

	Per box (RM)	Out of Gauge
20"	40"/45"	
12.50	25.00	35.00

GENERAL SERVICES

12. SPECIAL CARGO SURVEY CHARGES

If the Authority is called upon to undertake any special survey, a survey charge at the rate fee of RM20.00 per survey for a period not exceeding two hours shall be payable by the person requesting the survey. For each additional hour or part thereof the survey charge payable shall be RM10.00.

13. SORTING CHARGES

If cargo is discharged under mixed marks, sorting charges shall be payable at the rate RM2.00 per tonne or part thereof and if the consignee or shipper requires a further check by weight or volume, and restacking or sorting or breakdown of stack for delivery, an additional charge of RM2.50 per tonne or part thereof shall be imposed.

14. MEASURING

Measuring at the request of a vessel, consignee, shipper or other person shall be undertaken at the rate of RM2.00 per tonne or part thereof, subject to a minimum charge of RM20.00.

15. USE OF WEIGHBRIDGE AT THE CONTAINER TERMINAL

The use of the weighbridge belonging to the Authority shall be charged at the rate of RM5.00 per weighing.

16. USE OF WEIGHING SCALE

The use of the weighing scale belonging to the Authority is charged as the rate of RM2.00 per tonne or part thereof of the goods weighed.

17. REMOVAL CHARGES

- (a) Import cargo not delivered after the expiry of the free storage period may be subject to a removal charge of RM3.00 per tonne or part thereof.
- (b) Export cargo not loaded after the expiry of the free storage period may be subject to a removal charge of RM3.00 per tonne or part thereof.

18. RENT OF SPACE

Consignees and other interested persons may rent space on the floor of any transit shed or outside any transit shed for opening up packages for examination, assembling, repacking, rebagging, remarking, sorting, or for temporary storage of goods. Charges for such space shall be as follows—

	Per day or part thereof (RM)
(a) Inside shed, per square metre or part thereof	2.00
(b) Outside shed, per square metre or part thereof	1.50

19. REPAIRS AND REBAGGING

Sundry repairs to packages and other containers may be undertaken by the Authority at the following rates—

	Per unit (RM)
(a) Resoldering of metal containers or drums	1.50
(b) Resoldering of tins	1.00
(c) Repairing wooden cases—	
(i) large (above 0.06 cubic metre)	1.20
(ii) small (0.06 cubic metre or less)	1.00
(d) Rebagging (cost of extra sack)	2.00

20. ISSUE OF ANNUAL PASSES AND RENEWAL

For each issue, renewal or replacement of an annual pass to enter the Authority's premises, the following charges shall be imposed—

(a)	Personal pass	RM5.00
(b)	Vehicle pass	RM10.00

21. AMBULANCE SERVICES

Charges for ambulance services shall be calculated from the time the ambulance leaves its base to the time it returns to the base at the rate of RM20.00 per ambulance per hour or part thereof.

22. CHARGES FOR UNSCHEDULED WORK

Labourers, winchmen and signalmen may be hired other than on a gang basis, from the Authority, for any work at the following rates—

(a) Week Days—

Period	Per labourer (RM)	Per winchman/ signalman (RM)
7.00 a.m. to 11.00 a.m. or 12.00 noon to 3.00 p.m. or any part thereof	8.00	9.50
3.00 p.m. to 7.00 p.m. and 8.00 p.m. to 11.00 p.m. or any part thereof	10.00	12.00
11.00 a.m. to 12.00 noon meal period or any part thereof	2.50	3.00
Other meal periods or any part thereof	5.00	6.00

(b) Sunday and Public Holidays—

Period	Per labourer (RM)	Per winchman/ signalman (RM)
7.00 a.m. to 11.00 a.m. or 12.00 noon to 3.00 p.m. or any part thereof	10.00	12.00
3.00 p.m. to 7.00 p.m. and 8.00 p.m. to 11.00 p.m. or any part thereof	18.00	22.00
11.00 a.m. to 12.00 noon meal period or any part thereof	2.50	3.00
Other meal periods or any part thereof	5.00	6.00

23. GARBAGE/REFUSE COLLECTION

The Authority provides garbage collection services on request by the vessel. Charges for such services shall be as follows—

	Per vessel per collection (RM)
(a) collection from vessel at anchorage	60.00
(b) collection from vessel alongside	30.00

24. RENTAL OF MECHANICAL EQUIPMENT, GEARS AND APPLIANCES

The Authority's equipment may, if such equipment is not required by the Authority for its normal working purposes, be hired by a vessel, consignee or shipper for use within the Authority's premises, for the purpose of handling goods in circumstance not directly connected with the receipt, delivery or stacking of goods, at the time of discharge, or of loading or delivery to, or receipt from, a consignee or shipper at the transit door.

The Authority's staff shall operate the equipment, and rental shall be charged at the following rates—

	For each item of equipment for each hour or part thereof (RM)
(a) Forklift trucks, per unit with a lifting capacity of—	
(i) not exceeding 3 tonnes;	15.00
(ii) exceeding 3 tonnes but not exceeding 8 tonnes;	25.00

(iii)	above 8 tonnes;	45.00
(b)	Cranes with lifting capacity of—	
(i)	not exceeding 10 tonnes at 10 metre radius;	70.00
(ii)	exceeding 10 tonnes at 10 metre radius;	90.00
(c)	Towing tractors	30.00
(d)	Prime movers—	
(i)	not exceeding 10 tonnes capacity;	60.00
(ii)	exceeding 10 tonnes capacity;	70.00
		Each item per shift or part thereof (RM)
(e)	Rope slings	4.00
	Net slings	5.00
	Chain slings	4.00
	Steel plates (6 pieces to one set)	20.00
	Safety nets	15.00
	Tarpaulins	4.00
(f)	Wire slings (2 tonnes)	4.00
	Wire slings (5 to 9 tonnes)	12.00
	Wire slings (10 to 30 tonnes)	20.00
	Motor car slings	12.00
	Lorry slings	20.00
	Pallet slings	4.00
	Flour and cement slings	4.00
	Drum hooks, per set	4.00
	Steel barriers	2.00
	Gang ways	25.00

25. FIREFIGHTING SERVICES

Charges for the deployment of firemen or fire engine equipment or Port personnel shall be as follows—

	Per hour or part thereof (RM)
(a) Fire engine/salvage equipment	200.00
(b) Senior Fire Officer	50.00
(c) Junior Fire Officer	40.00
(d) Non-Commissioned Officer	30.00
(e) Fireman	20.00
(f) Port personnel	at such rates as are agreed between the parties

Charges shall be calculated from the time the fire engine, firefighting vessel or personnel leaves the base to the time of return to the base.

26. OIL SPILL RESPONSE SERVICES

Charges for the deployment of oil spill equipment or vessel or personnel shall be as follows—

	Description	Rates (RM) Standby		Rates (RM) Deployment	
		30 min or part thereof	60 min or part thereof	30 min or part thereof	60 min or part thereof
(a)	Containment Boom (250m) c/w Power Pack and Boom Reel including clean-up costs after deployment	400.00	800.00	800.00	1,600.00
(b)	Tugboat or Mooring Boat used as an anti-oil pollution craft. Boat is manned by one steersman and 5 workmen	1,200.00	2,250.00	2,400.00	4,500.00
(c)	Pilot Boat / Security Boat – To control traffic movement within channel	200.00	400.00	400.00	800.00
(d)	Oil Spill Response Workboat (rubber Dinghy c/w 30hp) and crew	150.00	300.00	300.00	600.00
(e)	Skimmer (30 tonnes per hour) c/w Temporary Storage Tank – 10,000 litres	350.00	550.00	700.00	1,100.00
(f)	Consumables – Absorbent Pads / Absorbent Booms (Actual Cost plus 15% administrative charge thereon)				
(i)	Imbiber Beads, Pillow 14" x 21"	300.00 per unit			
(ii)	Imbiber Beads, Mini Boom 7" x 42"	300.00 per unit			
(iii)	Imbiber Beads, Blanket Boom 21" x 42"	700.00 per unit			
(iv)	Imbiber Beads, Floating Boom 4.5" x 7"	1,200.00 per unit			
(v)	Imbiber Beads, Blanket 21" x 35"	560.00 per unit			
(vi)	Imbiber Beads, Absorbent Pad 7" x 7"	100.00 per unit			
(vii)	Imbiber Beads, Sand Blend 8" x 8" x 13 ¼" H (9.1kg)	1,300.00 per unit			
(viii)	3M Absorbent Pad	20.00			

(ix)	3M Floating Boom 5" x 7"	40.00	
(g)	Dispersants (Actual Cost plus 15% administrative charge thereon)	100.00 per Liter	
	Manpower	Per hour or part thereof – Standby	Per hour or part thereof – Deployment
(h)	On-scene Commander – (Pilot on duty of Executive Safety or Senior Fire Officer)	350.00	700.00
	Fire Supervisor or Safety or Environment or Health Officer	250.00	500.00
	Lead Fireman or Oil Spill Operator	150.00	300.00
	Fireman or Port Personnel	100.00	200.00
(i)	Gas Detector plus Competent Gas Tester Personnel	300.00	600.00

Charges shall be calculated from time the oil spill equipment or vessel or personnel leaves the base to the time of return to the base.

Made this 15th day of September, 2026.

DATUK AMAR DOUGLAS UGGAH EMBAS
Chairman
Bintulu Port Authority (Sarawak)

Approved by the Majlis Mesyuarat Kerajaan Negeri this 24th day of September, 2026.

HAJAH HAIRANI BINTI MOHAMAD ISMAIL
Clerk To Majlis Mesyuarat Kerajaan Negeri

[To be laid before the Dewan Undangan Negeri pursuant to section 64(2) of the Port Authorities Ordinance, 1961 (Ord. No. 1/61).]

Swk. L. N. 315

PORT AUTHORITIES ORDINANCE, 1961
BINTULU PORT AUTHORITY (SARAWAK)
(DUES, RATES AND CHARGES FOR LNG VESSELS) REGULATIONS, 2026

ARRANGEMENT OF REGULATIONS

Regulation

1. Citation and commencement
2. Interpretation
3. Chargeable tonnage
4. Charge rates applied
5. Payment of charges
6. Responsibility for charges
7. Undercharge
8. Overcharge
9. General conditions
10. Imposition of port dues, rates, charges, *etc.*

<i>SCHEDULE</i>	—	CHARGES FOR ACCOUNT OF VESSEL
	—	CHARGES FOR ACCOUNT OF CONSIGNEE OR CONSIGNOR

PORT AUTHORITIES ORDINANCE, 1961

BINTULU PORT AUTHORITY (SARAWAK)
(DUES, RATES AND CHARGES FOR LNG VESSELS) REGULATIONS, 2026
(Made under Section 64(1))

In exercise of the powers conferred upon the Bintulu Port Authority (Sarawak) by section 64(1) of the Port Authorities Ordinance, 1961 [**Ord. No. 1/61**], and with the approval of Majlis Mesyuarat Kerajaan Negeri, the following Regulations have been made:

Citation and commencement

1. These Regulations may be cited as the **Bintulu Port Authority (Sarawak) (Dues, Rates and Charges for LNG Vessels) Regulations, 2026**, and shall be deemed to have come into force on the 1st day of September, 2026.

Interpretation

2. In these Regulations, unless the context otherwise requires—

“Authority” means the Bintulu Port Authority (Sarawak) established under section 3 of the Ordinance;

“Authority’s tug” means a tug either owned or chartered by the Authority;

“base”, in respect of towage, firefighting services, ambulance services or any other services provided by the Authority, means an area normally occupied by the Authority’s tugs, firefighting personnel, firefighting vessels and equipment when not attending any function or performing any service or activity;

“day” in relation to a transaction, means the period of twenty-four hours from the time of the commencement of the transaction;

“day movement” means the period from 0600 hours to 1759 hours lies with the operation time;

“LNG vessel” means a vessel that carries liquefied natural gas as its cargo;

“night movement” means the period from 1800 hours on one day to 0559 hours on the next day;

“Ordinance” means the Port Authorities Ordinance, 1961 [**Ord. No. 1/61**];

“Pilot Boarding Ground” means the area where a pilot embarks a vessel for the purpose of piloting a vessel at any point determined by the Authority;

“Port” means the Bintulu Port within the limits declared under the Ordinance;

“port users” means the owner of the vessels, goods or operators including their representatives, successors and permitted assigns of such persons, shippers or agents for the custody, shipping and landing of goods or any person transacting business or entered into a contractual obligation with the Authority; and

“public holiday” means public holidays as enumerated in the First Schedule and Second Schedule to the Public Holidays Ordinance [*Cap. 8 (1958 Ed.)*] and includes any special public holidays declared from time to time under that Ordinance.

Chargeable tonnage

3.—(1) LNG tonnage for each shipment shall be calculated according to the prescribed formula in Item 1 of the Schedule.

(2) The Authority may levy charges on the measurement tonnage if the weight tonnage cannot be ascertained.

Charge rates applied

4. The Authority may charge the LNG vessels at different rates when—

(a) operations commence during the night movement and end in the day movement, the night movement’s rate is to be applied;

(b) operations commence during the day movement and end in the night movement, the day movement’s rate is to be applied;

(c) operations commence on public holiday and end on a normal day, the public holiday’s rate is to be applied throughout the period;

(d) operations commence on a normal day and end on a public holiday, the normal day’s rate is to be applied throughout the period.

Payment of charges

5.—(1) Any payment of charges shall be payable by ledger or other credit account accompanied by a financial security.

(2) Where credit facilities are made available by the Authority to a port user, the outstanding amount shall be settled within a period of fifteen days from the date of the invoice.

(3) Accounts which are not settled within the period specified in sub-regulation (2) shall be subject to a surcharge of ten percent thereof and any account which is not settled within a subsequent period of fifteen days shall be subject to a further surcharge of ten percent.

Responsibility for charges

6. Unless otherwise specifically provided or previously agreed, responsibility for all charges shall be as prescribed in the Schedule.

Undercharge

7.—(1) The Authority shall be entitled to collect any amount which may be ascertained to have been undercharged or that which may otherwise be found to be due and shall demand in writing the payment of any such amount within three years from the date the transaction is completed.

(2) In this Regulation, “transaction” shall include all services rendered, supplies provided or contracts to which the Authority is a party.

Overcharge

8.—(1) A person shall not be entitled to a refund of any overcharge unless such person refers in writing to the Authority within three years from the date the delivery bill or the shipment bill is issued to him, giving full information and supported by such other documentary evidence as may be required.

(2) Where any goods have been measured or weighed by the Authority, no claim for a refund shall be accepted by the Authority unless the person claiming the refund had disputed the measurement or weight of such goods at the time such goods were measured or weighed.

General conditions

9.—(1) The Authority shall not provide any service to any person unless such person makes a request in writing for the same, and where such request is made, the Authority may, where it deems fit to do so in the interests of the Authority, refuse the request without assigning any reason therefor.

(2) Customs requirements shall be complied with before delivery or shipment is carried out.

Imposition of port dues, rates, charges, etc.

10. The Authority may, with the approval of Majlis Mesyuarat Kerajaan Negeri, impose on the port users, such port dues, rates, charges, etc. as prescribed in the Schedule.

SCHEDULE

CHARGES FOR ACCOUNT OF VESSEL

Items

1. CHARGEABLE TONNAGE FORMULA

$$\text{Weight (tonne)} = \frac{\text{Volume (cu. metres)} \times \text{Density (kg/cu. metre)}}{1,000}$$

2. HARBOUR SERVICE

Subject to the exceptions specified hereunder, harbour service is payable by all LNG vessels entering the Port at the following rates—

- | | | |
|-----|---------------|--|
| (a) | 1 - 30 days | RM1,966.00 per metre visit or part thereof |
| (b) | above 30 days | RM5,898.00 per metre visit or part thereof |

Exceptions:

- (i) Vessels which call at the Port solely for seeking medical aid and disembarking persons who are ill, or vessels forced to seek shelter in a Port because of damage, storms or other adverse weather conditions;

- (ii) Vessels passing through Port limit on innocent passage; or
- (iii) Other vessels as may be exempted by the Minister.

3. PILOTAGE

For piloting an LNG vessel from the Pilot Boarding Ground inwards to anchorage or LNG Jetty or *vice versa*, the charges payable shall be as follows—

- 3.1 Movement Within Port Limits—
Per movement RM2,260.00
- 3.2 Movement Outside Port Limits—
All assistance rendered outside Port limits will be charged at three times the rate for movement within Port limits.
- 3.3 Pilot Cancellation or Amendment—
If pilot cancellation or amendment is made less than four hours before the time requested on the original booking, pilot charges shall be charged at RM200.00 per occasion.
- 3.4 Pilot Detention—
Where a pilot is detained on board an LNG vessel, the following detention charges shall be payable—
 - (i) under 30 minutes NIL
 - (ii) 30-60 minutes RM60.00
 - (iii) more than 60 minutes RM200.00 per occasion
- 3.5 Night Movement—
All pilotage services shall incur an additional charge of twenty percent.
- 3.6 Public Holidays—
When pilotage services are rendered on a gazette public holiday, all the charges payable in the Schedule shall be doubled.

4. TOWAGE

Charges for tug services rendered are as follows—

- 4.1 Berthing and Unberthing—
 - (a) large tug (2000 HP and above) RM5,297.00 per tug per half hour or part thereof
 - (b) small tug (below 2000 HP) RM955.00 per tug per half hour or part thereof
- 4.2 Standby Duty When LNG Vessel Is Alongside—
Charges for a tug standby is calculated from the time the pilot leaves the vessel after berthing till the time he reboards the vessel for sailing, at the rate of RM1,250.00 per half hour or part thereof.
- 4.3 Tug Cancellation or Amendment—
When a tug is ordered but cancelled before the operation of berthing and unberthing commences, there will be a charge of RM200.00 per tug per occasion

if cancellation or amendment is made less than four hours before the time requested on the original booking.

4.4 Tug Detention—

When a tug is ordered and attends but is detained or not further employed, the following detention charges shall be payable:

(i)	under 30 minutes	NIL
(ii)	30-60 minutes	RM60.00 per tug per occasion
(iii)	above 60 minutes	RM200.00 per tug per occasion

4.5 Firefighting Services—

The use of tugs for firefighting shall be charged at the applicable berthing and unberthing towage rates.

4.6 Night movement—

All towage services shall incur an additional charge of twenty percent.

4.7 Miscellaneous—

- | | | |
|-----|---|---|
| (a) | Assisting LNG vessel in difficulties, including attendance using the Authority's tug | RM1,200.00 per tug per half hour or part thereof |
| (b) | For anti-pollution operations at sea, including attendance or any assistance provided in connection with the operation, using the Authority's tug. | RM1,200.00 per tug per half hour or part thereof |
| (c) | Launches and barges used, or in attendance, for any general work in connection with firefighting, anti-pollution or salvage operations. | RM200.00 per vessel per half hour or part thereof |
| (d) | <p>(i) All forms of dry powder, chemicals or other equipment used in firefighting, anti-pollution, clean up, salvage operations or in rendering any other assistance shall be replaced by the owner or master, agent or charterer of the LNG vessel concerned.</p> <p>(ii) Any equipment damaged or lost shall be replaced at the expense of the owner, master, agent or charterer of the LNG vessel concerned.</p> | |
| (e) | Any assistance rendered outside Port limits will be charged at three times the rates applicable. | |
| (f) | Charges for tug services shall commence from the time the tug leaves its base until the time it returns to the base. | |
| (g) | When a towage service is rendered on a gazetted public holiday, all the charges payable in this Schedule shall be doubled. | |
| (h) | Any overtime incurred by the crew in firefighting, salvage operations or in rendering any other assistance shall be borne by the owner, master, agent or charterer of the LNG vessel concerned. | |

5. BERTH OCCUPANCY

Berth occupancy charges shall be payable by every vessel using the Authority's LNG jetty at the rate of RM8.00 per metre hour or part thereof.

6. FRESH WATER SUPPLY

(a) At Jetty—

Fresh water supplied to ships from the Authority's water main is charged at the rate of RM3.00 per 1,000 litres or part thereof, subject to a minimum charge of RM100.00 per occasion.

(b) From Water Boat—

Fresh water supplied to ships from a water boat or other vessel is charged at the rate of RM5.50 per 1,000 litres or part thereof, subject to a minimum charge of RM120.00 per occasion.

CHARGES FOR ACCOUNT OF CONSIGNEE OR CONSIGNOR

7. INDIRECT CHARGE

Indirect charge in respect of LNG vessels is charged at the rate of RM0.50 per tonne or part thereof.

8. FIREFIGHTING SERVICES

Charges for the deployment of firemen or fire engine equipment or Port personnel shall be as follows—

	Per hour or part thereof (RM)
(a) Fire engine/salvage equipment	200.00
(b) Senior Fire Officer	50.00
(c) Junior Fire Officer	40.00
(d) Non-Commissioned Officer	30.00
(e) Fireman	20.00
(f) Port personnel	at such rates as are agreed between the parties

Charges shall be calculated from the time the fire engine, firefighting vessel or Port personnel leaves its base to the time of return to base.

9. AMBULANCE SERVICES

Charges for ambulance services shall be calculated from the time the ambulance leaves its base to the time it returns to base at the rate of RM60.00 per ambulance per hour or part thereof.

10. OIL SPILL RESPONSE SERVICES

Charges for the deployment of oil spill equipment or vessel or personnel shall be as follows—

Description	Rates (RM) Standby		Rates (RM) Deployment	
	30 min or part thereof	60 min or part thereof	30 min or part thereof	60 min or part thereof
(a) Containment Boom (250m) c/w Power Pack and Boom Reel including clean-up costs after deployment	400.00	800.00	800.00	1,600.00

(b)	Tugboat or Mooring Boat used as an anti-oil pollution craft.	1,200.00	2,250.00	2,400.00	4,500.00
	Boat is manned by one steersman and 5 workmen				
(c)	Pilot Boat / Security Boat – To control traffic movement within channel	200.00	400.00	400.00	800.00
(d)	Oil Spill Response Workboat (rubber Dinghy c/w 30hp) and crew	150.00	300.00	300.00	600.00
(e)	Skimmer (30 tonnes per hour) c/w Temporary Storage Tank – 10,000 litres	350.00	550.00	700.00	1,100.00
(f)	Consumables – Absorbent Pads / Absorbent Booms (Actual Cost plus 15% administrative charge thereon)				
(i)	Imbiber Beads, Pillow 14" x 21"	300.00 per unit			
(ii)	Imbiber Beads, Mini Boom 7" x 42"	300.00 per unit			
(iii)	Imbiber Beads, Blanket Boom 21" x 42"	700.00 per unit			
(iv)	Imbiber Beads, Floating Boom 4.5" x 7"	1,200.00 per unit			
(v)	Imbiber Beads, Blanket 21" x 35"	560.00 per unit			
(vi)	Imbiber Beads, Absorbent Pad 7" x 7"	100.00 per unit			
(vii)	Imbiber Beads, Sand Blend 8" x 8" x 13 ¼" H (9.1kg)	1,300.00 per unit			
(viii)	3M Absorbent Pad	20.00			
(ix)	3M Floating Boom 5" x 7"	40.00			
(g)	Dispersants (Actual Cost plus 15% administrative charge thereon)	100.00 per liter			
	Manpower	Per hour or part thereof – Standby	Per hour or part thereof – Deployment		
(h)	On-scene Commander – (Pilot on duty of Executive Safety or Senior Fire Officer)	350.00	700.00		

	Fire Supervisor or Safety or Environment or Health Officer	250.00	500.00
	Lead Fireman or Oil Spill Operator	150.00	300.00
	Fireman or Port personnel	100.00	200.00
(i)	Gas Detector plus Competent Gas Tester Personnel	300.00	600.00

Charges shall be calculated from time the oil spill equipment or vessel or personnel leaves the base to the time of return to the base.

Made this 15th day of September, 2026.

DATUK AMAR DOUGLAS UGGAH EMBAS
Chairman
Bintulu Port Authority (Sarawak)

Approved by the Majlis Mesyuarat Kerajaan Negeri this 24th day of September, 2026.

HAJAH HAIRANI BINTI MOHAMAD ISMAIL
Clerk To Majlis Mesyuarat Kerajaan Negeri

[To be laid before the Dewan Undangan Negeri pursuant to section 64(2) of the Port Authorities Ordinance, 1961 (Ord. No. 1/61).]

Swk. L. N. 316

PORT AUTHORITIES ORDINANCE, 1961
BINTULU PORT AUTHORITY (SARAWAK) (COMPOUNDING OF OFFENCES)
REGULATIONS, 2026

ARRANGEMENT OF REGULATIONS

Regulation

1. Citation and commencement
2. Interpretation
3. Compoundable offences
4. Amount of compound fee
5. Offer to compound
6. Payment of compound fee
7. Prosecution of offence

SCHEDULES

- | | | |
|--------|---|-------------------|
| Form A | - | OFFER TO COMPOUND |
| Form B | - | FORM OF PAYMENT |
| Form C | - | RECEIPT |

PORT AUTHORITIES ORDINANCE, 1961

BINTULU PORT AUTHORITY (SARAWAK) (COMPOUNDING OF OFFENCES)
REGULATIONS, 2026

(Made under section 64(1)(i))

In exercise of the powers conferred by section 64(1)(i) of the Port Authorities Ordinance, 1961 [*Ord. No. 1/61*], the Bintulu Port Authority (Sarawak) has, with the approval of the Majlis Mesyuarat Kerajaan Negeri, made the following Regulations:

Citation and commencement

1. These Regulations may be cited as the **Bintulu Port Authority (Sarawak) (Compounding of Offences) Regulations, 2026**, and shall be deemed to have come into force on the 1st day of September, 2026.

Interpretation

2. In these Regulations, unless the context otherwise requires —

“Authority” means the Bintulu Port Authority (Sarawak) established under section 3 of the Ordinance;

“General Manager” means the General Manager of the Bintulu Port Authority (Sarawak) appointed under section 54 of the Ordinance; and

“Ordinance” means the Port Authorities Ordinance, 1961 [*Ord. No. 1/61*].

Compoundable offences

3. The following offences are prescribed as offences which may be compounded by the General Manager or any other officer authorized in writing by him—

(a) offences under sections 12E, 53B, 59, 60 and 61 of the Ordinance;
and

(b) offences under such Regulations, By-laws or Orders made pursuant to the Ordinance.

Amount of compound fee

4. The sum of money to be collected for compounding an offence as specified under section 53A of the Ordinance shall not exceed fifty per centum of the maximum fine prescribed for the offence.

Offer to compound

5. Where the General Manager or a duly authorized officer decides to compound an offence, he shall send or cause to be sent to or personally serve or cause to be personally served on the person reasonably suspected of having committed the offence an offer to compound as prescribed in Form A of the Schedule, which may be modified as necessary.

Payment of compound

6.—(1) Payment of the sum stated in the offer to compound may be made in cash, or by way of cheque, money order, postal order or bank draft made payable to the Authority and crossed “Account Payee Only”.

(2) Payment may be delivered personally to the person making the offer to compound, but, if sent by post, must be addressed to the General Manager of the Authority, together with the form for payment as in Form B of the Schedule.

(3) Every payment received must be accounted for as money belonging to the Authority and an official receipt for the payment as in Form C of the Schedule shall be issued to the person to whom the offer to compound was made.

Prosecution of offence

7. Where the amount of the compound fee payable in the offer to compound is not paid within the period specified or any extension thereof, prosecution for the offence may be instituted against the offender without further notice.

SCHEDULE

FORM A

OFFER TO COMPOUND

(Regulation 5)

Bintulu Port Authority (Sarawak),
(address)
Sarawak.

Reference No:

To:
.....
.....

Sir/Madam,

*A report has been made against you/Information has been received alleging that you have committed the following offence(s)—

Relevant provision of the law:

- *(a) section, Port Authorities Ordinance, 1961 [**Ord. No. 1/61**];
- *(b) by-law, Bintulu Port Authority (Sarawak) By-laws, 2026;
- *(c) by-law, Bintulu Port Authority (Sarawak) (Control of Entry and Security) By-laws, 2026;
- *(d) article Bintulu Port Authority (Sarawak) (Places for Discharge and Loading of Cargo) Order, 2026;
- *(e) (for other offences, state relevant provisions)

(*delete or add as appropriate)

Date: Time:
 Place:
 Particulars of offence(s):

2. You are informed that in exercise of the powers conferred on me by section 53A of the Port Authorities Ordinance, 1961 [**Ord. No. 1/61**], I offer to compound the offence for the sum of RM

3. If this offer is accepted, payment shall be made in cash or by cheque or money order or postal order or Banker's Cheque made payable to the Bintulu Port Authority (Sarawak) and crossed "Account Payee Only". An official receipt will be issued for the amount.

4. This offer will remain in force for days from the date of issue of this notice. If payment is not received within that period, prosecution for the offence may be instituted against you without further notice.

Date:

.....
**General Manager/Authorized Officer,
 Bintulu Port Authority (Sarawak)*

**(To be signed by the General Manager or the officer authorized to compound, whose name and designation must appear below the signature.)*

FORM B
 FORM FOR PAYMENT
 (Regulation 6)

Date:

To: The General Manager,
 Bintulu Port Authority (Sarawak),

(state address)

I refer to the offer to compound an offence, Reference No: dated

2. I accept the offer and enclose herewith *cash/cheque/money order/postal order/bank draft No. for the sum of RM (Ringgit: only) in full settlement of the compound.

Signature :

Name (Block Letters)

Address:

Date:

**Delete whichever is not applicable.*

FORM C
RECEIPT
(Regulation 6)

Receipt No

Received from
of
the sum of RM (Ringgit: only) in acceptance and
payment of an offer of composition in respect of the offence referred to in Reference No.
dated

Date:

.....
*General Manager/Authorized Officer,
Bintulu Port Authority (Sarawak)

(Note: Should you receive any further correspondence or notice of summons in respect of the offence referred to above, you should reply or notify the Bintulu Port Authority (Sarawak) immediately and quoting this receipt number.)

Made this 15th day of September, 2026.

DATUK AMAR DOUGLAS UGGAH EMBAS
Chairman
Bintulu Port Authority (Sarawak)

Approved by the Majlis Mesyuarat Kerajaan Negeri this 24th day of September, 2026.

HAJAH HAIRANI BINTI MOHAMAD ISMAIL
Clerk To Majlis Mesyuarat Kerajaan Negeri

[To be laid before the Dewan Undangan Negeri pursuant to section 64(2) of the Port Authorities Ordinance, 1961 (Ord. No. 1/61).]

Swk. L. N. 317

PORT AUTHORITIES ORDINANCE, 1961

BINTULU PORT AUTHORITY (SARAWAK)(PILOTAGE) REGULATIONS, 2026

ARRANGEMENT OF REGULATIONS

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2. Interpretation

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4. Type and class of vessels to be under pilotage
5. Authority to employ pilots
6. Vessel to be piloted by a licensed pilot

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33. Pilot to report any vessel with unsafe manoeuvring
34. Pilot to immediately report any accident
35. Pilot to report any overloaded vessel
36. Pilot to report any malfunctioning of aid to navigation
37. Pilot to report any impediment, obstruction or alteration within pilotage district
38. Pilot to have the conduct of an outward and inward bound vessel
39. Pilot to obtain certificate signed by the master before leaving the vessel
40. Pilot to keep record of the vessel piloted

Regulation

41. Pilot to report any contravention
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44. Pilot to undergo annual medical examination, eyesight and audiometric test
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51. Inquiries by Pilotage Committee
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PORT AUTHORITIES ORDINANCE, 1961

BINTULU PORT AUTHORITY (SARAWAK) (PILOTAGE) REGULATIONS, 2026

(Made under section 64(1)(j))

In exercise of the powers conferred upon the Bintulu Port Authority (Sarawak) by section 64(1)(j) of the Port Authorities Ordinance, 1961 [**Ord. No. 1/61**], and with the approval of Majlis Mesyuarat Kerajaan Negeri, the following Regulations have been made:

PART I

INTRODUCTION

Citation and commencement

1. These Regulations may be cited as the **Bintulu Port Authority (Sarawak) (Pilotage) Regulations, 2026**, and shall be deemed to have come into force on the 1st day of September, 2026.

Interpretation

2. In these Regulations, unless the context otherwise requires—

“approved port operator” has the same meaning assigned to that expression under the Ordinance;

“Authority” means the Bintulu Port Authority (Sarawak) established under section 3 of the Ordinance;

“licensed pilot” means an employee from the Authority or any employee of the approved port operator who is duly licensed by the Pilotage Committee under regulation 10;

“Marine Manager” means the officer appointed by the Authority to be in charge of the port marine operations, marine traffic and safety navigation and includes his assistants and any other officer acting under or with his authority;

“master”, in relation to any vessel, means every person except a pilot, having for the time being the command or charge of any vessel;

“Ordinance” means the Port Authorities Ordinance, 1961 [**Ord. No. 1/61**];

“Pilot Boarding Ground” means the area where a pilot embarks a vessel for the purpose of piloting a vessel at any point determined by the Authority;

“Pilotage Committee” means the Bintulu Port Authority (Sarawak) Pilotage Committee having jurisdiction to examine, regulate the conduct and discipline of the licensed pilots and issuance of the licence;

“Pilotage District” means any area in the Port or the approaches to the Port that has been defined therein the limits to be the Pilotage District of Bintulu Port;

“Port” means the Bintulu Port within the limits declared under the Ordinance; and

“vessel” includes any ship, boat or any marine craft of any other description used in navigation.

PART II PILOTAGE DISTRICT

Declaration of pilotage district

3. The Minister may from time to time by notification in the *Gazette* declare an area in the Port or the approaches to the Port to be a pilotage district and shall define therein the limits of the pilotage district.

Type and class of vessels to be under pilotage

4.—(1) The Authority may require type or class of vessels as it may from time to time specify to be under pilotage while navigating in a pilotage district and the owner or master of every vessel or type and class of such vessel shall comply with such requirement.

(2) A vessel while being moved within any area of the Port which is or forms part of a pilotage district shall be deemed to be a vessel navigating in a pilotage district.

Authority to employ pilots

5.—(1) Subject to this regulation, the Authority may employ such number of pilots as it deems necessary or expedient for the purpose of providing an adequate and efficient pilotage service.

(2) No person shall be employed as a licensed pilot in a pilotage district unless he is in possession of a valid licence to act as a pilot in the pilotage district issued under regulation 10.

Vessel to be piloted by a licensed pilot

6. No vessel shall be piloted in a pilotage district by any person other than a person licensed under regulation 10.

PART III PILOTAGE COMMITTEE

Appointment and functions of Pilotage Committee

7. The Authority shall with the approval of the Minister appoint a Pilotage Committee for the purpose of—

(a) holding examinations and issuing on behalf of the Authority, licences to act as pilot;

(b) holding inquiries concerning the conduct of pilot in the discharge of his duties under the Ordinance of these Regulations and making recommendations on any finding of such inquiries to the Authority;

(c) investigating and advising on any matters as may be referred to the Pilotage Committee by the Authority; and

(d) carrying out such other functions as are conferred on the Pilotage Committee by the Authority.

Constitution of Pilotage Committee

8.—(1) The Pilotage Committee shall consist of the following members:

(a) a chairman; and

(b) four other person

who, by reason of their knowledge of or experience in shipping, nautical or port matters are, in the opinion of the Authority, fit and proper persons to be members of the Pilotage Committee.

(2) The appointment of a member of the Pilotage Committee shall be for a period of not exceeding three years but the member shall be eligible for reappointment on completion of every such period.

(3) Three members of the Pilotage Committee shall form a quorum at a meeting of that Committee.

(4) The Chairman of the Pilotage Committee shall preside at all of its meetings:

Provided that in the absence of the Chairman, the members present shall choose one of their number to preside in his place.

(5) If on any question to be determined there is an equality of votes, the Chairman or member presiding shall have the casting vote in addition to his original vote.

(6) Members of the Pilotage Committee shall be paid such fees and allowances out of the funds of the Authority as the Authority may determine.

Rules in relation to Pilotage Committee

9. The Authority may make rules for the purpose of regulating the meetings and proceedings of the Pilotage Committee.

Power of Pilotage Committee to issue licence as pilot

10.—(1) The Pilotage Committee shall have power to issue a licence subject to a payment of fees which may be imposed by the Authority to any person including any employee of the Authority or any employee of the approved port operator to pilot vessels in a pilotage district of Port subject to such terms and conditions as the Authority deems fit.

(2) Notwithstanding sub-regulation (1), every pilot holding immediately prior to the coming into force of this regulation a licence to act as a pilot issued under any written law shall be deemed to be qualified for employment as a pilot, and the Pilotage Committee may, on behalf of the Authority, issue to such pilot when employed by the

Authority or the approved port operator a licence to act as the licensed pilot in a pilotage district, subject to such conditions as the Pilotage Committee may impose.

Examination for and issue of licence to act as pilot

11. The Pilotage Committee shall examine any person including any employee of the Authority or any employee of the approved port operator as pilot and on being satisfied as to the employee's general fitness including physical fitness and competency to act as the licensed pilot may, issue to him a licence to act as such.

Further examination to act as pilot

12. —(1) Every licensed pilot shall whenever the Pilotage Committee considers that, owing to change of conditions or for any other sufficient reason, the further testing of the general fitness including physical fitness and competency of any such pilot is necessary, be present for further examination, and shall in every such case first deposit with the Pilotage Committee the licence issued by that Committee on behalf of the Authority to be returned or cancelled by the Committee as the result of such test or examination.

(2) The Authority or the approved port operator shall not continue to employ as a pilot any person whose licence to act as a pilot is cancelled pursuant to sub-regulation (1).

(3) The licence returned under sub-regulation (1) shall cease to be valid if the person to whom it was issued ceases to be employed by the Authority or the approved port operator.

Pilotage Committee and the Authority not liable for loss or damage occasioned by pilot

13. The issuance of a licence to any person under regulation 10 shall not implicate or impose any liability on the Pilotage Committee and the Authority for any loss or damage occasioned by an act, omission or default of such pilot.

PART IV PILOTAGE REGULATIONS

Pilot deemed to be the servant of the master

14. A licensed pilot whilst engaged in an act of pilotage shall, notwithstanding that he may be employed at a salary by the Authority or the approved port operator, be deemed to be the servant only of the master or owner of the vessel under pilotage and the Authority or the approved port operator shall not be liable for any loss or damage occasioned by any act, omission or default of such pilot.

Liability of master or owner in cases of vessel under pilotage

15. The master or owner of a vessel navigating in circumstances in which pilotage is compulsory shall be answerable for any loss or damage caused by the vessel or by any fault of the navigation of the vessel in the same manner as he would be if pilotage were not compulsory.

Training of pilots

16. All licensed pilots shall be required to undergo training in accordance with the training schedule as approved by the Pilotage Committee from time to time.

Compliance with requirement while under pilotage restriction

17. A pilot whilst under pilotage restriction shall comply with the requirements in the training schedule as may be authorised by the Pilotage Committee from time to time.

Limitation of licensed pilot's liability when bond is given

18.—(1) All licensed pilot who has given a bond in accordance with sub-regulation (2) shall not be liable for neglect, want of skill or incapacity in office beyond the penalty of the bond and the amount payable to the Authority or the approved port operator on account of pilotage in respect of the vessel in which he was engaged when he became so liable.

(2) Every licensed pilot shall undertake to give a bond in favour of the Authority or the approved port operator in the sum of not exceeding five thousand ringgit for the proper performance of duties under these Regulations and any rules or by-laws made under the Ordinance.

(3) Any bond given by a licensed pilot in accordance with this regulation shall be subjected to the Stamp Act 1949.

(4) Where any proceedings are taken against a licensed pilot for any neglect, want of skill or incapacity of employment in respect of which his liability is limited as provided by this regulation, and other claims are made in respect of the same neglect, want of skill or in capacity of employment, the court in which such proceedings are taken may—

(a) determine the amount of the pilot's liability and, upon payment by him of the amount to court, distribute the amount rateably among the several claimants;

(b) stay any proceedings pending in any other court in relation to the same matter; and

(c) proceed in such manner and subject to such directions as to making persons interested parties to the proceedings, and as to the exclusion of any claimant who has not submitted his claim within a certain time, and as to requiring security from the pilot and as to payment of any costs as the court deems fit.

Summary proceedings

19. A court may, if it deems fit, call upon two members of the Pilotage Committee to sit with it as assessors in any proceedings affecting licensed pilots under these Regulations or any rules or by-laws made thereunder.

Detention of the pilot

20.—(1) When a pilot boards a vessel and finds the vessel is not ready to move, he shall wait on board for a maximum period of one hour.

(2) The first half-hour of detention is not chargeable; however, the next half-hour shall be chargeable.

(3) If the vessel is not ready at the end of one hour period, the pilot shall return to the pilotage office and the order to be considered as cancelled and a cancellation charge shall apply.

(4) The agent of the vessel shall obtain a fresh time from the pilotage office and request for a fresh pilot service.

Pilot waiting time

21.—(1) A pilot waiting for incoming vessel whose estimated time of arrival is confirmed shall wait for a maximum period of half hour at the Pilot Boarding Ground.

(2) Where a pilot is requested and his services not used, the full charge shall be imposed as if services had been rendered.

Exception for pilotage service

22. All vessels navigating within the pilotage district are required to be under pilotage except—

- (a) vessels owned by the Government of Malaysia or of any State;
- (b) locally registered small craft of less than 25m length overall; and
- (c) any other vessel as may be determined by the Authority from time to time.

PART V
CONDUCT OF PILOT

Pilot to be conversant and compliant with all written laws

23. A pilot shall be conversant and comply with all written laws and directives relating to his duties.

Pilot to attend frequently at the pilotage office

24. A pilot shall attend frequently at the pilotage office to examine the latest plans and charts of the port and other information concerning the Port.

Pilot to be in uniform

25. A pilot when on duty either ashore or afloat, shall wear such uniform as may be prescribed by the Authority or the approved port operator.

Pilot to carry licence and other documents

26. A pilot shall carry his licence and other documents at all times when on duty and shall make the documents available for inspection by the master of any vessel employing him.

Pilot to behave in a civil manner

27. A pilot shall behave in a civil manner towards the owner, master and officers of any vessel under his charge.

Pilot to board a vessel upon request

28. A pilot shall upon request punctually board the vessel at a given time when the owner, master or agent of a vessel requires the services of a pilot for moving a vessel.

Pilot to use care and diligence to prevent any accident or damage while piloting a vessel

29. A pilot shall use care and diligence to prevent any accident or damage either to the vessel he is piloting or to properties of any kind whatsoever and shall not cause obstruction or interference to the navigation of other vessels in any navigable channel or anchorage.

Pilot to board any vessel displaying international quarantine signal

30. A pilot may board any vessel displaying international quarantine signal for the purpose of piloting it.

Pilot refused to conduct any vessel

31. A pilot who has refused to conduct any vessel shall immediately notify the Marine Manager and submit his reasons for doing so in writing within twenty-four hours of such refusal.

Pilot to obtain written statement from master

32. A pilot on board a vessel the conduct of which has been assumed by the master for whatever reason, shall obtain a written statement to that effect from the master of the vessel.

Pilot to report any vessel with unsafe manoeuvring

33. A pilot who having the conduct of a vessel discovers conditions which may be detrimental to the safe manoeuvring of the vessel shall notify the Marine Manager immediately of such conditions.

Pilot to immediately report any accident

34. A pilot shall immediately notify the Marine Manager of any accident that occurs whilst the vessel is being piloted and submit a report to the Marine Manager within twenty-four hours of the accident.

Pilot to report any overloaded vessel

35.—(1) A pilot shall if he finds that a vessel to which he has to conduct appears to be overloaded, immediately report the overloading to the Marine Manager, and shall not undertake the conduct of the vessel unless instructed to do so or otherwise.

(2) The Marine Manager having received the report of the overloading shall take immediate steps as he may deem fit.

Pilot to report any malfunctioning of aid to navigation

36. A pilot shall, if he finds or has any reason to believe that any navigational aid has malfunctioned, including being out of its proper position or has broken adrift or is damaged or missing or defective, as soon as is practicable make a report to the Port control tower and the Marine Manager.

Pilot to report any impediment, obstruction or alteration within pilotage district

37. A pilot who finds any impediment, obstruction or alteration within the pilotage district, including any change or apparent change in any landmark, which may pose a risk to navigation, shall forthwith report such impediment, obstruction, alteration or change to the Marine Manager.

Pilot to have the conduct of an outward and inward bound vessel

38.—(1) A pilot having the conduct of an outward-bound vessel shall remain on board the vessel until the service for which he has been engaged is completed and the master has agreed to resume the conduct thereof.

(2) A pilot having the conduct of an inward-bound vessel shall remain on board the vessel until the vessel has anchored, moored or otherwise secured to the satisfaction of the master.

Pilot to obtain certificate signed by the master before leaving the vessel

39. A pilot shall obtain a certificate signed by the master which shall contain such particulars as may be required by the Authority before leaving a piloted vessel, and shall deliver such certificate to the Marine Manager upon completion of the move.

Pilot to keep record of the vessel piloted

40. A pilot shall keep a record of the vessels being piloted which contain information as the Marine Manager may from time to time direct and shall be submitted to the Marine Manager for inspection as and when required.

Pilot to report any contravention

41.—(1) A pilot shall report any contravention of the Ordinance or its regulations, orders or any laws to the Marine Manager.

(2) All reports under this regulation shall be in such a form as may be required to be by the Marine Manager.

Pilot not to permit authorised company when boarding any vessel

42. A pilot shall not permit or be accompanied by any unauthorised person when boarding any vessel.

Pilot to ensure all communication equipment or other equipment in good working condition

43. A pilot shall ensure that all communication equipment or other equipment issued to him is maintained in operating condition and the instructions given for the use thereof shall be complied with.

Pilot to undergo annual medical examination, eyesight and audiometric test

44. A pilot shall undergo a medical examination, eyesight and audiometric test once a year or whenever deemed necessary by the Pilotage Committee.

Pilot absence from duty

45. A pilot shall not be absent from duty unless permitted to do so by the Marine Manager.

Pilot to attend before Pilotage Committee

46. A pilot shall attend before the Pilotage Committee upon being summoned to do so by the Chairman of the Pilotage Committee.

Suspension of pilot

47. —(1) A pilot who is unable to discharge duties efficiently due to sickness, or any defect to eyesight or hearing or intoxication shall be liable to immediate suspension from duty until certified fit to resume duty.

(2) A pilot who is found to be involved in fraud, bribery, act of corruption, false claims or testimony or pending inquiry by the Pilotage Committee shall be liable to immediate suspension from duty, and the Authority shall decide on the duration of suspension as the Authority may deem fit.

Suspension of pilot on duty involved in serious incident or accident

48. A pilot shall be immediately suspended from duty if the piloted vessel is, in the opinion of the Authority, involved in a serious incident or accident which is caused by the negligence of the pilot, and the Authority shall decide on the duration of suspension as the Authority may deem fit.

Marine Manager to refer to Pilotage Committee

49. The Marine Manager shall refer any events or reports of misconduct and actions taken under this Part to the Pilotage Committee for its further action under these Regulations.

Pilot to surrender licence upon termination

50. A pilot shall surrender his licence to the Pilotage Committee upon termination of his employment.

PART VI**DISCIPLINARY PROCEEDINGS/INQUIRIES BY THE COMMITTEE****Inquiries by Pilotage Committee**

51.—(1) The Pilotage Committee may, and when directed by the Authority shall, hold an inquiry into the conduct of pilot where it appears that he has been guilty of misconduct affecting his capability, or has failed in or neglected his duty, or has become incompetent to act as such pilot.

(2) For the purposes of the inquiry, the Pilotage Committee may summon any person to attend any of its meetings to give evidence or produce any document or other thing in his possession and to examine him as a witness or require him to produce any document or other thing in his possession relating to the matters which are the subject matter of such inquiry.

(3) Any person who—

- (a) being summoned to attend any such inquiry, fails so to do;
 - (b) offers an act of disrespect or any insult or threat to the Pilotage Committee or any member thereof during an inquiry; or
 - (c) being required by the Pilotage Committee to give evidence or affirmation or to produce a document or other thing, refuses so to do,
- shall be guilty of an offence and shall, upon conviction, be punished with a fine of not exceeding five thousand ringgit.

Submission of Pilotage Committee's findings and recommendations to the Authority

52.—(1) Where the Pilotage Committee, after due inquiry in accordance with this regulation and after hearing any statement that maybe offered in defence, finds that a pilot has been guilty of misconduct affecting his capability, or has failed in or neglected his duty, or has become incompetent to act as a pilot, it shall submit to the Authority a copy of the record of the inquiry and its findings and recommendations in respect of the inquiry.

(2) The Authority may, after considering the findings and recommendations of the Pilotage Committee, suspend or cancel the licence of the pilot or impose such other punishment as the Authority may deem fit.

(3) Any pilot who is aggrieved by a decision of the Authority made under this regulation may, within fourteen days from the date of such decision, appeal to the Minister whose decision thereon shall be final.

PART VII
OFFENCE

Offence

53. Any person who contravenes any provision in these Regulations shall be guilty of an offence.

Made this 15th day of September, 2026.

DATUK AMAR DOUGLAS UGGAH EMBAS
Chairman
Bintulu Port Authority (Sarawak)

Approved by the Majlis Mesyuarat Kerajaan Negeri this 24th day of September, 2026.

HAJAH HAIRANI BINTI MOHAMAD ISMAIL
Clerk To Majlis Mesyuarat Kerajaan Negeri

[To be laid before the Dewan Undangan Negeri pursuant to section 64(2) of the Port Authorities Ordinance, 1961 (Ord. No. 1/61).]

SAGC

