

No. S 63

**MERCHANT SHIPPING (CIVIL LIABILITY AND COMPENSATION
FOR OIL POLLUTION) ORDER, 2008**

**MERCHANT SHIPPING (CIVIL LIABILITY AND COMPENSATION
FOR OIL POLLUTION) (COMPULSORY INSURANCE) REGULATIONS, 2008**

ARRANGEMENT OF REGULATIONS

Regulation

1. Citation and commencement.
2. Interpretation.
3. Fees.
4. Cancellation and delivery up of certificates.
5. Penalty for non-delivery.

SCHEDULE — FEES

**MERCHANT SHIPPING (CIVIL LIABILITY AND COMPENSATION
FOR OIL POLLUTION) ORDER, 2008**

**MERCHANT SHIPPING (CIVIL LIABILITY AND COMPENSATION
FOR OIL POLLUTION) (COMPULSORY INSURANCE) REGULATIONS, 2008**

In exercise of the power conferred by section 31(1) of the Merchant Shipping (Civil Liability and Compensation for Oil Pollution) Order, 2008, the Minister of Communications, with the approval of His Majesty the Sultan and Yang Di-Pertuan, hereby makes the following Regulations —

Citation and commencement.

1. These Regulations may be cited as the Merchant Shipping (Civil Liability and Compensation for Oil Pollution) (Compulsory Insurance) Regulations, 2008 and shall commence on the same date as the Merchant Shipping (Civil Liability and Compensation for Oil Pollution) Order, 2008.

Interpretation.

2. In these Regulations, “certificate” means a certificate issued by the Director under section 13.

Fees.

3. The fees specified in the second column of the Schedule shall be payable in respect of the matters specified in the first column thereof.

Cancellation and delivery up of certificates.

4. (1) Where, at any time while a certificate is in force, the person to whom the certificate has been issued ceases to be the owner of the ship to which the certificate relates, he shall forthwith deliver up the certificate to the Director and in such a case the certificate shall be cancelled by the Director.

(2) Where, at any time while a certificate is in force, it is established in any legal proceedings that the contract of insurance or other security in respect of which the certificate was issued is or may be treated as invalid, the certificate may be cancelled by the Director and, if so cancelled, shall on demand forthwith be delivered up to the Director by the person to whom it was issued.

(3) Where, at any time while a certificate is in force, circumstances arise in relation to the insurer or guarantor named in the certificate (or, where

more than one is so named, to any of them) such that, if the certificate were applied for at that time, the Director would be entitled to refuse the application under section 13(2), the certificate may be cancelled by the Director and, if so cancelled, shall on demand forthwith be delivered up to the Director by the person to whom it was issued.

Penalty for non-delivery.

5. Any person who fails to deliver up a certificate as required under regulation 4 shall be guilty of an offence and liable on conviction to a fine not exceeding \$10,000.

SCHEDULE

(regulation 3)

FEES

- | | |
|--|-------|
| 1. For the issue of a certificate | \$100 |
| 2. For the replacement of a certificate | \$55 |
| 3. For an inspection of a certificate | \$20 |
| 4. For a certified copy of a certificate | \$25. |

Made this 28th. day of Jamadilakhir, 1429 Hijriah corresponding to the 2nd. day of July, 2008.

PEHIN ORANG KAYA SERI KERNA DATO SERI SETIA
HAJI AWANG ABU BAKAR BIN HAJI APONG
Minister of Communications,
Brunei Darussalam.