
FISHERIES ACT 1985
FISHERIES (MARITIME) (LICENSING OF LOCAL FISHING
VESSEL) REGULATIONS 1985

ARRANGEMENT OF REGULATIONS

Regulation

1. Citation, commencement and application.
2. Application for licence and renewal thereof.
3. Requirement to produce vessel for inspection.
4. Inspection as to seaworthiness of vessel, etc.
5. Register of licences.
6. Particulars to be entered in local fishing vessel licences.
7. Fee.
8. Production of NRIC.
9. Duty to inform any change of ownership of vessel.
10. Numbering and marking of vessel.
11. Delivery of licence.
12. Licence to be kept on board.
13. Owner to furnish names on demand.
14. Fishing vessel and licence plate to be kept clean.
15. Report of change, loss, damage, etc. to the Director General.
16. Deaths, accidents and articles left in vessel.
17. Limits within which fishing vessel may ply.
18. Fishing vessel not to carry passengers or cargo.
19. Manning.
- 20. Seizure of local licensed fishing vessel.**
- 21. Loss of licence.**
- 22. Penalty.**

SCHEDULE.

FISHERIES ACT 1985

FISHERIES (MARITIME) (LICENSING OF LOCAL
FISHING VESSEL) REGULATIONS 1985

- Act 317.* IN exercise of the powers conferred by section 61 of the Fisheries Act 1985, the Minister makes the following regulations:
- Citation, commencement and application.* 1. (1) These Regulations may be cited as the **Fisheries (Maritime) (Licensing of Local Fishing Vessel) Regulations 1985** and shall come into force on the 1st January 1986.
- (2) These Regulations shall apply only to local fishing vessel in Malaysian fisheries water.
- Application for licence and renewal thereof.* 2. (1) Subject to section 9 of the Act, any application for the issuance of a licence under section 11 of the Act or for the renewal thereof in respect of any local fishing vessel shall be made to the Director General in such form as he may prescribe.
- (2) An application for the renewal of such licence shall be made within seven days from the date of expiry.
- Requirement to produce vessel for inspection.* 3. Every applicant for local fishing vessel licence shall produce his vessel for inspection by the Director General as such place and at such time as he may direct.
- Inspection as to seaworthiness of vessel, etc.*
L.N. 312/53. 4. The Director General shall, before issuing any such licence, inspect the vessel to ensure that such vessel is seaworthy and is equipped with the life-saving and fire-fighting equipments as required by paragraph 4 of rule 18 of the Boat Rules 1953, and is proper for the purpose of fishing in accordance with the condition of a licence issued for the operation of a fishing appliance, fishing stake, or marine culture system.
- Register of licences.* 5. The Director General shall maintain and keep a register showing particulars of all local fishing vessel licences issued.
- Particulars to be entered in local fishing vessel licences.* 6. There shall be entered in every local fishing vessel licence issued under the Act the following particulars:
- (a) the name and address of the owner and master of the vessel;
 - (b) the length, breadth, depth and gross tonnage of the vessel;
 - (c) the nationality and the number of crews to be employed; and
 - (d) the number of the National Registration Identity Card of the owner and master of the vessel.
- Fee.* 7. There shall be payable in respect of licence for local fishing vessel of the horse power specified in the first column of the Schedule the fees specified in the second column of the said Schedule.
- Production of NRIC.* 8. The owner of every local fishing vessel shall, at the time of application for a licence, produce his National Registration Identity Card to the Director General who shall enter the number of such identity card on the licence and in the appropriate register.

9. The holder of any local fishing vessel licence shall report to the Director General any change in the ownership of such vessel and the Director General shall take such action to cancel the licence. Any such cancellation shall be endorsed in the register. Duty to inform any change of ownership of vessel.
10. (1) The owner of every licensed fishing vessel shall, prior to the issuance of the licence, cause the licence number of the vessel to be painted, marked or affixed on each side of such vessel or elsewhere as the Director General may direct, and the permanent number assigned to the vessel by the Director General shall be carved or branded on the main beam or other conspicuous part of the such vessel. Numbering and marking of vessel.
- (2) The painting, marking, affixing, carving or branding required by this regulation shall be carried out to the satisfaction of the Director General, and shall not be removed, altered or defaced except with his approval in writing.
- (3) No such licence number so painted, marked, affixed, carved or branded shall be obscured from view or overhung by any part of the fishing vessel or by anything thereon.
11. The Director General shall deliver to the owner of every licensed fishing vessel a licence containing the particulars as specified in regulation 6. Delivery of licence.
12. The owner of every licensed fishing vessel shall cause such licence to be kept at all times on board his vessel in custody of the master of the vessel and such master shall exhibit the same to any authorised officer who demands to see the same. Licence to be kept on board.
13. Where any offence is alleged to have been committed against the Act or any Regulations made thereunder the owner of any licensed fishing vessel shall furnish on demand to the authorised officer the name and address of the master of his vessel on any specified occasion. Owner to furnish name on demand.
14. The owner of a licensed fishing vessel shall keep the vessel in a clean and sanitary condition and shall keep the licence number or plate of such vessel clean and clearly visible to the satisfaction of the Director General. Fishing vessel and licence plate to be kept clean.
15. (1) The owner of every licensed fishing vessel shall forthwith report to the Director General any change of address, sale, breaking up or loss of the vessel, collision or serious damage through collision or otherwise, or the laying up of such vessel for repairs. The licence of such vessel and the number plate shall be produced to the Director General at the same time. Report of change, loss, damage, etc. to the Director General.
- (2) The owner of any licensed fishing vessel not intending to renew his vessel licence shall, within one week of the date of expiry thereof, notify the Director General in writing of such intention and give the location of the vessel.
- (3) The Director General shall at his discretion cause the register of licence to be closed for any licence which have not been renewed for more than one year.

- Deaths, accidents and articles left in vessel. 16. The owner or master of every licensed fishing vessel shall immediately report to the fisheries officer or the nearest police station any death or accident caused by his vessel or of a member of the crew in his vessel and shall deposit any article left in his vessel at the nearest police station.
- Limits within which fishing vessel may ply. 17. No fishing vessel shall ply or go beyond the limits (if any) specified in the licence issued for the operation of a fishing appliance, fishing stake or marine culture system.
- Fishing vessel not to carry passengers or cargo. 18. No licensed fishing vessel shall carry passengers or cargo.
- Manning. 19. Every licensed fishing vessel when under way shall be adequately manned to the satisfaction of the Director General.
- Seizure of local licensed fishing vessel. 20. When an authorised officer is unable after due enquiry to find the owner of a licensed local fishing vessel he may seize such vessel.
- Loss of licence. 21. In the event of loss or destruction of a fishing vessel licence the owner shall forthwith report such loss or destruction to the Director General or to the nearest police station. On production of a certified copy of such a report or a statutory declaration affirming such loss or destruction, the Director General shall, if he is satisfied as to the validity of the report, issue a copy of the licence on payment of the full fees.
- Penalty. 22. Any person who contravenes or fails to comply with the provisions of these Regulation shall be guilty of an offence and on conviction shall be liable to a fine not exceeding one thousand ringgit.

SCHEDULE
(Regulation 7)

LICENCE FEES FOR LOCAL FISHING VESSEL

	(1) Horsepower	(2) Fees
Non powered	...	\$ 1.00
Out board	...	2.00
In Board:		
Under 10 hp.	...	3.00
10 and under 20 hp.	...	5.00
20 and under 30 hp.	...	10.00
30-40	...	12.50
40-50	...	15.00
50-75	...	20.00
75-100	...	25.00
100-125	...	30.00

(1)	(2)
Horsepower	Fees
125-150	\$35.00
150-175	40.00
175-200	45.00
200-250	70.00

In addition:

- (a) \$25.00 in respect of each additional 50 hp. or part thereof;
- (b) a fee of \$1.00 shall be paid in respect of 1 pair of licence plate issued.

Made the 27th December 1985.
[BUU/PRK/4 Jld. 5; PN. (PU²) 160/III.]

ANWAR BIN IBRAHIM,
Minister of Agriculture