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外務省

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"Hutchinson Ordinance 1872"

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"Extract from Port Rules etc."

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Information and Particulars to Masters of

Vessels

在新加坡船務司官署録

Ordinance No. VIII of 1905

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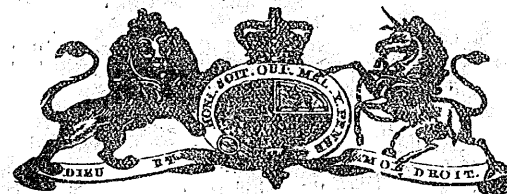
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外務大臣 徳富林 殿

明治四十一年十二月三十日



Straits Settlements.

ORDINANCE NO. VIII OF 1905.

An Ordinance to consolidate and amend "The Law relating to Pilots and Pilotage."

[14th April, 1905.]

JOHN ANDERSON,  
*Governor and Commander-in-Chief.*

WHEREAS it is expedient to consolidate and amend the law relating to Pilots and Pilotage:

It is hereby enacted by the Governor of the Straits Settlements with the advice and consent of the Legislative Council thereof as follows:—

1. This Ordinance may be cited as "The Pilots Ordinance 1905" and shall come into operation on such date as shall be fixed by the Governor in Council by notification in the *Gazette*. Short title.  
Commencement.
2. A Pilot Board shall be appointed by the Governor for each of the Settlements of Singapore and Penang consisting of not less than three nor more than five persons of whom the Master Attendant shall be President at Singapore and the Harbour Master at Penang and of whom two shall form a quorum and the Governor may from time to time revoke the appointment of any member or appoint a new member to fill any vacancy which may occur. In the absence of the President from any meeting a chairman shall be chosen by a majority of the members present. Pilot Boards  
appointed.
3. The Pilot Board shall have the control and supervision of all Pilots at the Settlement and subject to the provisions of this Ordinance the power of granting suspending and cancelling licences. Powers of  
Pilot Boards.
4. The Pilot Board at each Settlement shall with the sanction of the Governor fix the number of Pilots to whom licences for the Settlement may be granted and no new licence shall Number of  
Pilots to  
be limited.

be granted so long as the number of Pilots so fixed shall be present at the Settlement in the execution of their duties as Pilots.

Register to be kept.

5. Each Pilot Board shall keep a Register of all Pilots to whom licences have been issued at the Settlement and the particulars and the dates of passing examinations and vision tests and such other particulars as the Board may deem advisable or necessary to record shall be from time to time entered in such Register.

Candidates to be entered in Register.

6. Each Pilot Board shall also cause to be entered in the Register in the order of application the names of the candidates for the office of Pilot who shall be approved by them having regard to the candidates' sobriety and good character and their certificates of competency as Masters and any testimonials held by them.

Filling vacancies.

7. Whenever the number of Pilots holding licences at any Settlement is less than the number sanctioned by the Governor and it is in the opinion of the Pilot Board desirable to fill the vacancies or any of them whether any such vacancy be permanent or temporary the Pilot Board shall select persons from among the registered candidates to fill the vacancies permanently or temporarily as the case may be. In making such selection the Pilot Board shall if the qualifications and general character of candidates be equal give preference to the candidate whose name was first entered in the Register.

Nomination for examination.

8. The Pilot Board on selecting a candidate shall nominate him in writing as a person entitled to be examined for a licence as Pilot at the Settlement where the vacancy has occurred and shall in the document of nomination appoint a date for his examination not less than one month nor more than three months from the date of the nomination and a duplicate of the document of nomination shall be delivered to the candidate. The nomination shall be notified in the *Gazette*.

Candidate may accompany licensed Pilots.

9. A candidate holding a document of nomination shall be entitled to accompany any licensed Pilot on all occasions when such Pilot is engaged in or seeking pilotage or berthing work and it shall be the duty of such Pilot to answer to the best of his knowledge and experience any question upon matters concerning pilotage or berthing work as to which the candidate may require information and if any licensed Pilot shall be guilty of any breach or neglect of the duties cast upon him by this section he shall be liable to have his licence suspended by the Pilot Board for a period not exceeding three months.

Examination for Pilot and grant of Licence.

10. The Pilot Board shall examine the candidate nominated as aforesaid and on being satisfied as to his fitness and competency may grant to him a licence to act as a Pilot at the Settlement.

Temporary Licence.

11. If the licence so granted is to fill a temporary vacancy only the term for which it is granted or the contingency upon the happening of which it is to cease to have effect shall be noted upon it and it shall immediately after expiration be given

up to be cancelled but the person who has acted under it if subsequently selected as a permanent Pilot shall not be required to pass any fresh examination unless the Pilot Board shall otherwise direct.

Vision tests.

12. No licence under Section 10 shall be granted by the Pilot Board unless the applicant satisfies the Board that he has within the twelve months preceding the date of his examination passed such tests for colour vision and for acuteness of vision for form as are required by the law for the time being in force before issuing certificates to Masters of the Mercantile Marine.

Existing licences to remain in force.

13. Every Pilot holding at the time of coming into force of this Ordinance a licence at either Settlement shall be entitled to have his name entered in the Register of Pilots at such Settlement and his licence shall continue in force but shall be liable to be dealt with under the provisions of this Ordinance.

Periodical vision tests.

14. Every Pilot holding a licence shall once in every year if required to do so by the Pilot Board but not less than once in every five years submit to the beforementioned tests for colour vision and for acuteness of vision for form and shall whenever the Pilot Board considers that owing to changed conditions or for any other sufficient reason the further testing of the knowledge or efficiency of any such Pilot or person is necessary present himself for further examination and shall in every such case first deposit with the Board his licence or certificate to be dealt with by them as the result of such test or examination may determine.

Fees for licences.

15. The Governor in Council may from time to time by notification in the *Gazette* fix the fees to be paid by Pilots for licences not exceeding for a permanent licence twenty dollars and for a temporary licence ten dollars.

Fees for examinations.

16. There shall be paid to every member of the Pilot Board not being a salaried officer of the Government a fee of five dollars for every examination assisted at by him.

Pilot dues.

Mode of recovering.

17. The Governor in Council may by notification in the *Gazette* from time to time prescribe the sums to be charged by Pilots for their services and the same shall be recoverable by them before a Police Court in a summary way by proceedings against the Master or person in charge of the ship or vessel for the service of which the dues became payable and on adjudication the sum declared to be due shall be leviable by distraint on the ship or vessel her tackle and furniture and it shall be lawful for the Master Attendant Harbour Master or Officer of the port to withhold the Port Clearance of any ship or vessel in respect of which Pilotage dues are claimed until such dues are paid.

Pilot to exhibit licence and table of dues.

18. Every licensed Pilot tendering his services for any ship shall at the request of the Master or other person in charge of such ship exhibit his licence the official list of Pilots and a copy of the table of Pilotage dues authorized under this Ordinance and

on failure or refusal to do so shall be liable on conviction before a Police Court to a penalty not exceeding fifty dollars and his licence may be suspended or cancelled by the Pilot Board.

Pilot demanding higher rates of dues.

19. Any licensed Pilot demanding higher rates of Pilotage than those authorized under this Ordinance shall be liable on conviction before a Police Court to a penalty not exceeding one hundred dollars and his licence may be suspended or cancelled by the Pilot Board.

Offences by licensed Pilots punishable by Supreme Court.

20. If any licensed Pilot when in charge of any ship or vessel by wilful breach of duty or by neglect of duty or by reason of drunkenness does any act tending to the immediate loss destruction or serious damage of such ship or vessel or tending immediately to endanger the life or limb of any person on board such ship or vessel or if any licensed Pilot by wilful breach of duty or by neglect of duty or by reason of drunkenness refuses or omits to do any lawful act proper and requisite to be done by him for preserving such ship or vessel from loss destruction or serious damage or for preserving any person belonging to or on board of such ship or vessel from danger to life or limb the Pilot so offending shall be deemed guilty of an offence for which on conviction before the Supreme Court he shall be liable to such punishment by fine or imprisonment rigorous or simple or both as the Court shall direct and his licence may be suspended or cancelled by the Pilot Board.

Claims for damages to public property.

21. Any Police Court shall have authority to hear and determine all claims brought against any ship while in charge of a Pilot for damage done by the ship to any wharf beacon buoy harbour mark mooring or other public property. Such claims shall be made by the Master Attendant or Harbour Master by way of complaint in writing setting out the damages on which the Police Court may issue a summons requiring the attendance of the person complained against and in default of appearance or in the first instance if it appears to the Police Court necessary for any reason to secure the due attendance of the persons against whom complaint is made a warrant may be issued to compel their appearance.

Pilot Board may make rules etc.

22. The Pilot Board at either of the Settlements may subject to the sanction of the Governor make rules and regulations for the proper and regular conduct and attendance of the Pilots and in all matters relating to their duties and their equipment including among other things the distinguishing lights marks and flags of Pilot boats and the means of making themselves known as licensed Pilots to persons in charge of ships or vessels so that a good and efficient service may be maintained and any Pilot infringing any of the rules and regulations so made after the same shall have been published in the *Gazette* shall be liable on conviction before a Police Court to a penalty not exceeding one hundred dollars and his licence may be suspended or cancelled by the Pilot Board.

23.—(1). If any licensed Pilot when he is not engaged as Pilot refuses without reasonable excuse to the satisfaction of a Police Court to take charge of a vessel entering or leaving or mooring in a Harbour or Channel or

Offences by Pilots.

(2). if any licensed Pilot when not engaged as Pilot refuses or neglects without reasonable excuse to the satisfaction of a Police Court to go and take charge of a vessel making the signal for a Pilot or

(3). acts or tenders his services to act as a Pilot when in a state of intoxication or is guilty of any violence or disorderly conduct whilst on duty or

(4). refuses on the request of the Master to conduct the ship or vessel of which he has the charge into any port or place into which he is qualified to conduct the same except on reasonable ground of danger to the ship or vessel or

(5). quits the ship or vessel of which he has the charge without the consent of the Master before the service for which he was hired has been performed

Penalty.

he shall for each offence in addition to any liability for damages at the suit of the person aggrieved be liable on conviction before a Police Court to a penalty not exceeding five hundred dollars or imprisonment of either description not exceeding six months and his licence may be suspended or cancelled by the Pilot Board.

Absence without leave.

24. Every licensed Pilot who shall for a period of more than one month cease to follow the ordinary occupation of a Pilot at the Settlement in respect of which he is licensed or shall for the like period neglect to provide himself with the proper equipment for a Pilot or shall engage in any other occupation or business which prevents him from being readily available at all reasonable times to undertake the duties of a Pilot or shall for the like period by any other means evade or avoid employment as a Pilot at the place in respect of which he is licensed without the permission in writing of the Pilot Board and every licensed Pilot who shall refuse or neglect to attend for vision tests or further examination when required to do so by the Pilot Board shall deliver up his licence to the Pilot Board to be cancelled and upon failure so to deliver up his licence the same shall be deemed to be cancelled and he shall be deemed to be an unlicensed person within the meaning of Section 25. Provided that the Pilot Board may at their discretion grant to a Pilot whose licence has been cancelled under the provisions of this section upon his complying with the requirements of the Board a licence in the place of the licence so cancelled when a vacancy occurs without requiring him to present himself again for examination.

Penalty for unlicensed persons acting as Pilots.

25. Every person shall be liable on conviction to a fine not exceeding one hundred dollars or to imprisonment of either description for a term not exceeding three months who

- (1) acts or tenders his services to act as a Pilot to any ship or vessel entering or leaving the pilotage waters of the Settlements of Singapore and Penang as defined in this Ordinance not being the holder of a Pilot's licence for the Settlement of Singapore or Penang as the case may be;
- (2) employs any person or procures any person to tender his services as such Pilot to any ship or vessel entering or leaving the pilotage waters aforesaid such person not being the holder of a Pilot's licence for the Settlement of Singapore or Penang as the case may be.

Provided that any person may without subjecting himself or his employer to any penalty take charge of a ship or vessel entering or leaving the pilotage waters aforesaid when such ship or vessel is in distress or under circumstances making it necessary for the Master to avail himself of the best assistance which can be found at the time.

Pilotage waters.

26. The pilotage waters of the Settlement of Singapore shall include all the waters lying within a line drawn from the Obelisk at Tanjong Katong to the Obelisk on Peak Island thence to the South-eastern extremity of St. John's Island thence to Sultan Shoal Light House thence through the Northern extremity of Cyrene Shoal and produced to meet the Island of Singapore.

The pilotage waters of the Settlement of Penang shall include all the waters lying within the five fathom line off Muka Head and a line drawn due East from the Southern point of Pulo Rimau.

The pilotage waters of either of the Settlements may from time to time be altered by Order of the Governor in Council.

Fraudulent use of Pilot's licence etc.

27. Any person other than the Pilot to whom any licence has been granted under this Ordinance who shall use such licence or attempt to use or exhibit such licence to obtain employment for himself or for any other person as a Pilot or shall wilfully use any distinctive light mark or flag prescribed by any rule or regulation made under Section 22 of this Ordinance for Pilot boats shall on conviction be liable to a fine not exceeding five hundred dollars or to imprisonment of either description for any period not exceeding six months.

Negligence or incapacity of Pilots.

28. Nothing in this Ordinance contained shall be held to excuse or indemnify any licensed Pilot for any damage arising from his neglect or incapacity in office.

Summary proceedings.

29. In all summary proceedings before a Police Court under this Ordinance the Magistrate may if he thinks fit call upon two members of the Pilot Board to sit with him as Assessors.

Appeal to Governor.

30. Any person who may be dissatisfied with any decision order or regulation of a Pilot Board may appeal to the Governor who shall have full power to review revise and alter such proceedings as may to him seem to be fit.

31. Every grant of a licence and every cancellation or suspension of a Pilot's licence by a Pilot Board or Court shall be published in the *Gazette*.

Grant cancellation or suspension of licences to be gazetted.

32. "The Pilots Ordinance 1879" and the Ordinances amending the same are hereby repealed but all appointments made and numbers of Pilots fixed and licences and certificates granted thereunder and all rules and orders and scales of fees and dues shall continue in force under this Ordinance unless inconsistent with the terms hereof until superseded by analogous appointments and provisions made under this Ordinance.

Repeals and temporary provisions. Ord. viii of 1879.

Passed this 14th day of April, 1905.

M. S. H. MCARTHUR,  
*Acting Clerk of Councils.*

**No. 1066.**—ORDER IN COUNCIL UNDER SECTION 1 OF "THE PILOTS ORDINANCE 1905."

WHEREAS it is provided by Section 1 of "The Pilots Ordinance 1905" that the said Ordinance shall come into operation on such date as shall be fixed by the Governor in Council by Notification in the *Gazette*, it is hereby notified that the Governor in Council has fixed the first day of September, 1905, as the day on which "The Pilots Ordinance 1905" shall come into operation.

M. S. H. MCARTHUR,  
*Acting Clerk of Councils.*

COUNCIL CHAMBER,  
SINGAPORE, 21st August, 1905.

**No. 1067.**—IN accordance with the provisions of Section 2 of "The Pilots Ordinance 1905," His Excellency the Governor has been pleased to appoint the following Pilot Boards:—

*For the Settlement of Singapore.*

The Master Attendant (*President*),  
Capt. F. M. DARKE.  
Hon'ble W. P. WADDELL.  
Mr. H. I. CHOPE.  
Mr. JAMES SELLAR.

*For the Settlement of Penang.*

The Harbour Master (*President*),  
Mr. JOHN MITCHELL.  
" ALLEN DENNYS.  
" HARRY MUIR.

SINGAPORE, 21st August, 1905.

**No. 1068.**—It is hereby notified that, in accordance with the provisions of Section 4 of "The Pilots Ordinance 1905," the Pilot Board for the Settlement of Singapore has, with the sanction of His Excellency the Governor, fixed the number of Pilots, to whom licences for the Settlement may be granted, as Twelve.

SINGAPORE, 21st August, 1905.

**No. 1069.**—It is hereby notified that in accordance with the provisions of Section 4 of "The Pilots Ordinance 1905," the Pilot Board for the Settlement of Penang has, with the sanction of His Excellency the Governor, fixed the number of Pilots, to whom licences for the Settlement may be granted, as Five.

SINGAPORE, 21st August, 1905.

**No. 1070.**—ORDER IN COUNCIL UNDER SECTION 15 OF "THE PILOTS ORDINANCE 1905."

WHEREAS it is provided by Section 15 of "The Pilots Ordinance 1905" that the Governor in Council may from time to time by Notification in the *Gazette* fix the fees to be paid by Pilots for licences, it is hereby notified that the fees to be paid by Pilots for licences have been fixed by the Governor in Council at the following rates:—

<i>For the Settlement of Singapore.</i>		\$
For a permanent licence	...	20
For a temporary licence	...	10
<i>For the Settlement of Penang.</i>		
For a permanent licence	...	20
For a temporary licence	...	10

M. S. H. MCARTHUR,  
*Acting Clerk of Councils.*

COUNCIL CHAMBER,  
SINGAPORE, 21st August, 1905.

**No. 1071.**—ORDER IN COUNCIL UNDER SECTION 17 OF "THE PILOTS ORDINANCE 1905."

WHEREAS it is provided by Section 17 of "The Pilots Ordinance 1905" that the Governor in Council may by Notification in the *Gazette* from time to time prescribe the sums to be charged by Pilots for their services, now therefore it is notified that His Excellency the Governor in Council has ordered that, from and after the first day of September, 1905, there shall be chargeable and may be demanded by Licensed Pilots for the services specified in the Schedules to this Order the several sums specified and set opposite thereto in the same Schedules.

### THE SCHEDULES.

#### *Tariff of Fees for Pilotage in the Port of Singapore.*

	Per foot draught of water.	
	Steamers.	Sailing Vessels in tow
	\$ c.	\$ c.
Between the Men-of-War Anchorage and Tanjong Pagar, Borneo or Jardine's Wharves, or Pulau Brani	... 1 20	1 50
Between the Men-of-War Anchorage and the Keppel Harbour Dock or P. & O. Co.'s Wharf, or through as far as Cyrene Shoal	... 1 50	1 80
Between Cyrene Shoal and the Keppel Harbour Dock	... 1 20	1 50
Between Cyrene Shoal and any other part of the Keppel Harbour	... 1 50	1 80
From one part to another of Keppel Harbour	... 1 00	1 20
To or from the Quarantine or Gunpowder Anchorages, an additional charge of	... 0 35	0 35
Between Sultan Shoal and Cyrene Shoal	... 0 35	0 35
Between the Men-of-War Anchorage or Cyrene Shoal and Sinki Channel	... 1 80	2 25
Between Cyrene Shoal and Fresh Water Island	... 1 20	1 50
Between the Men-of-War Anchorage and Fresh Water Island	1 50	1 80
Between Fresh Water Island and Keppel Harbour Dock	... 1 20	1 50
Between Fresh Water Island and any other part of Keppel Harbour	... 1 50	1 80

**NOTE:**—When it is necessary for a vessel to go through Keppel Harbour to turn, a single pilotage only to be charged. A fraction of a foot of draught to be counted as one foot.

#### *Tariff of Fees for Pilotage in the Port of Penang.*

	\$ c.
Entering or leaving by North Channel per foot of vessel's draught	1 50
Entering or leaving by South Channel per foot of vessel's draught	1 75
Mooring or unmooring a vessel	10 00
To or from Prai River Dock	15 00
Extra pilotage between 6 P.M. and 5 A.M.	5 00
For putting ship alongside Government Wharf and taking her away again, day time	10 00
For putting ship alongside Government Wharf and taking her away, night time	15 00

**NOTE:**—Last two charges to be in addition to the ordinary Pilotage.

M. S. H. MCARTHUR,  
*Acting Clerk of Councils.*

COUNCIL CHAMBER,  
SINGAPORE, 21st August, 1905.



**No. 1072.—RULES AND REGULATIONS FOR THE PROPER CONDUCT AND GUIDANCE OF PILOTS MADE BY THE PILOT BOARD OF SINGAPORE AND APPROVED BY THE GOVERNOR UNDER SECTION 22 OF "THE PILOTS ORDINANCE 1905."**

1. Every Pilot Boat, when plying for hire, shall shew a white and red (horizontal) flag six feet by four feet, upper half white with letter **P** in blue in the centre.

2. Every Pilot, before boarding a ship, shall ascertain from the Master whether there is any small-pox or cholera on board, or whether there has been any suspicious sickness during the voyage. Should there be or have been during the voyage any such sickness, he is, without going on board, to inform the Master that the ship must remain outside the Harbour Limits, and hoist the Quarantine Signal (letter **Q** with Code pennant under at the fore) and that no communication with the shore is allowed until the ship has been boarded by the Health Officer.

3. (1) Every Pilot, on boarding a ship, shall ascertain from the Master whether there be any explosives as part of the cargo or more than fifty pounds of same on board and if there be, whether he holds Certificate as required by Rule 62 (2) of Rules under Explosives Ordinance, and if not, he is to inform the Master that the ship must be anchored outside the Harbour Limits and that he must hoist the Gunpowder Signal (letter **B** with Code pennant under at the fore) until the explosives are discharged or a Certificate granted in accordance with said Rule 62 (2).

(2) Vessels with dangerous petroleum must remain outside Harbour limits.

(3) For the purposes of this Rule the anchorage at Pasir Panjang shall be deemed not to be within the limits of the Port of Singapore.

Safety Cartridges do not come under this section.

4. When plying for hire, a Pilot shall always carry with him his licence, a copy of the Pilots Ordinance and Regulations, and a copy of the Port Rules, also Schedule of Fees and Official Card, all or any of which are to be produced when called for by the Master or other person in charge of the vessel boarded.

5. Every Pilot, in taking charge of a Steam-vessel, shall forthwith ascertain whether the engines are in good working order and able to reverse quickly; he should also see that the anchors are clear and ready for immediate use, and that the steering gear is clear and in good working order.

6. Every Pilot shall use his utmost care and diligence to avoid all accident or damage, either to the vessel he is piloting, or to any vessel or property of whatsoever kind; and if any accident happens while the vessel is in his charge, he shall report the same in writing to the President of the Pilot Board without delay.

7. If any Pilot finds, or has reason to suppose, that any of the buoys are out of their proper position, or have broken adrift, or are injured or missing, or if he has noticed anything wrong or defective in any beacon, he shall, within 12 hours of his first return to shore, report the same in writing to the Master Attendant.





8. Every Pilot shall, without loss of time, report in writing to the Master Attendant any impediment or alteration which he may have observed in any of the channels and likewise any change, or supposed or apparent change, in any of the land-marks.

9. Pilots, while in charge of vessels, shall on all occasions strictly observe the Admiralty Rules and Regulations for preventing collisions at sea, and this rule shall apply on entering or leaving Keppel Harbour irrespective of the Wharf to which it may be known a vessel is going.

10. When a Pilot is made aware of the destination of the vessel of which he receives charge, he shall promptly cause one of the under-mentioned flags to be hoisted on board where best visible, so that the Signalmen at the Signal Stations may be able, as soon as possible, to shew therefrom the Section of Wharf or Roads Symbol as indicated from on board the vessel.

The flags and symbols indicating the respective Sections of the Wharves and Roads are as follows, *viz.* :—

Tanjong Pagar Wharf. Letters **S. J. H. N. B. W. R. P. L.** representing Sections 1,2,3,4,5,6,7,8,9.

Letter <b>K</b>	Keppel Harbour.
Symbol 	Roads
Symbol 	Pulau Brani
Symbol 	Freshwater Island.
Symbol 	P. & O. Wharf.
Letter <b>Q</b>	Quarantine Anchorage

with Code Pennant.

It shall not, however, be requisite to hoist such signal on board of a Mail Steamer proceeding to the Wharf to which such steamer is regularly known to go.

11. No Pilot shall be obliged to take a vessel into or out of Keppel Harbour at night, unless the Master or Agent agrees to have lighted up and causes to be lighted up at the expense of the vessel such buoys and beacons as shall be designated by the Pilot.

12. Every Pilot taking a vessel outwards shall at least remain on board until the vessel has cleared the Pilot limits, and every Pilot bringing a vessel in shall remain on board the vessel until the vessel has been anchored or moored to the satisfaction of the Master or person in charge.

13. In the event of a vessel being put into Quarantine, the Pilot shall, if considered necessary by the Health Officer in consequence of his having been in the infected vessel, be detained on board until the vessel is released from Quarantine. (For maintenance, *see* Pilots' Fees).

14. No Pilot shall, without reasonable excuse, refuse to obey a request or instructions received from any Manager of a Wharf to pilot any vessel away from such Wharf, or from any part of such Wharf to any other part thereof.



15. No hawser, warp or line shall be run off from any vessel alongside a Wharf to any hauling off buoy in Keppel Harbour until such time as the vessel is ready to leave the Wharf.

16. Pilots shall not anchor Merchant Vessels anywhere within the limits of the Man-of-War anchorage.

17. Pilots shall not swing vessels in Keppel Harbour Channels, passages or fairways unless such channel, passage or fairway be clear of vessels passing or about to pass in or out.

18. Pilots in charge of vessels proceeding into, or out of, or through Keppel Harbour or any of its channels shall cause the speed of such vessel to be kept as low as is consistent with the most prudent navigation, due regard being had to the vessel's own safety.

19. Pilots shall not send up, nor cause to be sent up, any signal rocket from any vessel, craft or boat, except in cases of accident or danger.

20. Pilots shall obey all reasonable orders or instructions from the Master Attendant, or his Deputy, regarding the movements of vessels under their charge within the limits of the Port.

*Note.*—Pilots infringing any of these Rules and Regulations will render themselves liable to the suspension of their Certificates or Licences at the discretion of the Pilot Board for a period not exceeding three months, as well as to a penalty of one hundred dollars under Section 22 of "The Pilots Ordinance No. 8 of 1905."

COUNCIL CHAMBER,  
SINGAPORE, 21st August, 1905.

M. S. H. MCARTHUR,  
*Acting Clerk of Councils.*

**No. 1073.—RULES AND REGULATIONS FOR THE PROPER CONDUCT AND GUIDANCE OF PILOTS MADE BY THE PILOT BOARD OF PENANG AND APPROVED BY THE GOVERNOR UNDER SECTION 22 OF "THE PILOTS ORDINANCE 1905."**

1. Every Pilot Boat when plying for hire, shall shew a white and red (horizontal) flag, upper half white, with letter **P** in blue in the centre; size of flag to be 6 feet by 4 feet.

2. Every Pilot, before boarding a ship, shall ascertain from the Master whether there is any small-pox or cholera on board or whether there has been any suspicious sickness within the last fourteen days. Should there be or have been within the last fourteen days any such sickness, he is, without going on board, to inform the Master that the ship must remain outside the Harbour limits, and hoist the quarantine signal (letter **Q** with Code pennant under at the fore), and that no communication with the shore is allowed until the ship has been boarded by the Health Officer.

3. Every Pilot boarding a ship will ascertain from the Master whether there be any explosives as part of the cargo or more than fifty pounds of same on board; and if there be, whether he holds certificate as required by

Rule 62 (2) of Rules under Explosives Ordinance, and if not, the ship must be anchored outside the Harbour limits and must hoist the signal letter **B** with Code pennant under at the fore, until the powder is discharged.

4. When plying for hire, a Pilot is always to carry his licence, a copy of the Pilots Ordinance, a copy of these Rules, and a copy of the Port Rules; all or any of which are to be produced when called for by the Master or by any person in charge of the vessel boarded.

5. Every Pilot, in taking charge of a steam-vessel, is to ascertain whether the engines are in good working order and able to reverse quickly; also, whether the anchors are clear and ready for immediate use, and the wheel chains all clear.

6. The Pilot shall use his utmost care and diligence to conduct the ship under his charge without damage or doing injury to others, and shall report in writing to the President of the Pilot Board all accidents which may have happened to such vessel while under his charge, and any collision with other vessel, or damage to any buoy or beacon, within 12 hours after leaving her.

7. No Pilot shall take a vessel into or out of the Harbour at night, unless the Master or Agent guarantees to have lighted up, at the expense of the vessel, those buoys and beacons which shall be designated by the Pilot.

8. Every Pilot, taking a vessel outwards, shall remain on board until the vessel has cleared the limits of the Harbour, and every Pilot bringing a vessel in, shall remain on board until the vessel has been anchored or moored, to the satisfaction of the Master or person in charge.

9. If any buoys are out of their proper position, or have broken adrift, or defects have been noticed in any of the beacons, the same should be reported by the Pilot to the Master Attendant or Harbour Master without delay.

10. Every Pilot shall, without loss of time, report to the Master Attendant or the Harbour Master any impediment or alteration which he may have observed in any of the channels, and in the buoys, beacons and landmarks.

11. Every Pilot shall leave his address at the Master Attendant's or Harbour Master's Office, and shall forthwith report to the Master Attendant or Harbour Master any change of his residence.

12. A Licensed Pilot about to leave the Settlement will return his licence to the President of the Pilot Board.

13. Every Pilot Boat shall be painted white with the word "Pilot" painted on each bow in letters one foot high, and body of letters two inches wide. The same word to be marked in black on the sail, if such is carried.

14. In the event of a vessel being put into Quarantine, the Pilot shall, if considered necessary by the Health Officer in consequence of his having been in the infected vessel, be detained on board until the vessel is released from Quarantine. (For maintenance, see Pilots' Fees).

15. No Pilot shall, without reasonable excuse, refuse to obey a request or instructions from the Harbour Master to pilot any vessel away from the Government Pier, or from any part of such Pier to any other part thereof.

16. No hawser, warp or line shall be run off from any vessel alongside a Wharf to any hauling off buoy in Penang Harbour until such time as the vessel is ready to leave the Wharf.

17. Pilots shall not anchor Merchant-vessels any where within the limits of the Man-of-War anchorage.

18. Pilots in charge of vessels proceeding into, or out of, or through Penang Harbour or any of its channels, shall cause the speed of such vessel to be kept as low as is consistent with the most prudent navigation, due regard being had to the vessel's own safety.

19. Pilots shall not send up, nor cause to be sent up, any signal rocket from any vessel, craft or boat, except in cases of accident or danger.

20. Pilots shall obey all reasonable orders or instructions from the Harbour Master regarding the movements of vessels under their charge within the limits of the Port.

21. None but British subjects are allowed to hold a Pilot's Certificate.

*NOTE.*—Pilots infringing any of these Rules and Regulations will render themselves liable to the suspension of their Certificates or Licences at the discretion of the Pilot Board for a period not exceeding three months, as well as to a penalty of one hundred dollars under Section 22 of "The Pilots Ordinance No. 8 of 1905."

M. S. H. MCARTHUR,  
*Acting Clerk of Councils.*

COUNCIL CHAMBER,  
SINGAPORE, 21st August, 1905.

STRAITS SETTLEMENTS

"THE HARBOURS ORDINANCE  
1872"

(No. VIII of 1872)

AS AMENDED BY  
ORDINANCES NOS. III OF 1876, I OF 1884 AND V OF  
1891

PUBLISHED BY AUTHORITY



SINGAPORE  
PRINTED AT THE GOVERNMENT PRINTING OFFICE  
1894  
[Price 25 cents.]

3-0039

0587

(Government Notification No. 1178, Government Gazette of 26th  
October, 1900, page 2537.)

ORDER IN COUNCIL UNDER "THE HARBOURS ORDINANCE 1872."

WHEREAS by Order in Council made under "The Harbours Ordinance 1872," dated the 12th December, 1877, and published in the *Gazette* as Government Notification No. 333 of 1877, the Port of Singapore was declared a Port subject to the provisions of the Harbours Ordinance and certain limits were assigned thereto:

And whereas it has been deemed expedient to alter the limits of the Port as defined in the aforesaid Notification:

It is hereby declared by His Honour the Officer Administering the Government in Council under the powers conferred upon him by Section 3 of the Harbours Ordinance that on and after the 1st November, 1900, the limits of the Port of Singapore shall be as follows:—

From an obelisk built on Tanjong Katong in a straight line to an obelisk built on Peak Island along the Northern Shore of that Island to its North Western point, thence to the Northern point of Lazarus Island thence along a straight line due West until it meets a straight line drawn North and South through the Western beacon on Cyrene Shoal thence Northward along that line till it meets the Island of Singapore, thence Eastward along the shores of the Island of Singapore to the obelisk at Tanjong Katong including the mouth of the Singapore River as far as Kim Seng's Bridge and the mouth of the Canal as far as the Ordnance Bridge at one end, and Outram Road at the other, also the mouth of the Rochore River as far as Kampong Kerbau Bridge, Kalang River as far as the iron bridge, Gelang River as far as Police Station Gelang and including the public streets, roads or highways, made or to be made, along the banks of these rivers, to the limits specified, and including all public landing places, stairs, piers, or jetties, made or to be made, along the shore of the island of Singapore.

COUNCIL CHAMBER,  
Singapore, 24th October, 1900.

E. G. BROADRICK,  
Clerk of Councils.



**Straits Settlements.**  
**"THE HARBOURS ORDINANCE 1872."**

ORDINANCE NO. VIII OF 1872

AS AMENDED BY

ORDINANCES NOS. III OF 1876, I OF 1884 AND V OF 1891.

An Ordinance for the Regulation of Ports and Harbours.  
[26th September, 1872.]

H. ST. GEORGE ORD,  
Governor and Commander-in-Chief.

WHEREAS it is expedient to make better provision by law for the Regulation of the Ports and Harbours of the Colony and of the Navigable Rivers and Channels leading thereto: It is hereby enacted by His Excellency the Governor of the Straits Settlements with the advice and consent of the Legislative Council thereof as follows:—

**PART I.**

*Preliminary.*

1. This Ordinance may be cited as "The Harbours Ordinance 1872." Short title.

\*  
2. It shall be lawful for the Governor in Council to declare any Port in the Colony and any Navigable River or Channel leading into such Port to be subject to this Ordinance. Governor in Council may declare Ports &c.

3. Every Declaration by which any Port Navigable River or Channel shall be made subject to this Ordinance shall define the limits of such Port Navigable River or Channel; such limits shall extend always up to high-water mark; and may include any piers jetties landing places wharfs quays docks and other similar works whether within or without the line of high-water mark and Particulars in declaration.

\* Sections 2 and 3 were repealed and sections 4, 5, 6 and 7 re-numbered 2, 3, 4 and 5 by section 2 of Ordinance V of 1891.



Limits may be altered. (subject to any rights of private property therein) any portion of the shore or bank within fifty yards of high-water mark; the limits so declared may be altered from time to time by the Governor in Council.

Consequences of declaration. 4. When any such Port or Navigable River or Channel has been so declared to be subject to this Ordinance all the provisions of this Ordinance or such provisions only as the Governor in Council may specially declare shall have effect in such Ports Navigable Rivers and Channels.

Declaration to be published. 5. Every Declaration of the Governor in Council made in pursuance of section two of this Ordinance shall be published in the Government Gazette or in such other public manner as the Governor may direct and a copy thereof shall be fixed up in some conspicuous place in the Office of the Conservator of the Port to which such Declaration or Order shall relate.

6.\* (1)—The Governor may appoint persons either by name or office to be Conservators of the respective Ports which shall for the time being be subject to this Ordinance; and in default of such appointment the Master Attendant at Singapore shall be Conservator of the Port of Singapore and the Harbour Master at George Town shall be Conservator of the Port of George Town.

(2)—For the purposes of this Ordinance the word "Port" shall unless such construction be inconsistent with the context include all such Navigable Rivers and Channels leading thereto as shall for the time being be subject to the provisions of this Ordinance.

Appointment and powers of Health Officer. 7.† (1)—The Governor may appoint at any Port subject to this Ordinance an officer to be called the Health Officer and may suspend or remove from office any officer so appointed.

(2)—A Health Officer shall subject to the control of the Governor have the following powers within the limits of the Port for which he is appointed namely:—

- (a) power to enter on board any vessel and inspect the provisions and water provided for the use of the crew or passengers and the accommodation for seamen or passengers for the purpose of ascertaining whether the same are in accordance with the requirements of the law;
(b) power to enter on board any vessel and medically examine all or any of the seamen or apprentices on board the vessel;
(c) power to require and enforce the production of the log-book and any other books papers or documents which he thinks necessary for the purpose of enquiring into the health and medical condition of the persons on board the vessel;

\* As substituted for section 8, by Ordinance V of 1891, section 3.
† Added by Ordinance V of 1891, section 4.

- (d) power to call before him and question for any such purpose all or any of those persons and to require true answers to any questions which he thinks fit to ask;
(e) power to require any person so questioned to make and subscribe a declaration of the truth of the statements made by him.

8.\* The Government shall not be responsible for any act or default of any Conservator Port Officer or Harbour Master of any Port subject to this Ordinance or of the deputy of any of the authorities aforesaid.

Indemnity to Government against act or default of port official or pilot.

PART II. PORT RULES.

9. The Governor in Council may from time to time make such Port Rules not inconsistent with this Ordinance as he may think necessary for any of the following purposes in any of the Ports Navigable Rivers and Channels subject to this Ordinance namely:—

Governor in Council may frame Port Rules.

- 1st.—For regulating the berths and stations to be occupied by vessels.
2nd.—For regulating vessels while taking in or discharging ballast or cargo.
3rd.—For keeping free passages of such width as may be deemed necessary within any such Port River or Channel and along or near to the piers jetties landing-places wharfs quays docks moorings and other similar works in or adjoining the same; and for making out the spaces so to be kept free.
4th.—For regulating the anchoring fastening mooring and unmooring and warping of all vessels and the use of warps mooring buoys chain and other moorings.
5th.—For regulating the use of fires and lights and the signals to be used and measures to be taken in case of fires in the Ports Rivers or Channels by day and by night.
6th. For enforcing and regulating the use of signals and of signal lights by vessels.
7th.—For regulating the flags and signals to be used by vessels arriving at lying in and departing from any Port.
8th.—For regulating the manner in which vessels arriving are to be boarded by an Officer of the Conservator's Department and the entries to be made in such Officer's book of arrivals.
9th.†—For regulating the use by vessels of steam whistles steam syrens or other like instruments.

\* Added by Ordinance V of 1891, section 4.
† Added by Ordinance V of 1891, section 5.

Penalty. Such Port Rules shall be published in the *Government Gazette* and shall have the same force and effect as if enacted in this Ordinance and every person convicted of a breach of any of the Port Rules so made and published shall be liable on conviction to a penalty not exceeding fifty dollars.

Penalty for disobedience of directions of Conservator. 10. If any person shall wilfully and without lawful excuse refuse or neglect to obey any direction of the Conservator given under the provisions of this Ordinance after notice thereof shall be liable on conviction to a penalty not exceeding fifty dollars and a further sum not exceeding ten dollars for every day on which he shall wilfully continue to disobey such direction; and in case of such refusal or neglect it shall be lawful for the said Conservator to do or to cause to be done all such acts as shall be reasonable or necessary for the purpose of carrying such direction into execution and to hire and employ proper persons for that purpose; and all reasonable expenses which shall be incurred in doing such acts shall be paid and borne by the person or persons so offending.

Conservators may carry out directions.

PART III.

ARRIVAL AND DEPARTURE OF VESSELS.

Vessels arriving to hoist signals. 11.\* Every vessel arriving within signalling distance of any of the flagstaves at any port and intending to enter such Port shall have hoisted the ensign or flag of the country to which the vessel may belong and the house flag if any or the Commercial Code signal letters of the vessel and shall keep them flying till repeated at the Signal Station of such port.

Master to report arrival. 12. The Master of every vessel anchoring in any of the Ports of the Colony or going alongside any wharf in any Port shall forthwith report or cause to be reported the arrival of his vessel at the Office of the Conservator of the Port and shall deposit or cause to be deposited there a copy of the Manifest of Cargo to be discharged or transhipped in the Port and a list of passengers on board and in the case of British vessels and vessels belonging to a nation not having a Consul at the Port shall produce to the Conservator the Certificate of Registry and shall deposit with him the ship's articles.

Gunpowder—limit of quantity. 13.† No vessel having on board any quantity being part of the cargo or more than 50 lbs. weight not being part of the cargo of any substance or article for the time being included in the definition of gunpowder under Ordinance VIII of 1868 shall be allowed to come within the limits of any Port of the Colony.

Small-pox or cholera on board. 14. The Master of every vessel arriving at any of the Settlements having on board persons suffering from small-pox or cholera shall hoist and keep displayed at the main-mast head the usual yellow quarantine flag and shall not enter the Port till visited by the Health Officer nor till permitted by the Conservator.

\* As amended by Ordinance V of 1891, section 6.  
† As substituted by Ordinance I of 1884, section 2.

15. No boat shall go alongside any vessel arriving at any of the Ports unless and until permitted by the Master and no boat shall be made fast astern of any vessel in any of the Ports at a greater distance from the stern of such vessel than three fathoms. The boats of the Conservator of the Ports Police and Health Officers are exempted from the operation of this section.

Boats not to go alongside &c.

16. Every vessel within the limits of any of the Ports shall have at all times on board a sufficient number of men to veer cable let go anchors brace the yards up or lower a boat in case of accident. Provided always that in the event of any vessels being laid up and not intended for navigation it shall be lawful for the Conservator of the Port to assign a place within the limits of the port where such vessels may be anchored and be exempted from the operation of this section.

Vessels in ports to have crews on board. Proviso for vessels laid up.

17. The Owner or Master of any vessel or any other person offending against any of the provisions of sections 11, 12, 13, 14, 15 and 16 shall be liable on conviction to a penalty not exceeding fifty dollars.

Penalty.

18. No vessel shall leave any of the Settlements without a Port Clearance to be issued by the Master Attendant Harbour Master or Officer acting in that capacity. The Owner or Master of any vessel offending against this section shall be liable on conviction to a penalty not exceeding five hundred dollars.

Port clearance. Penalty.

Provided that nothing herein contained shall be held to apply to any Contract Mail Steam-vessel nor to any Steam-vessel not breaking bulk and not taking cargo in the Port nor to any Steam-vessel arriving at any of the Ports at any time when the Office of the Master Attendant or Harbour Master is closed for business and leaving the Port before the said Office is again opened for business.

Proviso.

19. No Master of a vessel shall discharge therefrom or force therefrom or wilfully or negligently leave behind him in the Colony any seaman brought to the Colony therein or shipped in the Colony unless on a certificate by the Shipping Master of the Port under a penalty not exceeding fifty dollars for each seaman so discharged forced or left behind; and any seaman wilfully or negligently remaining behind in the Colony after the departure of the vessel in which he shall have arrived or shipped without such certificate shall on conviction be liable to a penalty not exceeding twenty-five dollars.

Masters not to discharge seamen except under certificate. Penalty. Seamen remaining behind. Penalty.

The Shipping Master shall not be required to issue a certificate under this section unless in case of serious illness incapacitating the seaman from duty on board his ship or unless the seaman shall at the time of the ship's departure be undergoing sentence of imprisonment and in every other case a certificate shall not be issued until and unless the Master or Owner of the vessel shall have made such provision for the seaman by procuring other employment or otherwise as will prevent the seaman from becoming a charge on the Colony.

Rules for issue of certificate.



PART IV.

BUOYS AND MOORINGS.

20. It shall be lawful for the Governor to cause or permit to be fixed and laid down such moorings buoys beacons and sea or land marks as may seem to him to be necessary to assist in the navigation of any the Ports Rivers or Channels subject to this Ordinance.

21. If any person shall wilfully and without lawful excuse lift injure loosen or set adrift any such moorings buoys beacons and sea or land marks in any Port River or Channel subject to this Ordinance he shall for every such offence be liable to a penalty not exceeding five hundred dollars or to imprisonment rigorous or simple for a period not exceeding three months.

22. Any moorings buoys beacons or land or sea marks affected shall be forthwith replaced or repaired by the Conservator; and all expenses incurred thereby shall be chargeable to the person convicted.

23. If any person shall wilfully and without lawful excuse loosen or remove from its moorings or from its fastenings alongside any wharf or landing-place any vessel within any such Port River or Channel without leave or authority from the Owner or Master of such vessel or of the manager or person in charge of such wharf or landing-place such person shall for every such offence be liable to a penalty not exceeding five hundred dollars or to imprisonment rigorous or simple for a period not exceeding three months.

24. Nothing in sections 21 and 23 shall be held to relieve any person undergoing punishment thereunder from responsibility in a civil action for damages at the suit of any person injured by or in consequence of his acts.

PART V.

OBSTRUCTIONS AND NUISANCES.

25. If any person shall without lawful excuse cause any obstruction or impediment to the navigation of any Port River or Channel subject to this Ordinance or shall do or omit to do any act likely to cause any obstruction or impediment to such navigation the Conservator may cause such obstruction or impediment to be removed and every person causing any such obstruction or impediment shall be liable to a penalty not exceeding one hundred dollars and also to pay all reasonable expenses which shall be incurred in abating or removing such obstruction or impediment.

26. The Conservator may remove or cause to be removed any timber or raft floating or being in any part of any such Port River or Channel which shall impede the free navigation of such Port River or Channel or anything which shall obstruct or impede the lawful use of any pier jetty landing-place wharf quay dock mooring or other work on any part of the shore or bank which has

Governor may place buoys beacons &c.

Penalty for injury &c. to.

Repairs and expenses.

Penalty for loosening vessel.

Civil rights reserved.

Obstructions or nuisances to navigation may be removed.

Penalty.

Expenses in removing &c.

Conservators may remove obstructions.

been declared to be within the limits of such Port River or Channel and is not private property; and the owner of any such timber or raft or other thing shall be liable to pay the reasonable expenses of such removal.

26A.\* (1)—A master of a vessel shall not cause or suffer any warp or hawser attached to his vessel to be left out in any port subject to this Ordinance after sunset in such a manner as to endanger the safety of any other vessel navigating in the port.

(2)—A master offending against this section shall be liable on conviction to a penalty not exceeding one hundred dollars.

27.† If any vessel shall be wrecked stranded or sunk in any such Port River or Channel or in any place within British waters adjacent thereto so as to impede or be likely to impede the navigation thereof the Conservator may cause the same to be raised removed or destroyed and all expense incurred in the raising removing and destroying of such vessel shall be borne by the owners thereof.

28. If any obstruction or impediment to the navigation of any Port River or Channel subject to this Ordinance shall have been lawfully made or shall have become lawful by reason of the long continuance of such obstruction or impediment or otherwise the Conservator shall report the same for the information of the Governor who may cause the same to be removed or altered making to the person or persons who suffer damage by such removal or alteration reasonable compensation for the same. If any dispute arise concerning such compensation the matter in dispute shall be determined according to the law now or hereafter to be in force in the Colony relating to the determination of disputes as to the price of land required for public purposes.

29. If any ballast or rubbish or if any other thing likely to form a bank or shoal or to be detrimental to navigation shall without the permission of the Conservator or other lawful excuse be cast or thrown into any such Port River or Channel or into or upon any place or shore from which the same shall be liable to be washed into any such Port River or Channel either by ordinary or high tides or by storms or land-floods the person who shall so cast or throw the same or cause the same to be so cast or thrown as aforesaid and the Master of any vessel from which the same shall be cast or thrown shall forfeit and pay a sum not exceeding one hundred dollars over and above any expenses which may be incurred in removing the same.

30. No dead body or the carcass of any animal shall be thrown overboard or into the Seas Rivers or Channels within the limits of the Ports under a penalty not exceeding fifty dollars and any expense incurred in burying or otherwise disposing of any dead body or carcass so thrown over shall be chargeable on the owner or master of the vessel from which the same may have been thrown.

Leaving out warp after sunset.

Wrecks as obstructions.

Removal of certain obstructions on compensation.

Disputes as to amount.

Throwing ballast &c. into Ports.

Penalty.

Penalty for throwing dead bodies &c. Expenses.

\* Added by Ordinance V of 1891, section 7. † As substituted by Ordinance III of 1876.

**PART VI.**  
**LIGHTS AND SIGNALS.**

**Lights on vessels at anchor.** 31. The Master or person in charge of every vessel lying at anchor within any of the Ports Rivers or Channels subject to this Ordinance shall between sunset and sunrise exhibit or cause to be exhibited where it can best be seen but at a height not exceeding twenty feet above the hull a white light in a globular lantern of at least eight inches in diameter and so constructed as to show a clear uniform and unbroken light all round the horizon visible at a distance of at least one mile and the Master or person in charge of every such vessel in which a light shall not be exhibited as required by this Section shall be liable on conviction to a penalty not exceeding fifty dollars: Provided that it shall be lawful for the Governor to exempt from the operation of this Section any particular description of vessels within any particular limits and to specify the description and position of lights to be exhibited by such vessels.

**Penalty.**  
**Proviso.**

**Discharging guns except as signals.** 32. If any person shall without lawful excuse discharge any gun in any Port River or Channel subject to this Ordinance except a gun loaded only with gunpowder for the purpose of making a signal of distress or for such other purpose as may be allowed by the Rules passed by the Governor in Council under this Ordinance such person shall for every such offence be liable on conviction to a penalty not exceeding fifty dollars.

**Penalty.**

**Hoisting unlawful flags &c.** 33. If any vessel belonging to any of Her Majesty's subjects or sailing under British colours shall hoist carry or wear within the limits of any Port River or Channel subject to this Ordinance any flag jack pendant or colours the use whereof on board such vessel shall have been prohibited by any Imperial Statute now or hereafter to be in force or by any Proclamation made or to be made in pursuance of any such Statute or by any of Her Majesty's Regulations in force for the time being the Master of such vessel shall for every such offence be liable on conviction to a penalty not exceeding fifty dollars and such penalty shall be in addition to any other penalty which may be recoverable under the said Statute or any future Statute to be made in that behalf and it shall be lawful for the Conservator of any Harbour and for any persons directed by him in that behalf to enter on board any such vessel and to seize and take away any flag jack pendant or colour so unlawfully hoisted carried or worn on board the same.

**Penalty.**

**Seizure.**

**PART VII.**  
**FIRES.**

**Graving smoking &c. vessels. Boiling pitch &c.** 34. If any person shall grave bream or smoke any vessel in any Port River or Channel subject to this Ordinance or shall boil or heat any pitch tar resin dammar turpentine oil or other such combustible matter on board any vessel within any such Port River or Channel at any time or within any limits at or within which such act shall be prohibited by any order of the Governor in Council or contrary to the orders or directions of the Conservator every such person and also the Master of such vessel shall be

liable on conviction to a penalty not exceeding one hundred dollars. **Penalty.**

35. If any person shall use a naked light to draw off spirits turpentine or inflammable oils or inflammable liquids of any kind on board any vessel in any Port River or Channel subject to this Ordinance every such person and also the Master of every such vessel shall be liable on conviction to a penalty not exceeding one hundred dollars.

**Drawing off spirits oils &c. by candle or artificial lights.**  
**Penalty.**

36. In the event of fire breaking out on board any vessel in any of the Ports Rivers or Channels subject to this Ordinance it shall be lawful for the Conservator of the Port to proceed on board such vessel with such assistants and persons as to him may seem fit and to give such orders as may seem to him necessary for scuttling such vessel or for removing such vessel to such place as may to him seem proper to prevent in either case danger to other vessels and if such orders are not forthwith carried out by the Master of such vessel the said Conservator may himself proceed to carry them into effect.

**In case of fires on board Conservators may give directions**

**and carry them into effect.**

**PART VIII.**  
**FISHING STAKES.**

37. It shall be lawful for the Governor in Council to make Rules and Orders for the erection maintenance managing and working of fishing stakes at the several Settlements prescribing the places where the same may be erected the distances to be observed from the shore and from other stakes and the nature of the nets and stakes to be used depth of water for stakes the length of time to be kept in the same place the removal when out of repair or not used lighting stakes at night in navigable waters removal repairing and cleaning stakes and otherwise generally for all purposes connected with the erection maintenance and working of such stakes and any fishing stakes established renewed altered or repaired contrary to the provisions of this Ordinance may be removed by the Conservator of the Port and the owner or occupier of such fishing stake shall be required to pay the expenses of such removal and shall be liable on conviction to a penalty not exceeding fifty dollars. Any person disobeying any rule or order of the Governor in Council made under this section shall on conviction be liable to a penalty not exceeding fifty dollars.

**Governor in Council may make Rules for fishing stakes.**

**Removal of do. when contrary to Ordinance.**  
**Expenses of removal.**

38. It shall be lawful for the Governor in Council to establish Tables of Fees to be charged for licenses for fishing stakes according to their extent and situation.

**Table of Fee for use of.**

**USE OF BEACHES, &c.**

39. It shall not be lawful for any person to make use of any portion of the beaches boundaries or banks of any of the said Ports Rivers or Channels which may be the property of Her Majesty the Queen whether for hauling up or leaving thereon any ship or boat or placing or keeping thereon any animals or articles of any kind without a license for that purpose from the Conservator of the Port who is authorised to grant such license on the

**Beaches &c. not to be used without license.**

Removal of articles &c. payment of such fees as may be fixed for that purpose by the Governor in Council; and any ships boats animals or articles placed or kept on any such beach boundary or bank contrary to the provisions of this section may be removed by the Conservator of the Port at the expense of the owner or person in charge of the same if after notice in writing given to the owner or person in charge or posted up at or near the place where such ships boats animals or articles may be the same be not removed.

Penalty. Every person offending against any of the provisions of this section shall be liable on conviction to a penalty not exceeding one hundred dollars.

Removal of gravel sand &c. from shores &c. 40. No person without the permission of the Conservator shall remove or carry away any rock stones shingle gravel sand or soil or any artificial protection from any part of the bank or shore of such Port River or Channel being the property of Her Majesty the Queen; and no person shall sink or bury in any part of such bank or shore any mooring post anchor or any other thing which is likely to injure or to be used so as to injure such bank or shore except with the permission of the said Conservator and with the aid or under the inspection of such person or persons (if any) as he may appoint to take part in or overlook the performance of such work.

Penalty. Every person offending against any of the provisions of this section shall be liable on conviction to a penalty not exceeding one hundred dollars for every such offence and to pay the expenses of repairing the injury (if any) done to such bank or shore.

#### PART IX.

##### FARM OF BEACHES.

Governor in Council may farm right of using beaches &c. 41. It shall be lawful for the Governor to rent or farm either in one or several lots by public sale or by public tenders with such limitations and restrictions as to the charges to be made by the renter or farmer as to the Governor may seem fit the use of the beaches and banks of the sea at the several Settlements.

Rents agreed to be paid under this section shall be recoverable as Crown Debts.

How Farmer may recover rents. 42. If the right of using the beaches and the banks of the sea shall be granted out by the Governor to farm either for a whole Settlement or for particular parts or places in a Settlement the Beach Farmer shall be entitled to recover payment from the tenant or person using the rights granted to the Farmer in a suit by the Farmer against such tenant or person for money payable by the Defendant to the Farmer for the use of the Farmer's rights describing the extent of the same agreed on between the parties. Provided that no such Farmer shall recover a larger sum than that specially agreed on between the Farmer and the tenant nor a larger sum than that permitted in the grant by the Governor to be charged by the Farmer.

Proviso.

#### PART X. REGISTRY OF BOATS.

43. No boats shall ply for hire or be hired for the conveyance of passengers or cargo and no boats carrying more than one person shall be used for fishing in any of the Ports Rivers or Channels subject to this Ordinance or in any Colonial waters near any of the Settlements without a license to be obtained as hereinafter provided. Boats for passengers cargo and fishing to be licensed.

44. The owner of any such boat using or permitting the use of the same for the hired conveyance of passengers or cargo or for fishing without being licensed under this Ordinance shall be liable on conviction to a penalty not exceeding fifty dollars. Penalty for using unlicensed boats.

45. Any person desirous of having a boat licensed for the conveyance of passenger or cargo or for fishing shall apply to the Registrar of Boats of the Port to be appointed by the Governor who shall examine the boat and if he thinks it seaworthy and proper for the conveyance of passengers or cargo or for fishing may cause the boat to be registered as a passenger or cargo or fishing boat and grant a license for the same. The following particulars shall be entered on the Register:— How registry to be made.

- 1st.—The name and residence of the owner and of the person to be in charge of the boat as manager. Particulars.
- 2nd.—Number of crew to be employed.
- 3rd.—Number of persons the boat is to be permitted to carry in addition to the crew if a passenger boat.
- 4th.—The capacity of the boat for carriage of cargo.
- 5th.—The number of the Register which shall be the number of the boat.

Separate Registers shall be kept for passenger cargo and fishing boats. Separate Registers.

46.\* Such annual fees not exceeding the following scale shall be charged for registering boats as may be fixed from time to time for the several Settlements by order of the Governor in Council:— Fees for registration.

For every cargo boat not exceeding 10 koyans burden	\$1.00
For each additional koyan	... 0.10
For every passenger boat	... 0.50
For every fishing boat	... 0.25

47. The registration and license shall be in force till the end of the current year and thereafter shall be renewed yearly and every change of owner and of manager shall be reported to the Registrar who shall note the same on the Register. Any owner or manager failing to report such change shall be liable on conviction to a penalty not exceeding twenty-five dollars. Registration and license to be in force for a year.

\* As amended by Ordinance V of 1891, section 8.

Registered  
owner and  
manager.

48. The persons whose names shall appear in the said Register shall for all the purposes of this Ordinance and of Police and prevention of offences be considered the owner and manager respectively.

Number to be  
put on boats.

49. The owner of every such registered boat before he receives a certificate that his boat is registered shall cause the number of the boat to be painted or marked in such legible and durable manner as the Conservator of the Port may direct on each side near the fore-part of the boat in letters of such size and character and in such position as the Conservator of the Port shall direct.

Registrar to  
deliver a cer-  
tificate.

50. The Registrar of Boats shall deliver to the owner of every such registered boat a certificate of her registration setting out the number of the registry the names of the owner and manager the number of the crew to be employed the number of passengers to be carried if a passenger boat and the quantity of cargo if a cargo boat estimated in pikuls or koyans.

Copy of certi-  
ficate to be  
left in boat.

51. A copy of such certificate shall at the same time be given to the owner who shall cause such copy to be kept at all times on board his boat in custody of the person in charge of the boat who shall exhibit the same to any Peace Officer or intending employer who shall demand to see the same.

Licenses may  
be cancelled.

52. It shall be lawful for the Conservator of the Port with the sanction of the Governor to cancel any license issued under this Ordinance.

Governor in  
Council  
may make  
Rules for the  
management  
&c. of boats.

53.\* It shall be lawful for the Governor in Council to make Rules and Regulations for the fares to be paid for the use of cargo boats or passenger boats or for both at any or all of the ports subject to this Ordinance also for the management and working of passenger cargo and fishing boats as to the seaworthiness of the boats the number of passengers and quantity of cargo to be allowed the number of men in the boats as boatmen the managers or persons to be in charge of boats lights to be used at night in the ports and elsewhere in Colonial waters articles left in boats reports of accidents and generally for providing for the safety of persons and property carried in such boats and for preventing the commission of offences by persons employed in or being in such boats.

Penalty for  
offences  
against sec-  
tions 49, 51,  
and 53.

54. Every person offending against any of the provisions of sections 49 or 51 or against any Rules or Regulations made under section 53 shall be liable on conviction to a penalty not exceeding twenty-five dollars.

Persons refus-  
ing to let boats  
&c. for hire.

Penalty.

55. Every person refusing without reasonable excuse to let for hire his cargo or passenger boat registered under this Part on tender of the amount of hire to be fixed in any Rules of the Governor in Council in that behalf shall be liable to a penalty not exceeding twenty-five dollars.

\* As amended by Ordinance V of 1891, section 9.

PART XI.  
PROCEDURE.

56. The Conservator may whenever he shall suspect that any offence has been or is about to be committed in any vessel contrary to this Ordinance or whenever he considers it is necessary for him so to do in the discharge of any duty imposed upon him by this Ordinance or otherwise by law go either alone or with any other person or persons on board any vessel within the limits of any Port River or Channel subject to this Ordinance. If the Master of such vessel shall without lawful excuse refuse to allow any such Conservator or any of his Assistants or other Officers or persons authorized by him so to enter such vessel he shall for every such offence be liable on conviction to a penalty not exceeding one hundred dollars.

Conservator  
may board  
vessels.

Penalty.

57. Any person who shall wilfully obstruct or hinder any person in the execution of any duty imposed or power conferred by this Ordinance or shall assault or ill-treat him in the discharge of such duty or in the exercise of such power shall for every such offence be liable on conviction to a penalty not exceeding one hundred dollars.

Penalty for  
obstructing  
persons acting  
under this  
Ordinance.

58. All acts orders or directions by this Ordinance authorized to be done or given by any Conservator may be done or given by any person in the service of Government subject to his control and duly authorized by him. And any person authorized to do any act may call to his aid such assistance as may be necessary.

What may  
be done by  
deputy of  
Conservator.

59. All offences against this Ordinance shall be punishable in a summary manner by a Magistrate on information by or by order of the Attorney-General or Solicitor-General or by the Conservator or by any person authorized by him thereto. And in addition to the means prescribed by law for the recovery of penalties imposed by Magistrates in their summary jurisdiction it shall be lawful for a Magistrate by warrant under his hand to cause the amount of any penalty imposed under this Ordinance upon the Owner or Master of any vessel for any offence committed on board of such vessel or in the management thereof or otherwise in relation thereto whereof such Owner or Master shall be convicted to be levied by distress and sale of such vessel and the tackle apparel and furniture thereof or so much thereof as shall be necessary.

Summary  
convictions.Recovery of  
penalties.

60. In case of any conviction under this Ordinance the Magistrate may order the offender to pay the costs of such conviction in addition to any penalty or expenses to which he may be liable. Such costs may be assessed by the Magistrate and may be levied and recovered in the same manner as any penalty under this Ordinance.

Costs may be  
ordered.

61. In every case in which any person shall be liable under the provisions of this Ordinance to pay any sum of money damages or expenses the same may be recovered and levied in the same manner as any penalty under this Ordinance and if necessary the

Damages and  
expenses to  
be recovered  
as fines.



amount thereof may be fixed and assessed by the Magistrate before whom the case shall be tried.

Expenses for work done by Conservator how recoverable. 62. All expenses incurred for works authorized or required to be done by a Conservator under sections 10, 22, 25, 26, 27, 29, 30, 33, 36, 37, 39 and 40 shall if any dispute arise as to the amount be ascertained before a Magistrate and when so ascertained shall be recoverable in the same manner as any penalty under this Ordinance and the Conservator may cause any timber raft or other thing or the materials of any vessel boat or wreck or of any nuisance or obstruction removed or so much thereof as may be necessary to be sold by public auction and may retain all the expenses of such removal and sale out of the proceeds of such sale and shall pay the surplus of such proceeds or deliver so much of the said timber or other materials as shall remain unsold to the owner or other person entitled to receive the same; and if no such person appear shall cause the same to be kept and deposited in such manner as the Governor shall direct; and may if necessary from time to time realize the expenses of keeping the same together with the expenses of such sale by a further sale of so much of the said timber or other materials as may remain unsold and the balance shall be paid to the person entitled to the property and if no person shall appear and claim the same it shall be paid into the Treasury. Provided however that the amount so paid into the Treasury shall be refunded without interest to any person who may thereafter establish his right to the same.

Sale of property. Deposit in Treasury. Refund.

Notices how served. 63. Any written notice given under this Ordinance which shall be left for the Master of any vessel with any person employed on board thereof or which shall be affixed in a conspicuous place on board of such vessel shall for the purposes of this Ordinance be deemed to have been given to the Master thereof.

Actions within three months. 64. All actions and prosecutions which may be lawfully brought against any person for anything done or intended to be done under this Ordinance shall be commenced within three months after the thing complained of and not otherwise.

65.\* Sections 44 to 50 of "The Police Force Ordinance 1872" relating to actions shall be held to be applicable to actions for anything done or intended to be done under this Ordinance as if the said sections had been embodied in this Ordinance.

Navy exempt. 66. Nothing in this Ordinance shall extend to any vessel belonging to or in the service of Her Majesty or to any vessel of war belonging to any Foreign Prince or State nor to deprive any person of any right of property or other private right except as hereinbefore provided nor to affect any of the provisions of Act X of 1867.

67.† \* \* \* \* \*

\* As amended by Ordinance V of 1891, section 10.  
 † Repealed by Ordinance V of 1891, section 11.

**EXTRACTS from Port Rules under "The Harbours Ordinance 1872" and from Rules under the Pilots Ordinance VIII of 1879 for the information of Commanders of foreign ships of war and the Officers commanding Foreign Troops or Sailors on Transports, etc., etc.**

*Rule passed on 23rd October, 1893, published in the Gazette of 27th October, 1893, (Notification No. 500.)*

The steam whistle, steam syren, or other like instrument shall not be used within the limits of any of the Ports in the Colony except as a signal of danger or in conformity with the Revised Regulations for Preventing Collisions at sea.

*Rule made by Pilot Board, Singapore under Section 6 of Ordinance VIII of 1879, published in the Gazette of 9th March, 1900, (Notification No. 221).*

Pilots shall produce to vessels on arrival, a card containing the name of all the licensed Pilots of the Port. They are prohibited from delivering or exhibiting any other than the authorized official card supplied by the Pilot Board.

*Rule passed on 28th February, 1900, published in the Gazette of 16th March, 1900, (Notification No. 255).*

No Captain, Master or other person in charge of any Vessel whether Vessel of War, Transport or Merchant Ship shall within the limits of any Harbour in the Colony permit any Search Light or Projector of any description to be used or exhibited on board such Vessel without the special permission of the Governor.

This Rule shall not apply to Ships of War belonging to Her Majesty the Queen of Great Britain, Empress of India.

*Rules passed on 23rd January, 1901, published in the Gazette of 1st February 1901, (Notification No. 139.)*

1. No *armed* soldier or sailor in the service of any foreign power shall land in the Colony without special permission of the Governor expressed through the Colonial Secretary.
  - (a) This does not apply to Officers landing *armed* for purposes of ceremony or funerals.
  - (b) Permission will usually be given as a matter of course for the landing of *armed* firing parties when required for funerals.
2. Where one or more vessels of war or transports in the service of a foreign power are in one of the Ports of the Colony, *unarmed* sailors employed in such ships of war or transports will be at liberty to land without further permission, until the contrary is expressed by the Colonial Secretary to the Consular Authority of that Power.
3. Where one or more vessels of war or transports in the service of a foreign power are in one of the Ports of the Colony, no *unarmed* soldiers therefrom shall land in the Colony without special permission of the Governor expressed through the Colonial Secretary.
  - (a) Where bodies of sailors for reliefs, exceeding one hundred per transport, are conveyed by such transports, they are not at liberty to land, (even unarmed) without special permission as aforesaid.
  - (b) A mail steamer conveying upwards of one hundred soldiers or sailors in the service of a foreign power is included in the description of "transport" in this rule.
4. Permission to land pursuant to the above rules will be subject to conditions to be expressed in such permission for regulating and controlling the movements on shore of the persons permitted to land, and any breach of such conditions will render the permission null and void in respect of the person or persons committing such breach.
5. In Penang or Malacca the special permission of the Governor will be expressed through the Resident Councillor instead of the Colonial Secretary.

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**PORT OF SINGAPORE.**  
**INFORMATION AND CAUTIONS**  
TO  
**MASTERS OF VESSELS**

BEING EXTRACTS FROM ORDINANCES AND RULES

Every vessel arriving within signalling distance at the port and intending to enter the Port shall hoist the ensign or flag of the country to which the vessel may belong, and the house flag, if any, or the Commercial Code signal light of the vessel.

The Master of every vessel anchoring in any of the Ports of the Colony or going alongside any wharf in any Port shall forthwith report or cause to be reported the arrival of his vessel at the Office of the Conservator of the Port, and in the case of British vessels belonging to a nation not having a Consul at the Port shall produce to the Conservator the Certificate of Registry and shall deposit with him the ship's articles.

The Quarantine and Sanitary Anchorage is the Anchorage abreast of Peak Island.

Quarantine and Sanitary Anchorage

The Gunpowder or Explosive Anchorage is off Pasir Panjang or Tanah Merah. Explosives may be loaded or discharged there. (Signal—Letter B with code pendant underneath).

Explosive Anchorage

Fort Canning Flagstaff and Dalhousie Monument in one to the Buoy in 5 fathoms and beyond (N.W. by W.). Merchant Vessels are prohibited from anchoring on this bearing; the width of this Anchorage being not less than one cable.

Merchant Vessel Anchorage

The Conservator of the Port or his Deputy may direct and enforce the Anchorage of all vessels.

Anchorage

Vessels must shift berth or moor, if required to do so, without delay.

Vessels with Dangerous Petroleum (Flash point below 73° Fahr.) must remain outside Harbour Limits.

Dangerous Petroleum Naptha; Benzine, etc. Petroleum.

No Petroleum may be landed without a permit.

Vessels importing or exporting petroleum must give notice to Master Attendant.

Mails are to be delivered without delay to Postal Department or to Officer authorized to receive same.

Mails; Letters.

Masters of Vessels shall fill up and sign the Boarding Book and inform Boarding Officer if there are any Distressed British Seamen to be landed at this Port.

Boarding Officer's Book.

Any casualty to ship, death, or injury to any person on board, must be reported to Master Attendant without delay on arrival; also any case occurring of infectious or contagious disease.

Casualty Death Injury.

30-10-06



Dead Bodies. No dead body may be landed without a permit granted by the Port Health Officer.

Dogs or other Animals. Dogs or other animals may not be landed without a permit granted by the Government Veterinary Surgeon.

Steam Whistles. Steam Whistles may not be used except as a Signal of danger, or in accordance with the Rule of Road regulations.

Ashes, Rubbish, etc. Ashes, ballast, rubbish, etc., may not be thrown overboard in under heavy penalty.

Use of Search Lights and projectors is prohibited. Ball drops daily at Mount Faber and Fort Canning at Mean Time of the 105th Meridian, corresponding to G. M. T.

Letter J. at the Fore—Signal for fresh water.

N. M. or N. A. P. (International Code) Signal for fire on board.

Y. N. (International Code) Police required.

K. Q. A. (International Code) Native passengers on board.

Letter B with code pendant underneath. Explosives on board.

Licensed Pilot's Flag—White and Red (horizontal) upper half white with letter P in blue in centre.

No seaman may be discharged or left behind at the Port, except on a Certificate granted by the Shipping Master.

No seaman may be shipped in the Port except at the Shipping Office.

Seamen of Foreign ships can be punished for breaches of discipline at the written request of the Consul.

Masters of Foreign Vessels engaging Lascars or other native seamen must do so at the Shipping Office.

All desertions must be reported: written report being sent by Pilot if necessary.

Sunday labour of cargo is prohibited, the discharge of coal, live stock and perishable articles of food excepted.

Masters of Vessels who bring or land in the Straits Settlements without leave from the Chief Police Officer any diseased, maimed, blind or decrepit persons, not having the means of subsistence, are liable on conviction to a fine of \$100.

The Master, Owner, Agent and Consignee of the Vessel are also liable to pay to Government all costs incurred for the maintenance of and removal from the Colony of such person.

Photographs or sketches may not be made of any fortification, or of any place within 3,000 yards thereof.

Vessels are requested to keep well clear of the line of fire, and to avoid crossing the range if possible, when Gun practice is being carried out from the Forts.

Vessels are required to pay light dues and take Port Clearance.

送附

明治四十一年一月二十一日

明治四十一年一月二十一日

送附

別紙

通商局長代

主任

Handwritten signature

石井通商局長  
阪本水路部長  
送附送附件

四十一年一月二十一日

外務省

客年九月二十日附水第八百〇号以下  
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ラッパ

"The Harbor Ordinance 1848" 1冊

"Extract from Port Rules see 1冊

"Information and Questions to masters of  
vessels" 1冊

(お船方へ一四五号 防衛書 係付)

外務省

大正四年三月十一日記簿第二部接受

第6門第  
第9號

水路却縮修治記

外見虎司殿

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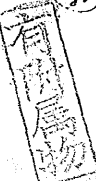
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主任

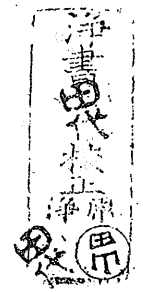
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文書課長

大正四年三月拾壹日 接受

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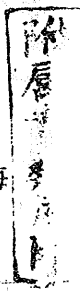
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明治四十一年九月五日 接受

通商局



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（納江口）

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一四九号に掲載、本報、本報、石教、取申送

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