

No. S 20

**CONSTITUTION OF BRUNEI DARUSSALAM
(Order under section 83(3))**

FISHERIES ACT (AMENDMENT) ORDER, 2002

ARRANGEMENT OF SECTIONS

Section

1. Citation.
2. Amendment of long title of Chapter 61.
3. Amendment of section 2.
4. Amendment of section 5.
5. Amendment of Act.

CONSTITUTION OF BRUNEI DARUSSALAM
(Order under section 83(3))

FISHERIES ACT (AMENDMENT) ORDER, 2002

In exercise of the power conferred by subsection (3) of section 83 of the Constitution of Brunei Darussalam, His Majesty the Sultan and Yang Di-Pertuan hereby makes the following Order —

Citation.

1. This Order may be cited as the Fisheries Act (Amendment) Order, 2002.

Amendment of long title of Chapter 61.

2. The long title of the Fisheries Act, in this Order referred to as the Act, is amended by inserting "and fish processing" immediately after "fisheries" in the first line.

Amendment of section 2.

3. Section 2 of the Act is amended by inserting immediately after the definition of "other fishing appliance" the following —

"processed fish" means fish that has been cured, cooked, frozen or preserved in any manner and includes any product derived or manufactured wholly or partly from fish;"

Amendment of section 5.

4. Section 5 of the Act is amended —

- (i) by inserting "(1)" immediately before "The" in the first line;
- (ii) by deleting "fishing and fisheries" from the first two lines and by substituting "fisheries, fishing and fish processing" therefor;
- (iii) by inserting immediately after paragraph (s) the following three new paragraphs —
 - (sa) to regulate any place used for processing, packing or storage of fish, the inspection thereof and the equipment therein, and to control by licensing any place used for any of those purposes;
 - (sb) to control the methods of processing fish;

(sc) to regulate the inspection and examination of processed fish and fish to be processed and the standards for the control of the quality of such fish;"

(iv) by adding the following new subsection —

"(2) Provision may be made in any regulations made under paragraph (sa) of subsection (1) that any place to which that paragraph refers shall not be subject to the provisions of any other written law."

Amendment of Act.

5. The Act is amendment by adding the following new section —

"Limitation of liability and compensation.

19. (1) No action shall be brought against the Director or any Authorised Officer in respect of anything done or omitted to be done by him in good faith and in the exercise, performance or purported exercise or performance, of any powers or duties under this Act or any regulations made thereunder.

(2) No person shall be entitled to any compensation for any expense incurred or damage occasioned by anything done or omitted to be done as mentioned in subsection (1), unless such damage was occasioned by negligence or malice and without reasonable cause."

Made this 12th. day of Safar, 1423 Hijriah corresponding to the 25th. day of April, 2002 at Our Istana Nurul Iman, Bandar Seri Begawan, Brunei Darussalam.

HIS MAJESTY
THE SULTAN AND YANG DI-PERTUAN
BRUNEI DARUSSALAM