

LAWS OF BRUNEI

CHAPTER 200
SUNGAI LIANG AUTHORITY ACT

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CHAPTER 200
SUNGAI LIANG AUTHORITY
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SUNGAI LIANG AUTHORITY ACT

An Act to establish the Sungai Liang Authority and for matters connected therewith or incidental thereto

Commencement: 6th April 2007

PART I

PRELIMINARY

Citation.

1. This Act may be cited as the Sungai Liang Authority Act.

Interpretation.

2. In this Act, unless the context otherwise requires —

“authorised officer” means any person or class of person authorised by the Minister under section 11(1);

“Authority” means the Sungai Liang Authority established by section 3(1);

“Board” means the Brunei Economic Development Board established by section 3 of the Brunei Economic Development Board Act (Chapter 104);

“chairman” means the chairman referred to in section 4(1)(a);

“Chief Executive Officer” means the Chief Executive Officer of the Authority referred to in section 4(1)(b);

“committee” means a committee appointed by the Authority under section 9;

“Foreshore and Sea-bed” means the area referred to in section 5(2);

“functions” includes duties, privileges and benefits;

“Fund” means the Sungai Liang Authority Fund established by section 19(1);

“Industrial Park” means the industrial park to be implemented on the Sungai Liang Site at Kampong Sungai Liang in the Mukim of Sungai Liang in the Belait District;

“Industrial Park activity” means any activity undertaken in relation to, in connection with or for the purposes of the Industrial Park;

“Industrial Park personnel” means any person working or proposing to work within the Industrial Park or who undertakes or proposes to undertake any Industrial Park activities;

“member” means a member of the Authority referred to in section 4(1);

“Minister” means the Minister charged with the responsibility for the Board;

“staff” means staff of the Authority appointed by the Minister under section 15(1);

“Sungai Liang Site” means the land (including sub-soil) and the Foreshore and Sea-bed (including any part thereof) and any extension thereto declared under section 13.

PART II

SUNGAI LIANG AUTHORITY AND SUNGAI LIANG SITE

Establishment of Sungai Liang Authority.

3. (1) There is hereby established the Sungai Liang Authority.

(2) The Authority shall be a body corporate with perpetual succession and a common seal with power, subject to the provisions of this Act, to acquire and dispose of property, and may sue and be sued in its corporate name and perform such other acts as bodies corporate may by law perform.

(3) The Authority shall have its principal office in Brunei Darussalam and may establish any branch office or agency outside Brunei Darussalam.

Constitution and proceedings of Authority.

4. (1) The Authority shall consist of the following members —

- (a) a chairman;
- (b) the Chief Executive Officer; and
- (c) not less than 3 and not more than 5 other members.

(2) The First Schedule shall have effect with respect to the Authority, its members and its proceedings.

Sungai Liang Site.

5. (1) Notwithstanding the provisions of any other written law, there is hereby, without further assurance, vested absolutely in and alienated unconditionally to, the Authority, the Sungai Liang Site which comprises the following —

(a) an estate in perpetuity in relation to the area shown by the co-ordinates listed in Part I of the Second Schedule with an area of approximately 271.0601 hectares (669.8031 acres); and

(b) an estate in perpetuity in relation to the areas shown by the co-ordinates listed in Part II of the Second Schedule, subject to such encumbrances, easements, wayleaves, rights of way, temporary licences or other rights or privileges which His Majesty the Sultan and Yang Di-Pertuan has, prior to 6th April 2007, being the date of commencement of this Act, granted to any other person over any of such areas.

(2) The Authority shall have an exclusive licence in relation to the Foreshore and Sea-bed in the form set out in the Third Schedule in relation to the area shown by the co-ordinates identified in such licence.

PART III

FUNCTIONS AND POWERS

Functions of Authority.**6. (1)** The functions of the Authority shall be —

(a) to foster a business-friendly operating environment for the undertaking of Industrial Park activities and to develop a globally competitive industrial park;

(b) to facilitate, support and encourage private and public investment in relation to the Sungai Liang Site;

(c) to undertake the procurement, development, construction, operation, management and regulation of infrastructure, utilities facilities and other activities for the provision of individual or shared industrial, commercial and social infrastructure services for users of the Industrial Park and any person undertaking an Industrial Park activity and to stipulate requisite measures to ensure the safety of such undertakings;

(d) to support the functions of the Board in relation to the Industrial Park and the undertaking of any Industrial Park activity; and

(e) to do all such other acts and things as may be expedient, necessary or conducive to the attainment of any or all of the functions of the Authority under this Act and to perform such other functions conferred on the Authority by or under this Act or any other written law.

(2) The Minister may issue such directions and confer such other functions to the Authority, not inconsistent with the provisions of this Act, as he considers appropriate with respect to the exercise by the Authority of its functions and powers under this Act, and the Authority in giving effect to such directions and functions shall be deemed to be fulfilling the purposes of this Act.

Powers of Authority.

7. (1) The Authority shall have the power to do all such acts or take such steps for the purpose of the discharge of its functions under this Act (including such directions and functions as the Minister may issue or confer under section 6(2)) and, subject to section 10, under any other written law or which is conducive or incidental to the discharge of any of those functions.

(2) This section shall not be construed as limiting any power of the Authority conferred by or under any other written law.

PART IV**PROVISIONS TO FACILITATE EXERCISE OF AUTHORITY'S
FUNCTIONS AND POWERS****Delegation.**

8. (1) The Authority may, subject to such conditions or restrictions as it thinks fit, delegate to any committee, member or staff any of the functions or powers of the Authority by or under this Act or any other written law, except the power of delegation conferred by this section.

(2) Notwithstanding any such delegation, the Authority may continue to exercise, discharge or perform any such function or power.

Appointment of committees.

9. The Authority may appoint from amongst its own members, from persons who are not members or both, such number of committees as it thinks fit for the purposes which, in the opinion of the Authority, would be better regulated and managed by means of such a committee.

Power of Minister to exercise functions and powers under certain written laws.

10. (1) The Minister may, with the approval of His Majesty the Sultan and Yang Di-Pertuan, exercise and discharge, in relation to the Sungai Liang Site or any part thereof and in relation to any Industrial Park activity and Industrial Park personnel, all or any of the functions and powers transferred to, conferred on, imposed on, vested in, delegated to or assigned to, under any of the written laws listed in the Fourth Schedule, any person in like

manner as if the reference in each such written law to that person was a reference to the Minister.

(2) That person shall thereupon cease to have such functions or powers in relation to the Sungai Liang Site, that Industrial Park activity and those Industrial Park personnel.

(3) Notwithstanding any provision of this Act to the contrary —

(a) where a function or power is vested in His Majesty the Sultan and Yang Di-Pertuan by or under any of such written laws, it shall remain so vested and shall not be exercised or discharged by any other person;

(b) nothing in this Act shall invalidate or affect the operation of any licence, permit, approval, certificate, consent or concurrence issued to any person for the purpose of conducting any activity within the Sungai Liang Site (including any Industrial Park activity and in relation to Industrial Park personnel) prior to 6th April 2007, being the date of commencement of this Act.

(4) Notwithstanding the provisions of subsection 3(a), His Majesty the Sultan and Yang Di-Pertuan may, to such extent and subject to such conditions as he may determine, delegate to the Minister such functions and powers, including the power to hear any appeal, as are vested in His Majesty the Sultan and Yang Di-Pertuan by or under any of such written laws.

(5) Nothing in this section applies to any of the following offices —

- (a) the Attorney General;
- (b) the Auditor General;
- (c) the Chief Justice;
- (d) the Commissioner of Police;
- (e) the Public Prosecutor;
- (f) the Solicitor General.

Authorised officers.

11. (1) The Minister may, by notification published in the *Gazette*, authorise any person or class of person to exercise and discharge any

function or power referred to in section 10(1), other than the functions and powers transferred to, conferred on, imposed on, vested in, delegated to or assigned to, under any of the written laws listed in the Fourth Schedule, to a minister.

(2) If any question arises as to whether the role or any part thereof of any person has been assumed by an authorised officer, a certificate under the hand of the Minister shall be conclusive evidence that such role or part thereof was or was not assumed.

PART V

ACQUISITION OF LAND AND EXTENSION OF SUNGAI LIANG SITE

Acquisition of land.

12. Where any land, not being State land, is needed by the Authority for any of its functions, the Authority shall obtain the prior approval of His Majesty the Sultan and Yang Di-Pertuan for the acquisition of such land, and thereupon such land may be acquired under the provisions of the Land Acquisition Act (Chapter 41) as if it were land needed for a public purpose.

Extension of Sungai Liang Site.

13. (1) His Majesty the Sultan and Yang Di-Pertuan may, by order published in the *Gazette*, declare that the Sungai Liang Site shall extend to such area (which may include any part of the sub-soil, the foreshore, the seabed and so much of the waters super-adjacent thereto, of Brunei Darussalam and any area acquired pursuant to section 12 or by any other manner) which is not already part of the Sungai Liang Site so as to facilitate the exercise by the Authority of its functions and powers under this Act.

(2) Such declaration shall specify the boundaries of such extended Sungai Liang Site.

PART VI

STAFF OF AUTHORITY

Chief Executive Officer.

14. The Chief Executive Officer shall be responsible to the Authority for the proper administration and management of its functions and powers.

Appointment of staff.

15. (1) The Minister may appoint such staff (not being public officers) as the Authority may consider necessary, expedient or conducive to the discharge of its functions and powers under this Act or for the better carrying into effect the purposes of this Act.

(2) The Authority may, subject to any general or special direction of the Board —

- (a) appoint, dismiss and exercise disciplinary control over staff;
- (b) fix the salaries, wages or other remuneration of staff;
- (c) determine the conditions of service of staff.

PART VII

FINANCIAL PROVISIONS

Financial year.

16. The financial year of the Authority shall begin on the 1st April of each year, except that for the year 2007/2008 it shall begin on 6th April 2007, being the date of commencement of this Act, and shall end on 31st March 2008.

Accounts of Authority and audit.

17. (1) The Authority shall keep proper accounts and records of its transactions and affairs and shall do all things necessary to ensure that all payments out of its monies are correctly made and properly authorised and

that adequate control is maintained over the assets of, or in the custody of, the Authority and over the expenditure incurred by the Authority.

(2) The accounts of the Authority shall be audited at least once annually by —

(a) the Auditor General; or

(b) any person who has been authorised to perform the duties required by the Companies Act (Chapter 39) to be performed by an auditor, who shall be appointed annually by the Authority,

who shall submit a report thereon to His Majesty the Sultan and Yang Di-Pertuan.

(3) Where the accounts of the Authority have been audited by a person appointed under subsection (2)(b), the report referred to in that subsection may be verified by the Auditor General before it is submitted pursuant to subsection (2) to His Majesty the Sultan and Yang Di-Pertuan.

Returns etc.

18. (1) The Authority shall furnish to the Board and such persons as may be directed by the Board, such returns, reports, accounts and information with respect to its property and activities as the Board may direct.

(2) Without prejudice to the generality of subsection (1), the Authority shall, as soon as practicable after the end of each financial year, cause to be made and transmitted to the Board, and if so directed by the Board, to any other person or public body, a report (which may include the accounts audited pursuant to section 17(2)) dealing with the activities of the Authority during the preceding financial year.

(3) The report shall be in such form and contain such information relating to the proceedings and policy of the Authority as the Board may direct.

Establishment and operation of Fund.

19. (1) For the general financial purposes of the Authority and subject to the provisions of this section, there is hereby established a fund to be known as the Sungai Liang Authority Fund.

(2) Pursuant to subsection (1), there shall be maintained by the Authority in respect of the Fund accounts in which shall be kept all moneys paid to the Authority.

(3) There shall be paid into the Fund such sums as may from time to time be paid to the Authority out of the Consolidated Fund, other than sums paid out of the Development Fund.

(4) The Fund shall be expended for the purposes of —

(a) paying any expenditure lawfully incurred by the Authority (whether by way of contract or otherwise), including the remuneration of staff, agents and advisers employed or appointed by the Authority;

(b) generally, paying any other expenses, fees or costs properly incurred or accepted by the Authority (or any member or staff acting under the direction of the Authority) in the discharge of its functions or powers under this Act or which the Authority considers necessary or expedient for the purpose of carrying into effect the provisions of this Act.

(5) All revenues and moneys howsoever levied or received by the Authority from whatsoever source, other than those referred to in subsection (3), shall be paid into the Consolidated Fund.

(6) The chairman and the Chief Executive Officer shall severally have the authority to incur, on behalf of the Authority, any commitment for any of the purposes set out in subsection (4) as they think fit, subject to such monetary limit as may be determined by the Minister; and the chairman and the Chief Executive Officer shall severally be authorised to sign, draw, endorse or otherwise execute all cheques, drafts and other orders to facilitate the payment of such commitment.

(7) The Authority shall be responsible for the due conservation of the Fund by so performing, exercising and discharging its functions and powers under this Act and any other written law.

(8) In subsection (3), “Development Fund” means the Development Fund established by section 2 of the Development Fund Act (Chapter 136).

PART VIII

GENERAL

Amendment of First and Fourth Schedules.

20. The Minister may, with the approval of His Majesty the Sultan and Yang Di-Pertuan, by order published in the *Gazette* amend the First Schedule and the Fourth Schedule.

Regulations.

21. The Minister may, with the approval of His Majesty the Sultan and Yang Di-Pertuan, make regulations for the control, operation and management of the Industrial Park, which are necessary or expedient for giving effect to and carrying out the provisions of this Act or generally for the purposes of this Act and for the due administration thereof and of any other written law and, in particular, may make regulations for or in respect of all or any of the following matters —

(a) the development, construction, operation, management and regulation of infrastructure facilities and other activities for users of the Industrial Park;

(b) prescribing the licensing and regulatory regime to be complied by users of the Industrial Park;

(c) prescribing, administering, assessing, collecting and enforcing the payment of all fees, charges, duties, rates, taxes, tariffs, rent and penalties to be imposed on users of the Industrial Park or in respect of anything provided or done or any services rendered by the Authority in relation to the Industrial Park; and

(d) prescribing the financial procedures, financial reporting standards, signing authority and other financial provisions relating to the receipt, retention, management, withdrawal and usage of any monies, in and from the Fund.

FIRST SCHEDULE

(sections 4(2) and 20)

CONSTITUTION AND PROCEEDINGS OF AUTHORITY

Appointment of members and tenure of office.

1. (1) Members shall be appointed by His Majesty the Sultan and Yang Di-Pertuan from amongst persons appearing to His Majesty the Sultan and Yang Di-Pertuan to be qualified as having wide experience of and shown capacity in matters relating to any of commerce, finance, asset and facility management, maritime, real estate and infrastructure development, chemical and petrochemical industries or to marketing or to be otherwise suitable for appointment by virtue of their special knowledge and experience.

(2) Members shall hold office on such conditions and for such period as His Majesty the Sultan and Yang Di-Pertuan may determine.

Temporary member.

2. If any member is temporarily absent from Brunei Darussalam or temporarily incapacitated through illness or any other cause from performing his duties as a member, His Majesty the Sultan and Yang Di-Pertuan may appoint another member to replace him but he shall hold office only during such period of absence or incapacity.

Resignation.

3. Any member may resign his office by notice in writing to His Majesty the Sultan and Yang Di-Pertuan.

Revocation of appointment.

4. His Majesty the Sultan and Yang Di-Pertuan may at any time revoke the appointment of any member without assigning any reason therefor.

Chairman may delegate functions.

5. The chairman may, in writing, authorise any member to discharge any function or power conferred on the chairman by or under this Act, as he sees fit.

Vacation of office.

6. The office of a member shall become vacant —
- (a) if he, without sufficient cause (the sufficiency thereof to be decided by the Authority) fails to attend 3 consecutive meetings of the Authority;
 - (b) if he becomes in any manner disqualified from membership of the Authority; or
 - (c) if he resigns his office.

Vacancy not to affect discharge of functions and powers.

7. The discharge of the functions and powers of the Authority shall not be affected only because of there being any vacancy in the membership of the Authority or any defect in the appointment of any member.

Filling of vacancies.

8. If a member dies, resigns, is disqualified or has his appointment revoked or otherwise vacates his office before the expiry of the term for which he has been appointed, His Majesty the Sultan and Yang Di-Pertuan may appoint a person to fill the vacancy for the residue of the term for which he was appointed.

Disqualification from membership.

9. No person shall be appointed or shall continue to hold office as a member if he —
- (a) is incapacitated by physical or mental illness;
 - (b) is an undischarged bankrupt or has made any arrangement with his creditors;
 - (c) has had a receiving order made against him and the receiving order is not withdrawn for a period exceeding 6 months;
 - (d) has been convicted of an offence involving dishonesty or moral turpitude and has not received a free pardon;

(e) has been sentenced to imprisonment for a term of not less than 6 months and has not received a free pardon; or

(f) is otherwise unable or unfit to discharge the functions of a member.

Disclosure of interest by members.

10. (1) If a member has a pecuniary interest, direct or indirect, in any contract, proposed contract or other matter of the Authority, he shall disclose the nature of his interest at a meeting of the Authority and shall not take part in the consideration or discussion of, or vote on any question with respect to, that contract or other matter. The disclosure shall be recorded in the minutes of the Authority and if the chairman or the person presiding at that meeting so directs, such member shall withdraw from the meeting during the consideration or discussion of that contract or other matter.

(2) For the purposes of sub-paragraph (1), a notice given to the members of the Authority by a member to the effect that he is to be regarded as interested in any contract, proposed contract or other matter of the Authority which may, after the date of the notice, be made or entered into by the Authority shall be deemed to be a sufficient declaration of interest in relation to any such contract, proposed contract or other matter of the Authority so made or entered into if —

(a) the notice specifies the nature and extent of his interest in the contract, proposed contract or other matter of the Authority; and

(b) his interest is not different in nature or greater in extent than the nature or extent so specified in the notice at the time any contract is so made.

No notice given under this sub-paragraph shall be of effect unless either it is given at a meeting of the Authority or the member takes reasonable steps to ensure that it is brought up and read at the next meeting of the Authority after it is given.

(3) For the purpose of this paragraph, a pecuniary interest of any spouse, parent, son, adopted son, daughter or adopted daughter, of a member shall be regarded as a pecuniary interest of the member.

(4) For the purpose of determining whether there is a quorum, a member shall be treated as being present at a meeting notwithstanding that under sub-paragraph (1) he cannot vote or has withdrawn from the meeting.

Meetings.

11. (1) The Authority shall meet at such time and place as the chairman may appoint.

(2) At every meeting of the Authority, 4 members shall form a quorum.

(3) The chairman shall preside at all meetings of the Authority.

(4) Where the chairman is absent at a meeting, the members present shall elect from amongst themselves a member to preside at that meeting.

(5) A resolution shall be taken to have been passed at a meeting of the Authority if —

(a) without meeting, a majority of the members indicate agreement with the resolution in accordance with such method as may be determined by the Authority; and

(b) all members were informed of the proposed resolution, or reasonable efforts had been made to inform all members of the proposed resolution.

(6) Where not less than 3 members request the chairman by notice in writing signed by them to convene a meeting of the Authority for the purpose specified in the notice, the chairman shall, within 7 days from the receipt of the notice, convene a meeting for that purpose.

(7) A decision at a meeting of the Authority shall be adopted by a simple majority of the members present and voting, except that in the case of an equality of votes the chairman or member presiding shall have a casting vote in addition to his original vote.

Proceedings.

12. (1) Subject to the provisions of this Act, the Authority may regulate its own proceedings generally and, in particular, regarding the holding and proceedings of meetings, the notice to be given of such meetings, the keeping of minutes and the custody, production and inspection of such minutes, and the opening and closing of accounts.

(2) The validity of any proceedings of the Authority shall not be affected by any defect in the appointment of any member or by any contravention of paragraph 10 by any member.

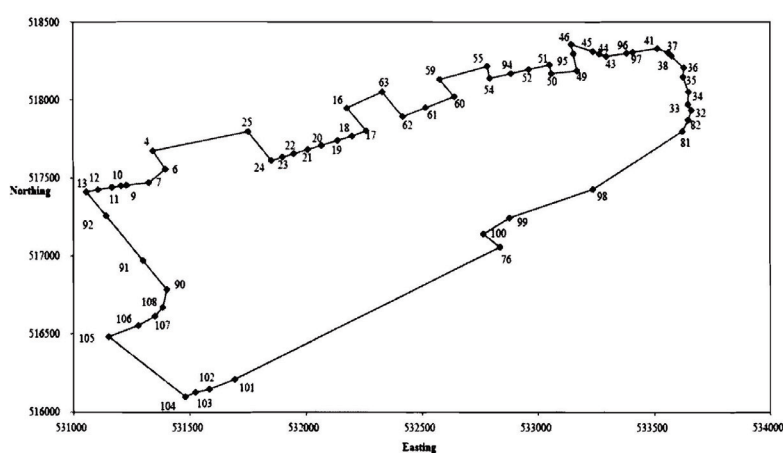
SECOND SCHEDULE

(section 5(1))

CO-ORDINATES

Part I

Co-ordinates of area referred to in section 5(1)(a)

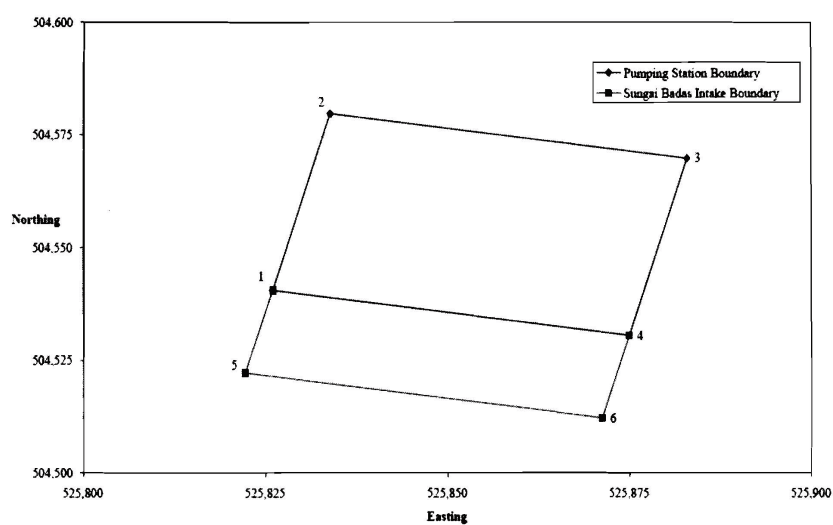


Reference number	Northing	Easting	Reference number	Northing	Easting	Reference number	Northing	Easting
13	517410.88	531054.73	60	518020.93	532639.41	34	518051.3	533648.14
12	517424.11	531104.91	59	518131.85	532576.63	33	517970.97	533645.83
11	517439.85	531164.94	55	518216.16	532781.48	32	517933.25	533659.93
10	517448.61	531204.74	54	518139.42	532792.43	82	517870.31	533646.21
9	517453.74	531227.97	94	518170.49	532883.77	81	517800.25	533621.37
7	517468.76	531323.83	52	518196.49	532960.29	98	517426.46	533235.19
6	517554.93	531395.48	51	518227.4	533050.79	99	517243.36	532876.03
4	517673.56	531342	50	518170.45	533059.09	100	517139.51	532764.06
25	517797.07	531750.9	49	518186.78	533169.02	76	517056.38	532835.71
24	517611.38	531851.21	95	518296.25	533152.8	101	516209.59	531692.46
23	517633.06	531898.99	46	518357.79	533143.81	102	516145.87	531583.33
22	517655.06	531947.48	45	518310.39	533236.07	103	516126.29	531524.46
21	517682.24	532007.36	44	518295.6	533264.83	104	516098.75	531480.11
20	517709.23	532066.82	43	518280.75	533293.73	105	516483.05	531150.69
19	517740.73	532136.23	96	518300.62	533380.89	106	516554.39	531276.93
18	517769.1	532198.72	97	518306.63	533407.16	107	516612.87	531349.07
17	517803.35	532259.32	41	518330.44	533513.18	108	516670.31	531383.32
16	517950.31	532176.24	38	518302.95	533559.78	90	516785.04	531400.05
63	518052.29	532328.03	37	518282.87	533573.78	91	516969.95	531298.02
62	517894.16	532416.51	36	518207.51	533627.29	92	517256.13	531140.11
61	517951.76	532515.84	35	518147.22	533624.09	13	517410.88	531054.73

Part II

Co-ordinates of other areas referred to in section 5(1)(b)

A. Co-ordinates of Raw Water Extraction Site Boundary



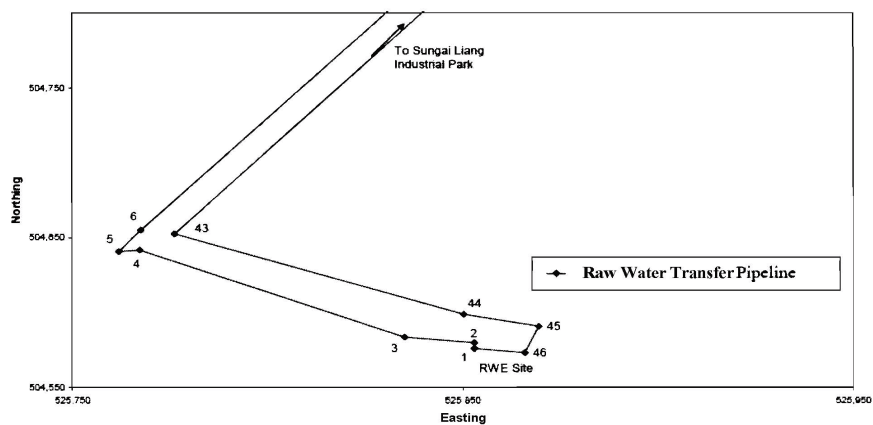
Pumping Station

Reference number	Northing	Easting
1	504540.45	525825.96
2	504579.65	525833.91
3	504569.72	525882.91
4	504530.51	525874.96

Sungai Badas Intake

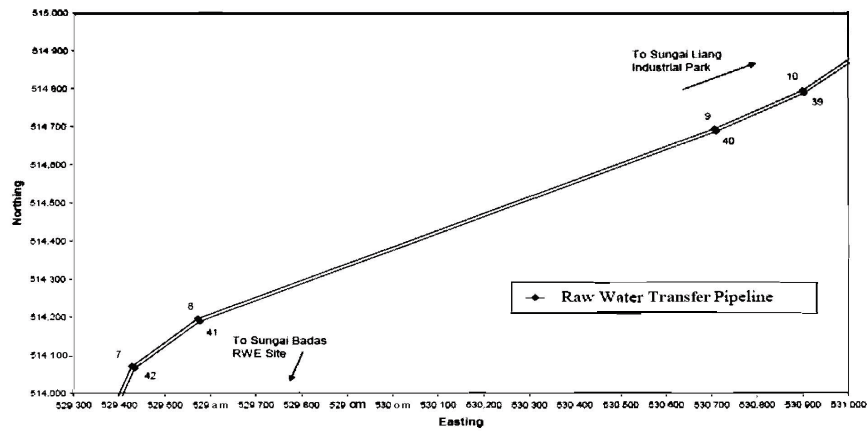
Reference number	Northing	Easting
1	504540.45	525825.96
4	504530.51	525874.96
5	504522.16	525822.19
6	504512.21	525871.25

**B. Raw Water Transfer Pipeline
from Sungai Badas to Sungai Liang Industrial Park**



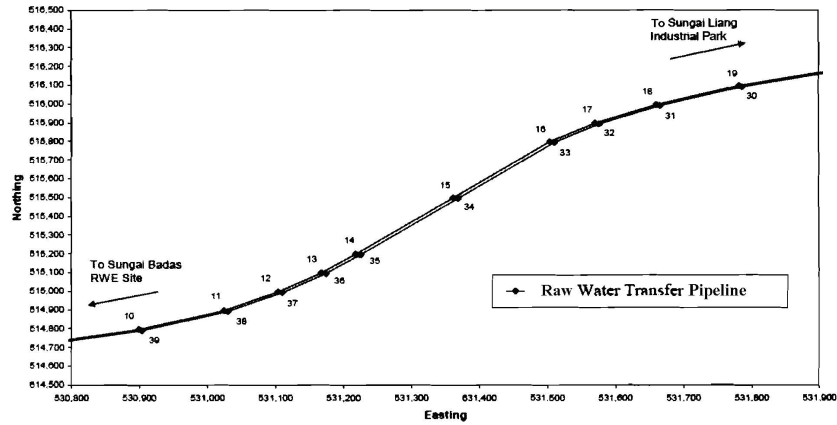
Reference number	Northing	Easting
1	504,575.94	525,853.01
2	504,579.86	525,853.01
3	504,583.49	525,835.11
4	504,641.64	525,767.31
5	504,640.67	525,761.91
6	504,655.10	525,767.56
43	504,652.48	525,776.17
44	504,598.78	525,850.26
45	504,590.80	525,869.51
46	504,573.16	525,865.94
1	504,575.94	525,853.01

Pipeline B1



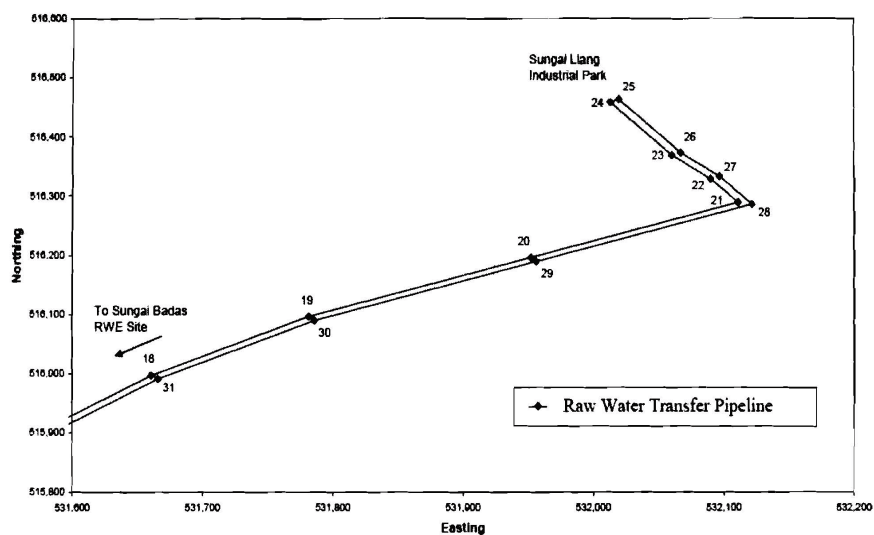
Reference number	Northing	Easting
7	514,071.55	529,428.66
8	514,195.74	529,572.71
9	514,695.49	530,707.15
10	514,795.80	530,899.75
39	514,789.07	530,904.15
40	514,688.26	530,710.60
41	514,188.92	529,577.05
42	514,066.76	529,435.36

Pipeline B2



Reference number	Northing	Easting
11	514,896.46	531,024.58
12	514,997.11	531,104.09
13	515,097.53	531,167.35
14	515,197.76	531,218.47
15	515,497.86	531,361.52
16	515,797.55	531,504.38
17	515,896.92	531,570.96
18	515,996.37	531,660.87
19	516,095.88	531,781.87
30	516,089.30	531,786.45
31	515,990.57	531,666.00
32	515,891.99	531,577.28
33	515,793.63	531,511.38
34	515,494.42	531,368.74
35	515,194.19	531,225.63
36	515,093.57	531,174.31
37	514,992.49	531,110.63
38	514,890.80	531,030.30

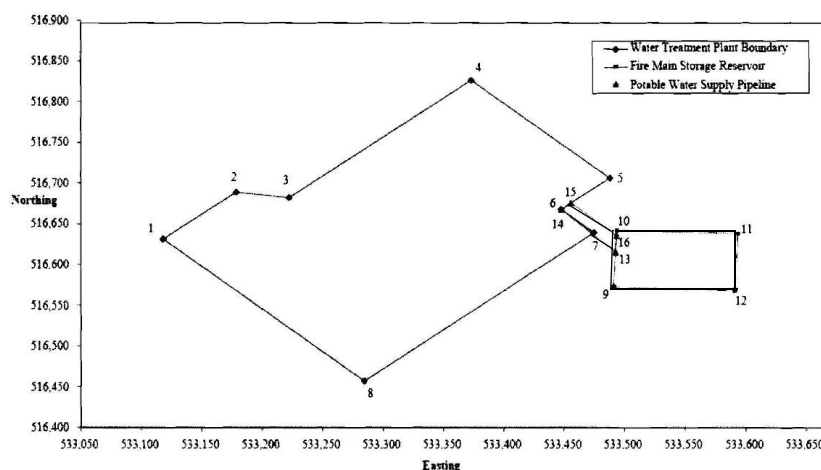
Pipeline B3



Reference number	Northing	Easting
20	516,195.68	531,952.52
21	516,288.61	532,111.42
22	516,328.58	532,090.41
23	516,368.40	532,060.60
24	516,458.35	532,013.34
25	516,463.11	532,019.88
26	516,372.69	532,067.39
27	516,332.87	532,097.20
28	516,285.56	532,122.06
29	516,188.78	531,956.56

Pipeline B4

C. Co-ordinates of Water Treatment Plant Boundary,
Fire Main Storage Reservoir and Potable Water Supply Pipeline



Water Treatment Plant

Reference number	Northing	Easting
1	516630.93	533118.20
2	516688.52	533178.44
3	516681.85	533222.62
4	516825.91	533373.30
5	516705.99	533487.96
6	516667.62	533447.83
7	516639.14	533475.06
8	516456.96	533284.52

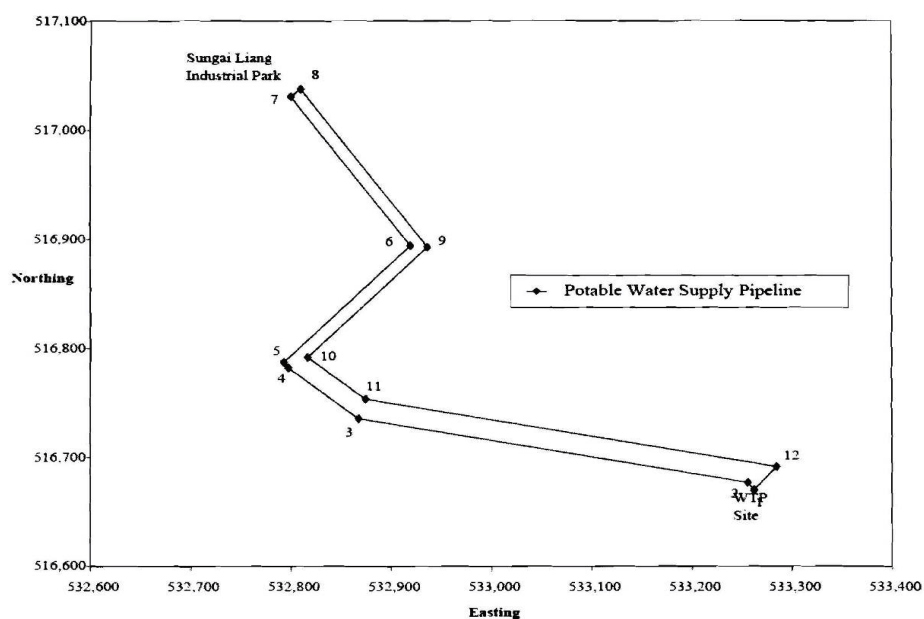
Fire Main Storage Reservoir

Reference number	Northing	Easting
9	516572.06	533491.11
10	516642.01	533493.91
11	516638.01	533593.83
12	516568.06	533591.03

Potable Water Supply Pipeline

Reference Number	Northing	Easting
13	516615.00	533493.00
14	516667.62	533447.83
15	516675.22	533455.78
16	516635.61	533493.66

D. Co-ordinates of Potable Water Supply Pipeline
from Water Treatment Plant to Sungai Liang Industrial Park



Reference number	Northing	Easting
1	516,670.10	533,262.30
2	516,676.83	533,255.87
3	516,735.47	532,867.67
4	516,782.04	532,797.64
5	516,787.30	532,793.18
6	516,894.10	532,919.36
7	517,030.62	532,800.71
8	517,037.70	532,810.46
9	516,892.79	532,936.39
10	516,791.63	532,816.87
11	516,753.37	532,874.72
12	516,691.38	533,284.56

THIRD SCHEDULE

(section 5(2))

FORM OF LICENCE

THIS LICENCE is made this day of _____ BETWEEN THE GOVERNMENT OF BRUNEI DARUSSALAM (hereinafter called “the Licensor”) of the one part and THE SUNGAI LIANG AUTHORITY, a body corporate incorporated by the Sungai Liang Authority Act (hereinafter called “the Licensee”, which expression shall where the context so admits include its successors in title and permitted assigns, if any) of the other part.

WHEREBY IT IS AGREED as follows —

1. The Licensor hereby grants to the Licensee the exclusive right and authority to —

(a) enter upon the area shown by the co-ordinates listed in the Schedule hereto (“the Foreshore and Sea-bed”) for the purpose of the construction, installation, completion, operation and maintenance of foreshore and sea-bed structures therein including a jetty and all equipment and fittings thereat (“the Works”); and

(b) grant sub-licences to third-parties on such conditions and for such period within the period of this Licence as the Licensee shall consider appropriate.

2. Subject to clause 5, this Licence shall be for a period of [] years commencing from [] (hereinafter referred to as “the Licence Commencement Date”).

3. The Licensee hereby agrees that in carrying out the Works, it shall comply in every respect with the provisions of every written law.

4. The Licensor gives no warranty that the Foreshore and Sea-bed are physically fit for the purposes specified in clause 1.

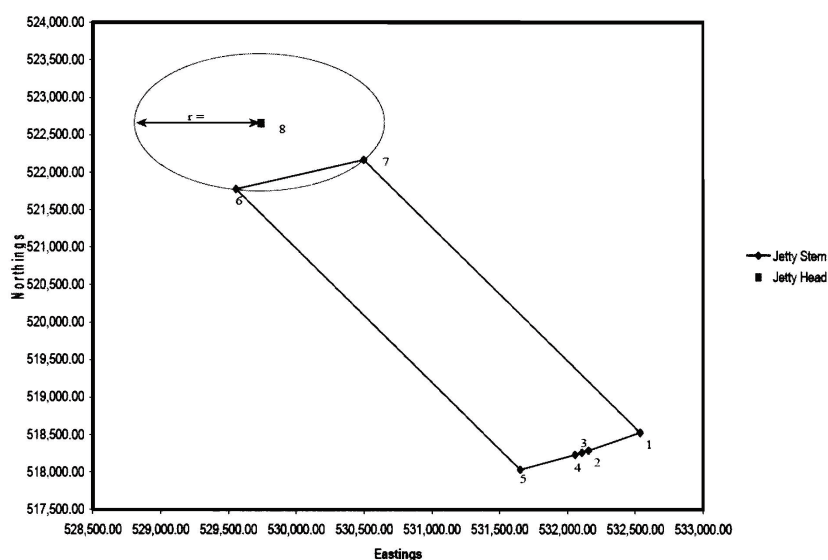
5. The parties agree that if for any reason the area shown by the co-ordinates listed in Part II of the Second Schedule of the Sungai Liang Authority Act granted and alienated to the Licensee by His Majesty the Sultan and Yang Di-Pertuan shall at any time be revoked by His Majesty the Sultan and Yang Di-Pertuan, this Licence shall determine automatically without further notice to the Licensee and without His Majesty the Sultan

and Yang Di-Pertuan making to the Licensee any compensation whatever, but without prejudice to the rights and remedies of His Majesty the Sultan and Yang Di-Pertuan in respect of any prior breach of any stipulation or obligation on the part of the Licensee under this Licence.

6. The validity, construction, interpretation and enforcement of this Licence and all rights, remedies, powers, obligations and liabilities hereunder shall be governed by the laws of Brunei Darussalam.

SCHEDULE

Co-ordinates of Foreshore and Sea-bed



Jetty Stem

Reference number	Northings	Eastings
1	518,528.26	532,536.98
2	518,287.10	532,156.30
3	518,259.63	532,106.94
4	518,231.64	532,057.44
5	518,032.60	531,653.54
6	521,773.36	529,554.76
7	522,164.66	530,497.16

Jetty Head (require radius of 900m from reference number 8)

Reference number	Northings	Eastings
8	522,653.74	529,741.65

LAWS OF BRUNEI

30 **CAP. 200**

Sungai Liang Authority

IN WITNESS WHEREOF the signatories hereto have hereunto set their respective hands the day and year first above written.

SIGNED on behalf of THE GOVERNMENT
OF BRUNEI DARUSSALAM in the presence
of —

}
}

SIGNED on behalf of THE SUNGAI LIANG
AUTHORITY in the presence of —

}
}

FOURTH SCHEDULE

(sections 10(1), 11(1) and 20)

LIST OF WRITTEN LAWS

the Antiquities and Treasure Trove Act (Chapter 31);
the Description of Land (Survey Plans) Act (Chapter 101);
the Electricity Act (Chapter 71);
the Fire and Rescue Act (Chapter 82);
the Forest Act (Chapter 46);
the Immigration Act (Chapter 17);
the Industrial Co-ordination Order, 2001 (S 44/01);
the Investment Incentives Order, 2001 (S 48/01);
the Labour Act (Chapter 93);
the Land Acquisition Act (Chapter 41);
the Land Code (Chapter 40);
the Merchant Shipping Order, 2002 (S 27/02);
the Miscellaneous Licences Act (Chapter 127);
the Poisons Act (Chapter 114);
the Ports Act (Chapter 144);
the Prevention of Pollution of the Sea Order, 2005 (S 18/05);
the Protected Areas and Protected Places Act (Chapter 147);
the Town and Country Planning (Development Control) Act (Chapter 143);
the Water Supply Act (Chapter 121);
the Workmen's Compensation Act (Chapter 74).