

**ROAD TRAFFIC ACT
(CHAPTER 68)**

**ROAD TRAFFIC (KUALA BELAIT AND SERIA
MUNICIPAL BOARD) (PARKING PLACES) RULES**

S 99/1979

Amended by

S 19/1989

S 9/1990

S 16/1990

S 26/1992

S 25/1993

S 34/1994

S 53/2008

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SUBSIDIARY LEGISLATION

ROAD TRAFFIC (KUALA BELAIT AND SERIA MUNICIPAL BOARD)
(PARKING PLACES) RULES

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SCHEDULE — PARKING CHARGES

SUBSIDIARY LEGISLATION

Rules made under section 92

ROAD TRAFFIC (KUALA BELAIT AND SERIA MUNICIPAL BOARD)
(PARKING PLACES) RULES

Commencement: 1st August 1979

Citation

1. These Rules may be cited as the Road Traffic (Kuala Belait and Seria Municipal Board) (Parking Places) Rules.

Interpretation

2. In these Rules, except where the context otherwise requires —

“automated barrier system” means the system whereby an automated barrier is activated when a parking ticket is removed from a ticket dispenser and whereupon the entry into a parking place described in the Schedule is recorded in the parking ticket and the period of parking is calculated therefrom;

“Board” means the Kuala Belait and Seria Municipal Board;

“coupon parking place” means a parking place where the coupon parking system is enforced as described in the Schedule;

“coupon parking system” means the system of exhibiting parking coupons on a motor vehicle which is parked in a parking space at a coupon parking place;

“half hour” includes part or half an hour;

“half hourly parking” means a parking place described in column 4 of the Schedule, wherein a motor vehicle is allowed to be parked on payment of the prescribed charge;

“length of road” means the entire length of the road as named in column 2 of the Schedule;

“lorry” means any goods vehicle with an overall length exceeding 14 feet;

“monthly parking coupon” means a monthly parking coupon issued under rule 5D;

“motor vehicle” means any vehicle with three or more wheels powered by motor and includes any goods vehicle with an overall length not exceeding 14 feet but does not include any solo motorcycle or solo motor scooter;

[Subsidiary]

“parking” includes waiting in a parking space;

“parking coupon” means a parking coupon issued under rule 5A;

“parking warden” means any person appointed under rule 5 and includes a person authorised by the Board to handle and manage any of the parking places described in the Schedule;

“prescribed charge” means the charge prescribed in the Schedule;

“road” means any public road and other road to which the public has access and shall include back lanes, kerbs, sidewalks, sidetables, pavements, footways or passages, whether a thoroughfare or not and all channels, drains and ditches at the side or any road;

“season parking pass” means the season parking pass issued under rule 12A showing the registration number of the motor vehicle and the amount of the prescribed charge for the parking of such motor vehicle in a specified season parking place for any period as may be stated therein;

“season parking place” means a parking place described in columns 2 and 4 of the Schedule, and so designated by written notice on one or more signboards wherein may be parked only a motor vehicle in respect of which a season parking pass has been purchased;

“taxi” means a taxicab or hire car which in the usual course of business plies for hire to and fro between destinations within the boundaries of the Kuala Belait and Seria town and destinations outside the boundaries of Kuala Belait and Seria town.

Provision for parking places

3. (1) The Board hereby provides that the road length of road or place specified in column 2 of the Schedule shall be parking places for motor vehicles other than taxis or lorries and the provisions of these Rules shall apply thereto.

(2) No person shall park any motor vehicle in any road or part of such road or any place on which or adjacent to or in close proximity to which a parking place is provided by the Board under subrule (1), except in such parking place.

Parking places

4. (1) A parking place may be divided into parking spaces and for the purpose of determining the parking spaces, the Board shall cause each parking space to be indicated by any or all of the following —

(a) painted lines;

(b) studs;

- (c) signs;
- (d) other indications.

(2) There shall be erected at every parking place a sign or notice board on which shall be affixed a notice stating the provisions of these Rules.

Types of parking system

4A. In providing for parking places, the Board shall have the discretion to determine and implement the types of parking system including a coupon parking system and an automated barrier system and the manner in which they are to be handled and managed.

Parking wardens

5. (1) The Board may appoint one or more parking wardens to be on duty at any coupon parking place.

(2) Any such person appointed may handle and manage any of the parking places provided by the Board.

Issue of parking coupon

5A. (1) Upon payment of a prescribed charge, the Board or any person authorised by the Board may issue parking coupons in such form and subject to such conditions as the Board may determine to any person who wishes to park his motor vehicle at a coupon parking place.

(2) Any person using a parking coupon may park his motor vehicle in any coupon parking place except in a season parking place.

Computation of coupon parking period

5B. Where two or more parking coupons are displayed on a motor vehicle to cover the period during which the motor vehicle is to be parked in a coupon parking place, the time of commencement which is indicated in the second and subsequent parking coupons shall run immediately after the time of expiry of the period of parking indicated in the previous parking coupon.

Commencement of time displayed

5C. No person shall display on a motor vehicle a parking coupon on which the time of commencement of parking indicated in the coupon is later than the actual time when he parks the motor vehicle.

[Subsidiary]

Monthly parking coupon

5D. (1) The Board or any person authorised by the Board may issue a monthly parking coupon in such form and subject to such conditions as the Board may determine with a payment not exceeding \$150 per month.

(2) Such monthly parking coupon shall permit the motor vehicle to be parked at any parking place except in a season parking place.

Method of display of parking coupons

5E. (1) Any person using a coupon parking place shall display one or more parking coupons either on the offside of the front windscreen or the offside front window of the motor vehicle in such a manner that the parking coupon is clearly visible from the front or offside of the motor vehicle and the parking coupon shall have the date, time of commencement of parking of the motor vehicle and other particulars indicated in the coupon.

(2) A parking coupon which has been altered, folded, defaced or tampered with shall cease to be valid for use.

Offence to continue parking with expired parking coupons

5F. Any person who continues to park his motor vehicle in a coupon parking place after the expiry of the period in respect of which parking coupons are displayed on the motor vehicle to meet the prescribed charges is guilty of an offence.

Automated barrier system parking places

5G. (1) (a) Any person using an automated barrier system parking place shall stop his motor vehicle at the entrance to such parking place to enable him to remove a parking ticket from a ticket dispenser which records the date and time of entry of such motor vehicle to such parking place.

(b) Upon removal of the parking ticket from the ticket dispenser, the automated barrier will be activated which enables the motor vehicle to enter such parking place.

(c) It is the duty of the driver to retain his parking ticket which shall be presented to the parking warden at the payment station before departure and at the same time to pay the prescribed charges as described in the Schedule.

(2) Any person who fails to produce the parking ticket at the time of departure from the parking place at a time of it being operated on the day in question shall pay the charges for the portion calculated up until the time of departure.

(3) (a) Any person who departs from an automated barrier system parking place after it has been closed may pay his parking charges, calculated from the time of his entry until the time of closure of such parking place at any parking station within 14 days of such parking.

(b) If he fails to pay the prescribed charges within that period, he shall be levied an extra charge of three times the normal parking charges payable within a further 14 days.

(4) Any person who fails to pay the prescribed charge and surcharge under subrule (3) is guilty of an offence.

Method of parking

6. Notwithstanding the provisions contained in the Schedule and to the provisions of Note A referred to in the Schedule stipulating the controlled hours —

(a) no person shall at any time, whether during the controlled hours or not park a motor vehicle in a parking space across any line demarcating such parking space or in such a manner or position that the vehicle is not entirely within the area delineated as a parking space;

(b) any person who at any time, whether during the controlled hours or not, parks a motor vehicle in a parking space shall, subject to the provisions of paragraph (a), park such vehicle so far as the lines demarking the parking space permit in such a manner as to cause the vehicle to face the general direction of traffic and shall conform to and observe and obey all signs and signals exhibited in the parking place;

(c) where any vehicle is parked at any time whether during the controlled hours or not in a parking space in contravention of paragraphs (a) and (b), a parking warden may alter or cause to be altered the position of the parked vehicle in order that its position when parked shall be in accordance with the provisions of paragraphs (a) and (b); and the driver or person in charge or having control of such vehicle shall comply with such lawful instructions as a parking warden or a police officer in uniform may issue in order that the provisions of these Rules, or of the Act and the regulations made thereunder, or both, may be complied with;

(d) the provisions of this rule shall continue to apply whether during the controlled hours or not to places reserved as bus stop parking places and or other reserved or prohibited area.

7. (No rule).

8. (No rule).

[Subsidiary]

9. (No rule).
10. (No rule).
11. (No rule).
12. (No rule).

Season parking pass

12A. (1) The Board may issue a season parking pass in such form and subject to such conditions as it may determine with a payment not exceeding \$80 per month and such season parking pass shall permit the motor vehicle to be parked in a season parking place.

(2) Any person to whom a season parking pass is issued shall have the exclusive rights to use the season parking place throughout the duration of the validity of the season parking pass.

(3) As soon as a motor vehicle is parked in a season parking place, the driver of the motor vehicle shall display the season parking pass either on the offside of the front windscreen or the offside front window of the motor vehicle in such a manner that the season parking pass is clearly visible from the front or offside of the motor vehicle and the season parking pass shall have the particulars indicated in the pass.

Safety of other vehicles

13. No motor vehicle shall be drawn, driven or pushed within a parking place otherwise than in an orderly and careful manner and with due regard to the safety of other motor vehicles and persons within the parking place.

Unattended vehicles

14. No motor vehicle in a parking place shall be left unattended unless it is rendered immovable by the application of brakes or by some other sufficient means.

Suspension of use of parking places

15. (1) The Board may suspend the use of a parking place —

(a) for the purpose of facilitating the movement of traffic or of promoting its safety;

(b) for the purpose of any building operation, demolition or excavation adjacent to the parking space or the maintenance, improvement or reconstruction of the parking space or the laying, erection, alteration or repair to

in or adjacent to the parking space of any sewer or of any cable pipe, main or apparatus for the supply of water or electricity or of any telegraphic line;

(c) for the convenience of occupiers of premises adjacent to the parking space on any occasion for the removal or delivery of furniture from or to any such premises;

(d) on any occasion on which it is likely by reason of some special attraction that any road will be thronged or obstructed;

(e) for the convenience of the occupiers of premises adjacent to the parking space at the time of weddings or funerals or other special occasions; or

(f) for such other reasons as the Board may think fit.

(2) On any suspension under subrule (1), a duly authorised representative of the Board shall affix an appropriate notice at or near the parking space; and it shall not be lawful for any person to park any motor vehicle in such parking place or space except in relation to the purpose for which the suspension was made.

(3) For the various purposes described in subrule (1) and upon any such suspension, the Board may require payment from the person whose action was responsible for the suspension, of the charges specified hereunder —

(a) not exceeding 15 days, \$6 per day;

(b) not exceeding 30 days, \$5 per day;

(c) not exceeding 180 days, \$4 per day;

(d) not exceeding 365 days, \$3 per day;

(e) exceeding 365 days, \$2 per day.

Vehicles exempted

16. These Rules do not apply to —

(a) motor vehicles owned by, or in the service of, the Government when on official business;

(b) fire-fighting vehicles, ambulances or any other motor vehicle being driven to or from emergencies;

[Subsidiary]

(c) motor vehicles driven by persons covered by the Diplomatic Privileges (Vienna Convention) Act (Chapter 117), the Diplomatic Privileges (Extension) Act (Chapter 85) or by the provisions of any similar law;

(d) any person or motor vehicle or class of persons or motor vehicles exempted by the Board.

Obstruction of parking space and removal of object

17. (1) No person shall obstruct or cause to be obstructed any parking space.

(2) A parking warden or any person authorised in that behalf by the Board may remove any object which is the cause of any obstruction; and the owner or owners of such object may within 21 days of such removal reclaim from the Board possession of such object upon payment to the Board of the cost of the removal of the object and from the parking space for the custody of the object.

(3) The Board may at any time, if the object is of a perishable nature, and after 21 days in any other case, dispose of the object and shall refund the proceeds thereof, if any, to the owner less the cost mentioned in subrule (2) and any other cost incurred in connection with the disposal of the object, and in the event that the owner of the object is not ascertainable, the proceeds mentioned may, after 12 months of such disposal, be credited to the revenue of the Board.

(4) The Board shall not be liable for any damage caused to any such object in the course of its removal and whilst it is in the custody of the Board.

Removal and detention by Board

18. (1) If a motor vehicle —

(a) other than a motor vehicle exempted under rule 16, is parked in any parking place without displaying a parking coupon, a valid monthly coupon or a season parking pass;

(b) has been left in a parking place for more than 48 hours and the parking coupon indicates that the parking period has expired;

(c) is parked in contravention of the provisions of these Rules,

the Board or the parking warden may cause the motor vehicle to be removed from the parking place to a place of safety and detained there until released by the Board.

(2) The Board or the parking warden may detain such motor vehicle until the prescribed charges for the unpaid period up to the time the motor vehicle is removed

from the parking place and all removal expenses incurred in carrying out the provisions of these Rules has been paid to the Board.

(3) The Board shall not be liable for any damage to the motor vehicle or for any loss or damage to the fittings or contents of any motor vehicle removed and detained by the Board under the provisions of these Rules.

Notification of removal and detention

19. When an object or a motor vehicle is removed or detained in pursuance of the provisions of rule 17 or 18, the Board shall with all reasonable despatch give notice in writing to the owner thereof, if the name and address of such owner is known, of the removal or detention of such object or motor vehicle.

Prohibition of trade or business

20. No person shall use any motor vehicle parked in a parking space for the purpose of carrying on any trade or business.

Prohibition of repairs

21. No person shall repair a motor vehicle or permit a motor vehicle to be repaired in a parking place except in cases where repair is necessary to enable the motor vehicle to be moved from the parking place.

Prohibition of washing or cleaning

22. No person shall wash or clean or permit to be washed or cleaned any motor vehicle in a parking place.

Persons permitted in parking place

23. No person other than a parking warden or owner, driver or passenger of a motor vehicle parked in a parking place, shall be or remain in such parking place.

24. *(No rule).*

Provision of signboards

25. The Board shall provide a signboard or signboards at each parking place indicating the type of parking place and may erect such signboards as the Board may consider to be necessary for the direction or regulation of the movement of motor vehicles within the parking place.

[Subsidiary]

Emergency

26. In the case of an emergency, any person authorised in that behalf by the Board, or any police officer in uniform, may move or cause to be moved to any place he thinks fit any motor vehicle left in any parking space.

Penalties

27. Any person who contravenes any of the provisions of these Rules is guilty of an offence and liable on conviction to a fine not exceeding \$500, and in addition there shall be paid to the Board any excess charge or surcharge due and payable under the provisions of these Rules.

Registered owners liability

28. In cases of contravention of or of failure to comply with any of the provisions of these Rules, the registered owner of the motor vehicle shall be presumed to have contravened or failed to comply with such provisions if the person (not being the registered owner) who actually contravened or failed to comply with such provision or provisions is not known or cannot be ascertained or found.

Board not liable for loss or damage

29. The Board shall not be liable for any loss or damage to any motor vehicle or of the fittings or contents of any motor vehicle parked in any parking place.

Other offences

30. It shall be an offence if a person —

- (a) parks a motor vehicle near a fire hydrant;
- (b) parks a motor vehicle on the passageway or the pavement;
- (c) parks a motor vehicle in a season parking place without a valid season parking pass;
- (d) parks a motor vehicle in a parking place which is not a parking place prescribed for such motor vehicle;
- (e) parks a motor vehicle outside of the parking space at a parking place;
- (f) displays an invalid parking pass or coupon; or
- (g) does not display any parking pass or coupon.

SCHEDULE

(rules 2, 3(1), 5G(1) and 6)

PARKING CHARGES

(1)	(2)	(3)	(4)	(5)
<i>No.</i>	<i>Parking places</i>	<i>Prescribed charges</i>	<i>Type of parking places</i>	<i>Controlled hours (refer to Note)</i>
1.	Jalan Bunga Raya, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
2.	Jalan Mc' Kerron, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
3.	Market Public parking place, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
4.	Jalan Sungai, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
5.	Public/bus/taxi parking place, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
6.	Jalan Pretty, Kuala Belait	\$150 per month/ 50¢ per half hour	monthly coupon/ half hourly parking for coupon parking system	Note A
7.	Jalan Bunga Rambai, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A

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Road Traffic

[Subsidiary]

SCHEDULE — (continued)

(1)	(2)	(3)	(4)	(5)
No.	Parking places	Prescribed charges	Type of parking places	Controlled hours (refer to Note)
8.	Jalan Bunga Rampai, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
9.	Jalan Bunga Tanjong, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
10.	Jalan Bunga Simpur, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
11.	Public/bus/taxi parking place, Marina area, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
12.	Parking place of Jalan Sultan Omar Ali, Seria	\$150 per month/ 50¢ per half hour	monthly coupon/ half hourly parking for coupon parking system	Note A
13.	Puspa area, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
14.	Jalan Bunga Kenanga, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A

SCHEDULE — (continued)

(1)	(2)	(3)	(4)	(5)
No.	Parking places	Prescribed charges	Type of parking places	Controlled hours (refer to Note)
15.	Jalan Bunga Melor, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
16.	Jalan Bunga Kuning, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
17.	Entire road around the Complex Sri Selera, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
18.	Jalan Dato Shahbandar, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
19.	Jalan Masjid, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
20.	Jalan Gates, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
21.	Jalan Dewan/ car park area, Lembaga Bandaran Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A

[Subsidiary]

SCHEDULE — (continued)

(1)	(2)	(3)	(4)	(5)
No.	Parking places	Prescribed charges	Type of parking places	Controlled hours (refer to Note)
22.	Jalan Sharif Ali, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
23.	Lorong Bunga Tanjong Satu, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
24.	Lorong Bunga Tanjong Dua, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
25.	Lorong Bunga Tanjong Tiga, Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
26.	Lorong Complex Sri Selera, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
27.	Jalan Lorong Complex Sri Selera, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
28.	Jalan Lorong Bunga Melor, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
29.	Jalan Lorong Bunga Melor Satu, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
30.	Jalan Lorong Bunga Melor Dua, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A

SCHEDULE — (continued)

(1)	(2)	(3)	(4)	(5)
No.	Parking places	Prescribed charges	Type of parking places	Controlled hours (refer to Note)
31.	Jalan Lorong Bunga Melor Tiga, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
32.	Jalan Bunga Kemantin, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
33.	Jalan Pinang, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
34.	Marina Theatre area, Seria	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
35.	Jalan Bunga Rambai 'B', Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A
36.	Jalan Dewan 'B', Kuala Belait	\$80 per month/ \$150 per month/ 50¢ per half hour	season parking place/ monthly coupon/ half hourly parking for coupon parking system	Note A

Note A — Between 7.30 a.m. and 5.30 p.m. everyday except Sundays and public holidays.