



MALAYSIA

**Warta Kerajaan**  
SERIPADUKABAGINDA  
DITERBITKAN DENGAN KUASA

*HIS MAJESTY'S GOVERNMENT GAZETTE*  
*PUBLISHED BY AUTHORITY*

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Jil. 64  
No. 7

**31hb Mac 2020**

*TAMBAHAN No. 38*  
*PERUNDANGAN (A)*

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**P.U. (A) 103.**

**AKTA PENGANGKUTAN JALAN 1987**

**PERINTAH PENGANGKUTAN JALAN (LARANGAN PENGGUNAAN JALAN)**  
**(JALAN PERSEKUTUAN) (No. 2) 2020**

BAHAWASANYA melalui P.U. (B) 175/2020 yang disiarkan pada 17 Mac 2020, notis telah diberikan mengenai niat untuk membuat suatu perintah di bawah seksyen 70 Akta Pengangkutan Jalan 1987 [*Akta 333*]:

DAN BAHAWASANYA tiada apa-apa bantahan yang diterima oleh Menteri Kerja Raya terhadap pembuatan perintah itu:

MAKA OLEH YANG DEMIKIAN, pada menjalankan kuasa yang diberikan oleh seksyen 70 Akta, Menteri Kerja Raya, setelah memberi pertimbangan kepada perkara yang disebut dalam subseksyen 70(2) Akta, membuat perintah yang berikut:

**Nama**

1. Perintah ini bolehlah dinamakan **Perintah Pengangkutan Jalan (Larangan Penggunaan Jalan) (Jalan Persekutuan) (No. 2) 2020**.

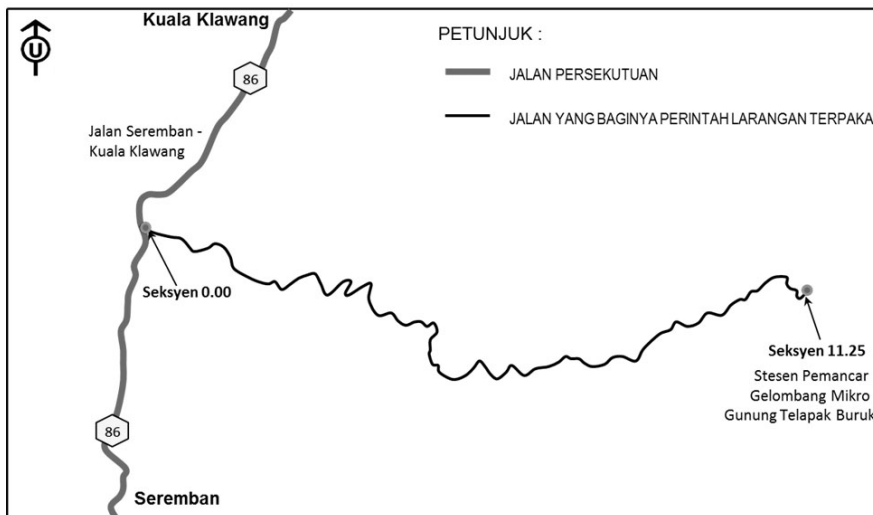
**Larangan**

2. Pemanduan kenderaan yang dinyatakan dalam ruang (2) Jadual Pertama, di atas bahagian jalan yang dinyatakan dalam ruang (1) Jadual Pertama sebagaimana yang ditunjukkan dalam peta dalam Jadual Kedua, bagi tempoh yang dinyatakan dalam ruang (3) Jadual Pertama, dilarang.

JADUAL PERTAMA

| (1)<br><i>Jalan yang baginya<br/>Larangan Terpakai</i>  | (2)<br><i>Kenderaan</i>   | (3)<br><i>Tempoh Larangan</i> |
|---|---|-------------------------------|
| Jalan masuk dan sebaliknya ke Stesen Pemancar Gelombang Mikro Gunung Telapak Buruk, Seremban bermula dari seksyen 0.00 hingga seksyen 11.25, sebagaimana yang ditunjukkan dalam peta dalam Jadual Kedua | Semua kenderaan kecuali—<br><br>(a) kenderaan Angkatan Tentera Malaysia<br><br>(b) kenderaan Jabatan Perhutanan Negeri Sembilan<br><br>(c) kenderaan Jabatan Kerja Raya Negeri Sembilan<br><br>(d) kenderaan Telekom Malaysia Negeri Sembilan | Bermula dari 1 April 2020     |

JADUAL KEDUA



Dibuat 23 Mac 2020

[KKR.PUU. 110-1/6/15 Jld 7; PN(PU2)460/XCVIII]

DATO' SRI HAJI FADILLAH BIN HAJI YUSOF  
*Menteri Kerja Raya*

## ROAD TRANSPORT ACT 1987

ROAD TRANSPORT (PROHIBITION OF USE OF ROAD)  
(FEDERAL ROADS) (NO. 2) ORDER 2020

WHEREAS by P.U. (B) 175/2020 published on 17 March 2020, notice was given of the intention to make an order under section 70 of the Road Transport Act 1987 [*Act 333*]:

AND WHEREAS no objection was received by the Minister of Works against the making of such order:

NOW THEREFORE, in exercise of the powers conferred by section 70 of the Act, the Minister of Works, after taking into consideration the matters referred to in subsection 70(2) of the Act, makes the following order:

**Citation**

1. This order may be cited as the **Road Transport (Prohibition of Use of Road) (Federal Roads) (No. 2) Order 2020**.

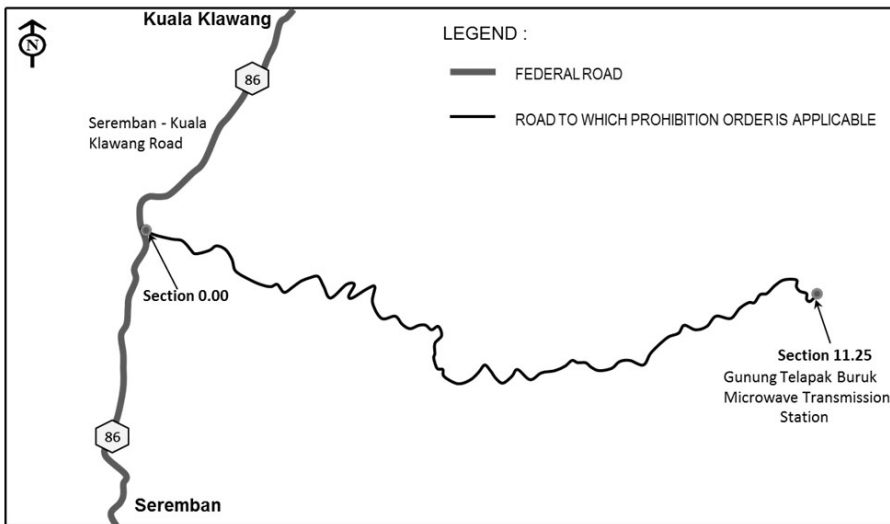
**Prohibition**

2. The driving of vehicles specified in column (2) of the First Schedule, on the part of the road specified in column (1) of the First Schedule as shown on the map in the Second Schedule, for the period specified in column (3) of the First Schedule, is prohibited.

## FIRST SCHEDULE

| (1)<br><i>Road to which Prohibition Applies</i>  | (2)<br><i>Vehicles</i>   | (3)<br><i>Prohibition Period</i> |
|--|--|----------------------------------|
| Access road and <i>vice versa</i> to the Gunung Telapak Buruk Microwave Transmission Station, Seremban starting from section 0.00 to section 11.25, as shown on the map in the Second Schedule | All vehicles except—<br>(a) vehicles of the Malaysian Armed Forces<br>(b) vehicles of the Forestry Department Negeri Sembilan<br>(c) vehicles of the Public Works Department Negeri Sembilan<br>(d) vehicles of the Telekom Malaysia Negeri Sembilan | Starting from 1 April 2020       |

## SECOND SCHEDULE



Made 23 March 2020  
[KKR.PUU. 110-1/6/15 Jld 7; PN(PU2)460/XCVIII]

DATO' SRI HAJI FADILLAH BIN HAJI YUSOF  
*Minister of Works*

## P.U. (A) 104.

## AKTA CUKAI JUALAN 2018

PERINTAH CUKAI JUALAN (ORANG YANG DIKECUALIKAN DARIPADA  
PEMBAYARAN CUKAI) (PINDAAN) 2020

PADA menjalankan kuasa yang diberikan di bawah perenggan 35(1)(b) Akta Cukai Jualan 2018 [*Akta 806*], Menteri membuat perintah yang berikut:

**Nama dan permulaan kuat kuasa**

1. (1) Perintah ini bolehlah dinamakan **Perintah Cukai Jualan (Orang yang Dikecualikan daripada Pembayaran Cukai) (Pindaan) 2020**.

(2) Perintah ini mula berkuat kuasa pada 1 April 2020.

**Pindaan Jadual A**

2. Perintah Cukai Jualan (Orang Yang Dikecualikan Daripada Pembayaran Cukai) 2018 [P.U. (A) 210/2018] dipinda dalam Jadual A—

(a) berhubung dengan butiran 16—

(i) dalam ruang (3)—

(A) dalam subbutiran (b), dengan menggantikan perkataan “cigarettes” dengan perkataan “sticks of cigarette”;

(B) dalam subbutiran (f), dengan menggantikan perkataan “battery operated” dengan perkataan “battery-operated”;

(C) dengan menggantikan subbutiran (g) dengan subbutiran berikut:

“(g) all goods other than specified in this column, excluding tyres and tubes, to a total value not exceeding—

(i) RM500.00, if the goods are imported from other country; or

(ii) RM1,000.00, if the goods are purchased from a duty free shop licensed under section 65D of the Customs Act 1967 at the following international airports—

(A) Kuala Lumpur International Airport (KLIA), Selangor

(B) Kuala Lumpur International Airport 2 (KLIA 2), Selangor

(C) Sultan Abdul Aziz Shah Airport, Selangor

(D) Penang International Airport, Penang

(E) Senai International Airport, Johor

(F) Melaka International Airport, Melaka

(G) Kota Kinabalu International Airport, Sabah

(H) Kuching International Airport, Sarawak;” dan

(D) dengan memotong subbutiran (h); dan

(ii) dalam ruang (4), dengan menggantikan subbutiran (a) hingga (d) dengan subbutiran berikut:

“(a) That the goods are imported on or in the baggage of the person in column (2);

(b) that the goods are purchased from a duty free shop at the international airports mentioned in column (3) and the goods are transported on or in the baggage of the person;

- 
- (c) that the person satisfies the proper officer of customs that he is either—
- (i) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than—
    - (A) 72 hours at the time he imports the goods from other country; or
    - (B) 48 hours at the time he purchases the goods from a duty free shop at the international airports mentioned in column (3); or
  - (ii) normally resident in Malaysia and is returning after an absence from Malaysia for a period of not less than—
    - (A) 72 hours at the time he imports the goods from other country; or
    - (B) 48 hours at the time he purchases the goods from a duty free shop at the international airports mentioned in column (3); and
- (d) that if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay sales tax on the excess only based on the prevailing rate imposed.”; dan
- (b) berhubung dengan butiran 17—
- (i) dalam ruang (3)—
    - (A) dalam subbutiran (b), dengan menggantikan perkataan “stick of cigarettes” dengan perkataan “sticks of cigarette”;
    - (B) dalam subbutiran (f), dengan menggantikan perkataan “battery operated” dengan perkataan “battery-operated”;
    - (C) dalam subbutiran (g), dengan menggantikan perkataan “RM500.00” dengan perkataan “RM1,000.00”;
    - (D) dengan memotong subbutiran (h); dan
  - (ii) dalam ruang (4), dengan menggantikan subbutiran (a) hingga (d) dengan subbutiran berikut:
    - “(a) That the goods are transported on or in the baggage of the person in column (2);
    - (b) that in the case of Labuan, the person satisfies the proper officer of customs that he has visited Labuan for a period of not less than 24 hours;

- (c) that in the case of Langkawi, Tioman or Pangkor, the person satisfies the proper officer of customs that he has visited Langkawi, Tioman or Pangkor for a period of not less than 48 hours; and
- (d) that if the person transports in excess of the quantity or value of goods exempted, he shall be liable to pay sales tax on the excess only based on the prevailing rate imposed.”.

Dibuat 31 Mac 2020

[MOF.TAX(S)700-2/1/16 Jld. 4; PN(PU2)751]

TENGGU DATO' SRI ZAFRUL TENGGU ABDUL AZIZ  
*Menteri Kewangan*

*[Akan dibentangkan di Dewan Rakyat menurut subseksyen 35(2) Akta Cukai Jualan 2018]*

## SALES TAX ACT 2018

### SALES TAX (PERSON EXEMPTED FROM PAYMENT OF TAX) (AMENDMENT) ORDER 2020

In exercise of the powers conferred by paragraph 35(1)(b) of the Sales Tax Act 2018 [Act 806], the Minister makes the following order:

#### **Citation and commencement**

1. (1) This order may be cited as the **Sales Tax (Persons Exempted from Payment of Tax) (Amendment) Order 2020**.

(2) This Order comes into operation on 1 April 2020.

#### **Amendment of Schedule A**

2. The Sales Tax (Persons Exempted From Payment Of Tax) Order 2018 [P.U. (A) 210/2018] is amended in Schedule A—

(a) in relation to item 16—

(i) in column (3)—

(A) in subitem (b), by substituting for the word “cigarettes” the words “sticks of cigarette”;

(B) in subitem (f), by substituting for the words “battery operated” the word “battery-operated”;

(C) by substituting for subitem (*g*) the following subitem:

“(*g*) all goods other than specified in this column, excluding tyres and tubes, to a total value not exceeding—

- (i) RM500.00, if the goods are imported from other country; or
- (ii) RM1,000.00, if the goods are purchased from a duty free shop licensed under section 65D of the Customs Act 1967 at the following international airports—
  - (A) Kuala Lumpur International Airport (KLIA), Selangor
  - (B) Kuala Lumpur International Airport 2 (KLIA 2), Selangor
  - (C) Sultan Abdul Aziz Shah Airport, Selangor
  - (D) Penang International Airport, Penang
  - (E) Senai International Airport, Johor
  - (F) Melaka International Airport, Melaka
  - (G) Kota Kinabalu International Airport, Sabah
  - (H) Kuching International Airport, Sarawak;” and

(D) by deleting subitem (*h*); and

(ii) in column (4), by substituting for subitems (*a*) to (*d*) the following subitems:

“(*a*) That the goods are imported on or in the baggage of the person in column (2);

(*b*) that the goods are purchased from a duty free shop at the international airports mentioned in column (3) and the goods are transported on or in the baggage of the person;

(*c*) that the person satisfies the proper officer of customs that he is either—

(i) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than—

(A) 72 hours at the time he imports the goods from other country; or



- (B) 48 hours at the time he purchases the goods from a duty free shop at the international airports mentioned in column (3); or
  - (ii) normally resident in Malaysia and is returning after an absence from Malaysia for a period of not less than—
    - (A) 72 hours at the time he imports the goods from other country; or
    - (B) 48 hours at the time he purchases the goods from a duty free shop at the international airports mentioned in column (3); and
  - (d) that if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay sales tax on the excess only based on the prevailing rate imposed.”; and
- (b) in relation to item 17—
- (i) in column (3)—
    - (A) in subitem (b), by substituting for the words “stick of cigarettes” the words “sticks of cigarette”;
    - (B) in subitem (f), by substituting for the words “battery operated” the word “battery-operated”;
    - (C) in subitem (g), by substituting for the words “RM500.00” the words “RM1,000.00”; and
    - (D) by deleting subitem (h); and
  - (ii) in column (4), by substituting for subitems (a) to (d) the following subitems:
    - “(a) That the goods are transported on or in the baggage of the person in column (2);
    - (b) that in the case of Labuan, the person satisfies the proper officer of customs that he has visited Labuan for a period of not less than 24 hours;
    - (c) that in the case of Langkawi, Tioman or Pangkor, the person satisfies the proper officer of customs that he has visited Langkawi, Tioman or Pangkor for a period of not less than 48 hours; and

- (d) that if the person transports in excess of the quantity or value of goods exempted, he shall be liable to pay sales tax on the excess only based on the prevailing rate imposed.”.

Made 31 March 2020;  
[MOF.TAX(S)700-2/1/16 Jld. 4; PN(PU2)751]

TENGGU DATO' SRI ZAFRUL TENGGU ABDUL AZIZ  
*Minister of Finance*

[To be laid before the Dewan Rakyat pursuant to subsection 35(2) of the Sales Tax Act 2018]

**P.U. (A) 105.**

AKTA EKSAIS 1976

PERINTAH DUTI EKSAIS (PENGECCUALIAN) 2017 (PINDAAN) 2020

PADA menjalankan kuasa yang diberikan oleh subseksyen 11(1) Akta Eksais 1976 [*Akta 176*], Menteri membuat perintah yang berikut:

**Nama dan permulaan kuat kuasa**

1. (1) Perintah ini bolehlah dinamakan **Perintah Duti Eksais (Pengeccualian) 2017 (Pindaan) 2020**.

(2) Perintah ini mula berkuat kuasa pada 1 April 2020.

**Pindaan Jadual**

2. Perintah Duti Eksais (Pengeccualian) 2017 [*P.U. (A) 444/2017*] dipinda dalam Jadual, dalam Bahagian I—

- (a) dengan menggantikan butiran 36 dan butir-butir yang berhubungan dengannya dengan butiran dan butir-butir yang berikut:

| (1)<br><i>No.</i> | (2)<br><i>Persons exempted</i>   | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|-------------------|--|---|---|---|
| “36.              | Any person entering Malaysia (other than Labuan, Langkawi, Tioman and Pangkor) through all mode excluding air mode | (a) Wine, spirit, beer or malt liquor not exceeding 1 litre in total; | (a) That the goods are imported and purchased from any duty free shops licensed under section 65D Customs Act 1967; | Certificate not required”;                |

| (1)<br>No. | (2)<br><i>Persons exempted</i> | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|--------------------------------|---|---|---|
|            |                                | (b) tobacco product not exceeding 225 grams (equivalent to 200 stick of cigarettes) | <p>(b) that the duty free shop is located at any entry point;</p> <p>(c) that the goods are imported or transported with the person or in his baggage;</p> <p>(d) that the person satisfies the proper officer of customs that he is either—</p> <p style="padding-left: 40px;">(i) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than 72 hours;</p> <p style="padding-left: 40px;">(ii) normally resident in Malaysia and is returning after an absence from Malaysia of not less than 72 hours;</p> <p>(e) that if the person imports or purchases in excess of the quantity or value of goods</p> <p>exempted, he shall be liable to pay duty on the excess only based on the prevailing rate imposed</p> |   |

(b) dengan memasukkan selepas butiran 36 dan butir-butir yang berhubungan dengannya butiran dan butir-butir yang berikut:

| (1)<br><i>No.</i> | (2)<br><i>Persons exempted</i>  | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>   | (5)<br><i>Certificate to be signed by</i> |
|-------------------|---|---|--|---|
| "36A.             | Any person entering Malaysia (other than Labuan, Langkawi, Tioman and Pangkor) by air | <p>(a) Wine, spirit, beer or malt liquor not exceeding 1 litre in total;</p> <p>(b) tobacco product not exceeding 225 grams (equivalent to 200 stick of cigarettes)</p> | <p>(a) That the person entering Malaysia through the following international airports—</p> <ul style="list-style-type: none"> <li>(i) Kuala Lumpur International Airport, Sepang;</li> <li>(ii) Kuala Lumpur International Airport 2, Sepang;</li> <li>(iii) Penang International Airport, Penang;</li> <li>(iv) Langkawi International Airport, Kedah;</li> <li>(v) Senai International Airport, Johor;</li> <li>(vi) Kota Kinabalu International Airport, Sabah;</li> <li>(vii) Kuching International Airport, Sarawak;</li> </ul> <p>(b) that the goods are imported and purchased from any duty free shops licensed under section 65D Customs Act 1967 at international airports listed under subitem (a) in this column including Sultan Abdul Aziz Shah Airport and Malacca International Airport;</p> | Certificate not required"; dan            |

| (1)<br>No. | (2)<br><i>Persons exempted</i> | (3)<br><i>Goods exempted</i> | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|--------------------------------|------------------------------|---|---|
|            |                                |                              | <p>(c) that the goods are imported on or transported with the person or in his baggage;</p> <p>(d) that the person satisfies the proper officer of customs that he is either—</p> <p>(i) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than 48 hours;</p> <p>(ii) normally resident in Malaysia and is returning after an absence from Malaysia of not less than 48 hours;</p> <p>(e) that if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay duty on the excess only based on the prevailing rate imposed</p> |   |

(c) dalam butiran 37, dalam ruang (4), dengan menggantikan butir-butir yang berhubungan dengannya dengan butir-butir yang berikut:

| (4)<br><i>Conditions</i>   |
|--|
| <p>“(a) That the goods are purchased from Labuan, Langkawi, Tioman or Pangkor;</p> <p>(b) that the goods are purchased and transported on or with the person or in his baggage;</p> <p>(c) that in the case of Labuan, the person satisfies the proper officer of customs that he has visited Labuan for a period of not less than 24 hours;</p> <p>(d) that in the case of Langkawi, Tioman or Pangkor that the person satisfies the proper officer of customs that he has visited Langkawi, Tioman or Pangkor for a period of not less than 48 hours;</p> <p>(e) that if the person purchases or transports in excess of the quantity or value of goods exempted, he shall be liable to pay duty on the excess only based on the prevailing rate imposed”.</p> |

Dibuat 31 Mac 2020

[SULIT.KE.HD(122)860/01 Klt. 4(4); MOF.TAX (S) 700-2/1/16 Jld. 4; PN(PU2)337/XXIV]

TENGGU DATO' SRI ZAFRUL TENGGU ABDUL AZIZ  
*Menteri Kewangan*

### EXCISE ACT 1976

#### EXCISE DUTIES (EXEMPTION) 2017 (AMENDMENT) ORDER 2020

IN exercise of the powers conferred by subsection 11(1) of the Excise Act 1976 [*Act 176*], the Minister makes the following order:

#### **Citation and commencement**

1. (1) This order may be cited as the **Excise Duties (Exemption) 2017 (Amendment) Order 2020**.

(2) This Order comes into operation on 1 April 2020.

### Amendment of Schedule

2. The Excise Duties (Exemption) Order 2017 [P.U. (A) 444/2017] is amended in Schedule, in Part I—

(a) by substituting for item 36 and the particulars relating to it the following item and particulars:

| (1)<br>No. | (2)<br><i>Persons exempted</i>   | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|--|---|---|---|
| "36.       | Any person entering Malaysia (other than Labuan, Langkawi, Tioman and Pangkor) through all mode excluding air mode | <p>(a) Wine, spirit, beer or malt liquor not exceeding 1 litre in total;</p> <p>(b) tobacco product not exceeding 225 grams (equivalent to 200 stick of cigarettes)</p> | <p>(a) That the goods are imported and purchased from any duty free shops licensed under section 65D Customs Act 1967;</p> <p>(b) that the duty free shop is located at any entry point;</p> <p>(c) that the goods are imported or transported with the person or in his baggage;</p> <p>(d) that the person satisfies the proper officer of customs that he is either—</p> <p style="padding-left: 20px;">(i) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than 72 hours;</p> <p style="padding-left: 20px;">(ii) normally resident in Malaysia and is returning after an absence from Malaysia of not less than 72 hours;</p> <p>(e) that if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay duty on the excess only based on the prevailing rate imposed</p> | Certificate not required";                |

(b) by inserting after item 36 and the particulars relating to it the following item and particulars:

| (1)<br><i>No.</i> | (2)<br><i>Persons exempted</i>  | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>   | (5)<br><i>Certificate to be signed by</i> |
|-------------------|---|---|--|---|
| "36A.             | Any person entering Malaysia (other than Labuan, Langkawi, Tioman and Pangkor) by air | <p>(a) Wine, spirit, beer or malt liquor not exceeding 1 litre in total;</p> <p>(b) tobacco product not exceeding 225 grams (equivalent to 200 stick of cigarettes)</p> | <p>(a) That the person entering Malaysia through the following international airports—</p> <ul style="list-style-type: none"> <li>(i) Kuala Lumpur International Airport, Sepang;</li> <li>(ii) Kuala Lumpur International Airport 2, Sepang;</li> <li>(iii) Penang International Airport, Penang;</li> <li>(iv) Langkawi International Airport, Kedah;</li> <li>(v) Senai International Airport, Johor;</li> <li>(vi) Kota Kinabalu International Airport, Sabah;</li> <li>(vii) Kuching International Airport, Sarawak;</li> </ul> <p>(b) that the goods are imported and purchased from any duty free shops licensed under section 65D Customs Act 1967 at international airports listed under subitem (a) in this column including Sultan Abdul Aziz Shah Airport and Malacca International Airport;</p> <p>(c) that the goods are imported on or transported with the person or in his baggage;</p> | Certificate not required"; and            |



| (1)<br>No. | (2)<br><i>Persons exempted</i> | (3)<br><i>Goods exempted</i> | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|--------------------------------|------------------------------|---|---|
|            |                                |                              | <p>(d) that the person satisfies the proper officer of customs that he is either—</p> <p>(i) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than 48 hours;</p> <p>(ii) normally resident in Malaysia and is returning after an absence from Malaysia of not less than 48 hours;</p> <p>(e) that if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay duty on the excess only based on the prevailing rate imposed</p> |   |

(c) in item 37, in column (4), by substituting for the particulars relating to it the following particulars:

| (4)<br><i>Conditions</i>   |
|--|
| <p>“(a) That the goods are purchased from Labuan, Langkawi, Tioman or Pangkor;</p> <p>(b) that the goods are purchased and transported on or with the person or in his baggage;</p> <p>(c) that in the case of Labuan, the person satisfies the proper officer of customs that he has visited Labuan for a period of not less than 24 hours;</p> <p>(d) that in the case of Langkawi, Tioman or Pangkor that the person satisfies the proper officer of customs that he has visited Langkawi, Tioman or Pangkor for a period of not less than 48 hours;</p> <p>(e) that if the person purchases or transports in excess of the quantity or value of goods exempted, he shall be liable to pay duty on the excess only based on the prevailing rate imposed”.</p> |

Made 31 March 2020

[SULIT.KE.HD(122)860/01 Klt. 4(4); MOF.TAX (S) 700-2/1/16 Jld. 4; PN(PU2)337/XXIV]

TENGGU DATO' SRI ZAFRUL TENGGU ABDUL AZIZ  
*Minister of Finance*

## P.U. (A) 106.

## AKTA KASTAM 1967

## PERINTAH DUTI KASTAM (PENGECCUALIAN) 2017 (PINDAAN) (NO. 2) 2020

PADA menjalankan kuasa yang diberikan oleh subseksyen 14(1) Akta Kastam [Akta 235], Menteri membuat perintah yang berikut:

**Nama dan permulaan kuat kuasa**

1. (1) Perintah ini bolehlah dinamakan **Perintah Duti Kastam (Pengecualian) 2017 (Pindaan) (No. 2) 2020**.

(2) Perintah ini mula berkuat kuasa pada 1 April 2020.

**Pindaan Jadual**

2. Perintah Duti Kastam (Pengecualian) 2017 [P.U. (A) 445/2017] dipinda dalam Jadual, dalam Bahagian 1—

(a) dengan menggantikan butiran 10 dan butir-butir yang berhubungan dengannya dengan butiran dan butir-butir yang berikut:

| (1)<br><i>No.</i> | (2)<br><i>Persons exempted</i>   | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>   | (5)<br><i>Certificate to be signed by</i> |
|-------------------|--|---|--|---|
| "10.              | Any person entering Malaysia (other than Labuan, Langkawi, Tioman and Pangkor) through all mode excluding air mode | (i) Wine, spirits, beer or malt liquor not exceeding 1 litre in total;<br>(ii) tobacco product not exceeding 225 grams (equivalent to 200 sticks of cigarettes);<br>(iii) new apparels not exceeding 3 pieces;<br>(iv) new footwear not exceeding one pair; | (i) That the goods are imported and purchased from any duty free shops licensed under section 65D Customs Act 1967 [Act 235];<br>(ii) that the duty free shop is located at any entry point;<br>(iii) that the goods are imported or transported on or in the baggage of the person;<br>(iv) that the person satisfies the proper officer of customs that he is either—<br>(a) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than 72 hours; | Certificate not required";                |

| (1)<br>No. | (2)<br><i>Persons exempted</i> | (3)<br><i>Goods exempted</i>   | (4)<br><i>Conditions</i>   | (5)<br><i>Certificate to be signed by</i> |
|------------|--------------------------------|--|--|---|
|            |                                | (v) food preparations to a total value not exceeding RM150.00;<br>(vi) new portable electrically or battery- operated appliances for personal care and hygiene not exceeding 1 unit each;<br>(vii) all goods other than the goods specified in subitems (i) to (vi) in this column, excluding tyres and tubes, to a total value not exceeding RM500.00 | (b) normally resident in Malaysia and is returning after an absence from Malaysia of not less than 72 hours;<br>(v) that in respect of subitems (i) and (ii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only based on the prevailing rate imposed;<br>(vi) that in respect of subitems (iii) to (vii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only at a flat rate of 10% ad valorem |   |

(b) dengan memasukkan selepas butiran 10 dan butir-butir yang berhubungan dengannya butiran dan butir-butir yang berikut:

| (1)<br>No. | (2)<br><i>Persons exempted</i>  | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|---|---|---|---|
| "10A.      | Any person entering Malaysia (other than Labuan, Langkawi, Tioman and Pangkor) by air | (i) Wine, spirits, beer or malt liquor not exceeding 1 litre in total;<br>(ii) tobacco product not exceeding 225 grams (equivalent to 200 sticks of cigarettes);<br>(iii) new apparels not exceeding 3 pieces;<br>(iv) new footwear not exceeding one pair; | (i) That the person entering Malaysia through the following international airports—<br>(a) Kuala Lumpur International Airport, Sepang;<br>(b) Kuala Lumpur International Airport 2, Sepang; | Certificate not required";                |

| (1)<br>No. | (2)<br><i>Persons exempted</i> | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|--------------------------------|---|---|---|
|            |                                | <p>(vi) new portable electrically or battery- operated appliances for personal care and hygiene not exceeding 1 unit each;</p> <p>(vii) all goods other than the goods specified in subitems (i) to (vi) in this column, excluding tyres and tubes, to a total value not exceeding RM1,000.00</p> | <p>(c) Penang International Airport, Penang;</p> <p>(d) Langkawi International Airport, Kedah;</p> <p>(e) Senai International Airport, Johor;</p> <p>(f) Kota Kinabalu International Airport, Sabah;</p> <p>(g) Kuching International Airport, Sarawak;</p> <p>(ii) That the goods are imported and purchased from any duty free shops licensed under section 65D Customs Act 1967 at international airports listed under subitem (i) in this column including Sultan Abdul Aziz Shah Airport and Malacca International Airport;</p> <p>(iii) that the goods are imported or transported on or with the person or in his baggage;</p> <p>(iv) that the person satisfies the proper officer of customs that he is either—</p> <p>(a) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than 48 hours;</p> |   |

| (1)<br>No. | (2)<br><i>Persons exempted</i> | (3)<br><i>Goods exempted</i> | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|--------------------------------|------------------------------|---|---|
|            |                                |                              | <p>(b) normally resident in Malaysia and is returning after an absence from Malaysia of not less than 48 hours;</p> <p>(v) that in respect of subitems (i) and (ii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only based on the prevailing rate imposed;</p> <p>(vi) that in respect of subitems (iii) to (vii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only at a flat rate of 10% ad valorem</p> |   |

(c) berhubung dengan butiran 11—

(i) dalam ruang (3), dengan menggantikan subbutiran (vi) dengan subbutiran yang berikut:

“(vi) all goods other than the goods specified in subitems (i) to (v) in this column, excluding tyres and tubes, to a total value not exceeding RM1,000.00”; dan

- (ii) dalam ruang (4), dengan menggantikan butir-butir yang berhubungan dengannya dengan butir-butir yang berikut:

| (4)<br><i>Conditions</i>  |
|---|
| <p>“(i) That the goods are purchased from Labuan, Langkawi, Tioman or Pangkor;</p> <p>(ii) that the goods are purchased and transported on or in the baggage of the person;</p> <p>(iii) that in the case of Labuan, the person satisfies the proper officer of customs that he has visited Labuan for a period of not less than 24 hours;</p> <p>(iv) that in the case of Langkawi, Tioman or Pangkor, the person satisfies the proper officer of customs that he has visited Langkawi, Tioman or Pangkor for a period of not less than 48 hours;</p> <p>(v) that in respect of subitems (i) and (ii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only based on the prevailing rate imposed;</p> <p>(vi) that in respect of subitems (iii) to (vii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only at a flat rate of 10% ad valorem”</p> |

- (d) berhubung dengan butiran 16, dalam ruang (3), dalam subbutiran (i), dengan memasukkan selepas perkataan “international airports” perkataan “listed under subitem (i) in column (4) of item 10A”; dan
- (e) berhubung dengan butiran 94, dalam ruang (4), dalam subbutiran (i), dengan memotong perkataan “international”.

Dibuat 31 Mac 2020

[SULIT.KE.HD(122)009/01 Klt. 7(11); MOF.TAX (S) 700-2/1/16 Jld. 4; PN(PU2)338/LVI]

TENGGU DATO' SRI ZAFRUL BIN TENGGU ABDUL AZIZ  
*Menteri Kewangan*

## CUSTOMS ACT 1967

## CUSTOMS DUTIES (EXEMPTION) 2017 (AMENDMENT) (NO. 2) ORDER 2020

IN exercise of the powers conferred by subsection 14(1) of the Customs Act 1967 [Act 235], the Minister makes the following order:

**Citation and commencement**

1. (1) This order may be cited as the **Customs Duties (Exemption) 2017 (Amendment) (No. 2) Order 2020**.

(2) This Order comes into operation on 1 April 2020.

**Amendment of Schedule**

2. The Customs Duties (Exemption) Order 2017 [*P.U. (A) 445/2017*] is amended in the Schedule, in Part I—

(a) by substituting for item 10 and the particulars relating to it the following item and particulars:

| (1)<br><i>No.</i> | (2)<br><i>Persons exempted</i>   | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>   | (5)<br><i>Certificate to be signed by</i> |
|-------------------|--|---|--|---|
| "10.              | Any person entering Malaysia (other than Labuan, Langkawi, Tioman and Pangkor) through all mode excluding air mode | (i) Wine, spirits, beer or malt liquor not exceeding 1 litre in total;<br>(ii) tobacco product not exceeding 225 grams (equivalent to 200 sticks of cigarettes);<br>(iii) new apparels not exceeding 3 pieces;<br>(iv) new footwear not exceeding one pair;<br>(v) food preparations to a total value not exceeding RM150.00;<br>(vi) new portable electrically or battery-operated appliances for personal care and hygiene not exceeding 1 unit each; | (i) That the goods are imported and purchased from any duty free shops licensed under section 65D Customs Act 1967 [Act 235];<br>(ii) that the duty free shop is located at any entry point;<br>(iii) that the goods are imported or transported on or in the baggage of the person;<br>(iv) that the person satisfies the proper officer of customs that he is either—<br>(a) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than 72 hours; | Certificate not required";                |

| (1)<br>No. | (2)<br><i>Persons exempted</i> | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|--------------------------------|---|---|---|
|            |                                | (vii) all goods other than the goods specified in subitems (i) to (vi) in this column, excluding tyres and tubes, to a total value not exceeding RM500.00 | <p>(b) normally resident in Malaysia and is returning after an absence from Malaysia of not less than 72 hours;</p> <p>(v) that in respect of subitems (i) and (ii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only based on the prevailing rate imposed;</p> <p>(vi) that in respect of subitems (iii) to (vii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only at a flat rate of 10% ad valorem</p> |   |

(b) by inserting after item 10 and the particulars relating to it the following item and particulars:

| (1)<br>No. | (2)<br><i>Persons exempted</i>  | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|---|---|---|---|
| "10A.      | Any person entering Malaysia (other than Labuan, Langkawi, Tioman and Pangkor) by air | <p>(i) Wine, spirits, beer or malt liquor not exceeding 1 litre in total;</p> <p>(ii) tobacco product not exceeding 225 grams (equivalent to 200 sticks of cigarettes);</p> | <p>(i) That the person entering Malaysia through the following international airports—</p> <p>(a) Kuala Lumpur International Airport, Sepang;</p> | Certificate not required";                |



| (1)<br>No. | (2)<br><i>Persons exempted</i> | (3)<br><i>Goods exempted</i>  | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|--------------------------------|---|---|---|
|            |                                | (iii) new apparels not exceeding 3 pieces;<br>(iv) new footwear not exceeding one pair;<br>(v) food preparations to a total value not exceeding RM150.00;<br>(vi) new portable electrically or battery-operated appliances for personal care and hygiene not exceeding 1 unit each;<br>(vii) all goods other than the goods specified in (i) to (vi) of this column, excluding tyres and tubes, to a total value not exceeding RM1,000.00 | (b) Kuala Lumpur International Airport 2, Sepang;<br>(c) Penang International Airport, Penang;<br>(d) Langkawi International Airport, Kedah;<br>(e) Senai International Airport, Johor;<br>(f) Kota Kinabalu International Airport, Sabah;<br>(g) Kuching International Airport, Sarawak;<br>(ii) that the goods are imported and purchased from any duty free shops licensed under section 65D Customs Act 1967 at international airports listed under subitem (i) in this column including Sultan Abdul Aziz Shah Airport and Malacca International Airport;<br>(iii) that the goods are imported or transported on or with the person or in his baggage;<br>(iv) that the person satisfies the proper officer of customs that he is either—<br>(a) not normally resident in Malaysia and intends to visit Malaysia for a period of not less than 48 hours; |   |

| (1)<br>No. | (2)<br><i>Persons exempted</i> | (3)<br><i>Goods exempted</i> | (4)<br><i>Conditions</i>  | (5)<br><i>Certificate to be signed by</i> |
|------------|--------------------------------|------------------------------|---|---|
|            |                                |                              | <p>(b) normally resident in Malaysia and is returning after an absence from Malaysia of not less than 48 hours;</p> <p>(v) that in respect of subitems (i) and (ii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only based on the prevailing rate imposed;</p> <p>(vi) that in respect of subitems (iii) to (vii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only at a flat rate of 10% ad valorem</p> |   |

(c) in relation to item 11—

(i) in column (3), by substituting for subitem (vi) the following subitem:

“(vi) all goods other than the goods specified in subitems (i) to (v) in this column, excluding tyres and tubes, to a total value not exceeding RM1,000.00”; and

- (ii) in column (4), by substituting for the particulars relating to it the following particulars:

| (4)<br><i>Conditions</i>  |
|---|
| <p>“(i) That the goods are purchased from Labuan, Langkawi, Tioman or Pangkor;</p> <p>(ii) that the goods are purchased and transported on or in the baggage of the person;</p> <p>(iii) that in the case of Labuan, the person satisfies the proper officer of customs that he has visited Labuan for a period of not less than 24 hours;</p> <p>(iv) that in the case of Langkawi, Tioman or Pangkor, the person satisfies the proper officer of customs that he has visited Langkawi, Tioman or Pangkor for a period of not less than 48 hours;</p> <p>(v) that in respect of subitems (i) and (ii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only based on the prevailing rate imposed;</p> <p>(vi) that in respect of subitems (iii) to (vii) in column (3), if the person imports or purchases in excess of the quantity or value of goods exempted, he shall be liable to pay customs duty on the excess only at a flat rate of 10% ad valorem”</p> |

- (d) in relation to item 16, in column (3), in subitem (i), by inserting after the words “international airports” the words “listed under subitem (i) in column (4) of item 10A”; and
- (e) in relation to item 94, in column (4), in subitem (i), by deleting the words “international”.

Made 31 March 2020

[SULIT.KE.HD(122)009/01 Klt. 7(11); MOF.TAX (S) 700-2/1/16 Jld. 4; PN(PU2)338/LVI]

TENGGU DATO' SRI ZAFRUL BIN TENGGU ABDUL AZIZ  
*Minister of Finance*

**P.U. (A) 107.****AKTA KAWALAN HARGA DAN ANTIPENCATUTAN 2011****PERINTAH KAWALAN HARGA DAN ANTIPENCATUTAN (PENENTUAN HARGA MAKSIMUM) (No. 2) (PINDAAN) 2020**

PADA menjalankan kuasa yang diberikan oleh seksyen 4 Akta Kawalan Harga dan Antipencatutan 2011 [*Akta 723*], Pengawal, dengan kelulusan Menteri, membuat perintah yang berikut:

**Nama**

1. Perintah ini bolehlah dinamakan **Perintah Kawalan Harga dan Antipencatutan (Penentuan Harga Maksimum) (No. 2) (Pindaan) 2020**.

**Pindaan Jadual**

2. Perintah Kawalan Harga dan Antipencatutan (Penentuan Harga Maksimum) (No. 2) 2020 [*P.U. (A) 93/2020*] dipinda dalam Jadual dengan menggantikan butiran 3 dan butir-butir yang berhubungan dengannya butiran yang berikut:

| Bil/<br>No. | (1)<br>Barangan/Goods   | Harga/Price (RM)             |                               |
|-------------|---|------------------------------|-------------------------------|
|             |   | (2)<br>Borong/<br>Wholesale  | (3)<br>Runcit/Retail          |
| “3.         | Topeng muka (pembedahan/perubatan)<br>3 lapisan (gelung telinga/gelung kepala/ikatan pada kepala) | 72.50<br>sekotak/<br>per box | 75.00<br>sekotak/<br>per box  |
|             | <i>3 ply (ear loop/head loop/head tie-on) face mask (surgical/medical)</i>                        | 1.45<br>seunit/<br>per unit  | 1.50<br>seunit/<br>per unit”. |

Dibuat 27 Mac 2020

[KPDNKK 600-1/2/62; PN(PU2)695/XXVI]

DATUK SERI HAJI HASNOL ZAM ZAM HAJI AHMAD  
*Pengawal Harga*

Diluluskan 27 Mac 2020

[KPDNKK 600-1/2/62; PN(PU2)695/XXVI]

DATUK ALEXANDER NANTA LINGGI  
*Menteri Perdagangan Dalam Negeri dan Hal Ehwal Pengguna*

## PRICE CONTROL AND ANTI-PROFITEERING ACT 2011

PRICE CONTROL AND ANTI-PROFITEERING (DETERMINATION OF MAXIMUM PRICE)  
(NO. 2) (AMENDMENT) ORDER 2020

IN exercise of the powers conferred by section 4 of the Price Control and Anti-Profiteering Act 2011 [*Act 723*], the Controller, with the approval of the Minister, makes the following order:

**Citation**

1. This order may be cited as the **Price Control and Anti-Profiteering (Determination of Maximum Price) (No. 2) (Amendment) Order 2020**.

**Amendment of Schedule**

2. The Price Control and Anti-Profiteering (Determination of Maximum Price) (No. 2) Order 2020 [*P.U. (A) 93/2020*] is amended in the Schedule by substituting for item 3 and the particulars relating to it the following item:

| Bil/<br>No. | (1)<br>Barangan/Goods   | Harga/Price (RM)             |                               |
|-------------|---|------------------------------|-------------------------------|
|             |   | (2)<br>Borong/<br>Wholesale  | (3)<br>Runcit/Retail          |
| “3.         | Topeng muka (pembedahan/perubatan)<br>3 lapisan (gelung telinga/gelung kepala/ikatan pada kepala) | 72.50<br>sekotak/<br>per box | 75.00<br>sekotak/<br>per box  |
|             | 3 ply (ear loop/head loop/head tie-on) face mask<br>(surgical/medical)                            | 1.45<br>seunit/<br>per unit  | 1.50<br>seunit/<br>per unit”. |

Made 27 March 2020  
[KPDNKK 600-1/2/62; PN(PU2) 695/XXVI]

DATUK SERI HAJI HASNOL ZAM ZAM HAJI AHMAD  
*Price Controller*

Approved 27 March 2020  
[KPDNKK 600-1/2/62; PN(PU2) 695/XXVI]

DATUK ALEXANDER NANTA LINGGI  
*Minister of Domestic Trade and Consumer Affairs*

**P.U. (A) 108.**

AKTA LEMBAGA PELABUHAN BINTULU 1981

UNDANG-UNDANG KECIL LEMBAGA PELABUHAN LABUAN (PELABUHAN  
TELUK VICTORIA) (SKALA KADAR, DIUS DAN CAJ) 2020

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SUSUNAN UNDANG-UNDANG KECIL

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BAHAGIAN I

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undang  
kecil

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3. Jenis caj
4. Dius pelabuhan
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BAHAGIAN III

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7. Penentuan berat
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9. Pengiraan ukuran dan berat
10. Pembayaran caj
11. Caj terkurang
12. Had masa dan syarat bagi bayaran balik caj berlebihan
13. Tanggungan bagi caj
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15. Caj pesisir depan

JADUAL PERTAMA

JADUAL KEDUA

## AKTA LEMBAGA PELABUHAN BINTULU 1981

UNDANG-UNDANG KECIL LEMBAGA PELABUHAN LABUAN (PELABUHAN  
TELUK VICTORIA) (SKALA KADAR, DIUS DAN CAJ) 2020

PADA menjalankan kuasa yang diberikan oleh seksyen 27 dan 67 Akta Lembaga Pelabuhan Bintulu 1981 [*Akta 243*] dan menurut Perintah Lembaga Pelabuhan Bintulu (Peluasan Fungsi) 2017 [*P.U. (A) 35/2017*], Lembaga Pelabuhan Labuan, dengan kelulusan Menteri, membuat undang-undang kecil yang berikut:

## BAHAGIAN I

## PERMULAAN

**Nama dan permulaan kuat kuasa**

1. (1) Undang-undang kecil ini bolehlah dinamakan **Undang-Undang Kecil Lembaga Pelabuhan Labuan (Pelabuhan Teluk Victoria) (Skala Kadar, Dius dan Caj) 2020**.

(2) Undang-Undang Kecil ini mula berkuat kuasa pada 6 April 2020.

**Tafsiran**

2. Dalam Undang-Undang Kecil ini, melainkan jika konteksnya menghendaki makna yang lain—

“hari” berhubung dengan suatu transaksi, ertinya tempoh selama dua puluh empat jam dari masa permulaan transaksi itu;

“kargo” hendaklah termasuk barang-barang sama ada dalam kontena atau selainnya, dan bagasi dan barang penumpang;

“Lembaga” ertinya Lembaga Pelabuhan Labuan yang ditubuhkan melalui Perintah Lembaga Pelabuhan Bintulu (Peluasan Fungsi) 2017 [*P.U. (A) 35/2017*] dan termasuklah pekhidmat dan ejennya;

“Pelabuhan” ertinya Pelabuhan Teluk Victoria di dalam had kawasan yang diisytiharkan di bawah seksyen 6 Ordinan Perkapalan Saudagar 1952 [*Ord. 70/1952*];

“simpan tunggu” berhubung dengan suatu kapal, ertinya tidak digunakan secara aktif dengan syarat bahawa nakhoda atau pemilik kapal itu telah memberikan notis bertulis kepada Lembaga bahawa kapal itu adalah dalam keadaan sedemikian, dan Lembaga itu telah memberikan kelulusan bertulis mereka;

“tan” ertinya satu tan metrik merangkumi satu ribu kilogram atau satu meter padu;

“TK” ertinya tanan kasar sesuatu kapal yang diukur mengikut Konvensyen Antarabangsa Pengiraan Tanan Kapal 1969;

“transaksi” termasuklah semua perkhidmatan yang diberikan, dibekalkan atau disediakan oleh Lembaga atau penggunaan kemudahan Lembaga oleh pengguna pelabuhan.

## BAHAGIAN II

### CAJ AKAUN KAPAL

#### Jenis caj

3. Lembaga boleh mengenakan jenis caj yang berikut ke atas pengguna pelabuhan dan caj itu hendaklah dikreditkan ke dalam akaun kapal:

- (a) dius pelabuhan;
- (b) dius simpan tunggu; dan
- (c) caj pengendalian kargo kapal ke kapal.

#### Dius pelabuhan

4. (1) Seseorang pengguna pelabuhan, berhubung dengan kapal yang memasuki atau singgah di Pelabuhan bagi apa-apa maksud, hendaklah membayar dius pelabuhan kepada Lembaga, pada kadar yang dinyatakan dalam ruang (3), Bahagian 1 Jadual Pertama.

(2) Walau apa pun perenggan (1), dius pelabuhan minimum hendaklah terpakai pada kadar yang dinyatakan dalam ruang (4), Bahagian 1 Jadual Pertama berhubung dengan kapal yang memasuki atau singgah di Pelabuhan bagi apa-apa maksud untuk tempoh seperti yang berikut—

- (a) tidak melebihi tiga puluh hari, jika dius pelabuhan di bawah perenggan tersebut kurang daripada sepuluh ringgit; atau
  - (b) melebihi tiga puluh hari, jika dius pelabuhan di bawah perenggan tersebut kurang daripada dua ringgit.
- (3) Dius pelabuhan di bawah perenggan (1) tidak terpakai bagi—
- (a) semua kapal kepunyaan Kerajaan Malaysia;
  - (b) kapal yang singgah di Pelabuhan untuk mendapatkan bantuan perubatan dan menurunkan orang sakit;
  - (c) kapal yang mencari perlindungan di Pelabuhan akibat kerosakan, ribut atau keadaan cuaca buruk yang lain;



- (d) kapal yang singgah di Pelabuhan bagi maksud pemuatan atau pemunggahan barang atau bahan-bahan untuk kegunaan Lembaga sendiri dan kapal yang digunakan untuk kerja-kerja pemasangan dan penyelenggaraan yang ditanggung oleh Lembaga; dan
- (e) kapal yang melalui had Pelabuhan dalam alur pelayaran biasa.

### **Dius simpan tunggu**

5. Seseorang pengguna pelabuhan hendaklah membayar dius simpan tunggu kepada Lembaga bagi kapal yang simpan tunggu pada kadar yang dinyatakan dalam Bahagian 2 Jadual Pertama.

### **Caj pengendalian kargo kapal ke kapal**

6. Seseorang pengguna pelabuhan, hendaklah membayar caj pengendalian kargo kapal ke kapal pada kadar yang dinyatakan dalam Bahagian 3 Jadual Pertama.

## **BAHAGIAN III**

### **PELBAGAI**

#### **Penentuan berat**

7. Lembaga hendaklah menentukan berat barang bagi maksud pengiraan caj dengan cara yang berikut:
- (a) menimbang;
  - (b) menghendaki pekapal atau penerima konsain memberikan butir-butir berat; atau
  - (c) menilai ukuran atau anggaran berat itu.

#### **Asas caj**

8. (1) Lembaga boleh mengenakan caj berasaskan ukuran tan jika berat tan tidak boleh ditentukan atau sebaliknya.
- (2) Caj hendaklah berasaskan berat atau ukuran tan, mengikut mana-mana yang lebih besar.
- (3) Dalam hal kargo pukal, caj hendaklah berasaskan tan yang diikrar dalam manifes tan atau ditentukan oleh ukuran kedalaman.
- (4) Bagi maksud undang-undang kecil ini, satu ribu kilogram adalah sama dengan satu tan dan satu meter padu adalah sama dengan satu tan.

**Pengiraan ukuran dan berat**

9. (1) Dalam mengira ukuran, bahagian suatu meter padu hendaklah dibundarkan kepada meter padu paling dekat yang lebih tinggi.

(2) Dalam mengira berat, bahagian suatu tan hendaklah dibundarkan kepada tan paling dekat yang lebih tinggi.

**Pembayaran caj**

10. (1) Apa-apa pembayaran caj hendaklah dibayar melalui lejer atau akaun kredit yang lain berserta dengan suatu jaminan kewangan.

(2) Jika kemudahan kredit disediakan oleh Lembaga kepada pengguna pelabuhan, jumlah tertunggak yang berkenaan dengannya kemudahan kredit itu diberikan hendaklah dijelaskan dalam tempoh tiga puluh hari dari tarikh invois.

(3) Jumlah tertunggak yang tidak dijelaskan dalam tempoh yang dinyatakan dalam perenggan (2) hendaklah dikenakan surcaj sebagai ganti rugi sebanyak sejumlah wang yang sama banyaknya dengan caj yang tidak dibayar.

(4) Jumlah tertunggak yang disebut dalam perenggan (3) yang tidak dijelaskan tidak termasuk amaun surcaj.

**Caj terkurang**

11. Lembaga berhak memungut apa-apa amaun caj yang ditentukan sebagai terkurang caj atau selainnya didapati kena dibayar, dan hendaklah menuntut secara bertulis pembayaran apa-apa amaun itu dalam masa enam tahun dari tarikh transaksi.

**Had masa dan syarat bagi bayaran balik caj berlebihan**

12. (1) Seseorang pengguna pelabuhan berhak mendapat bayaran balik apa-apa caj berlebihan jika suatu tuntutan bagi bayaran balik dikemukakan secara bertulis kepada Lembaga dalam tempoh enam tahun dari tarikh transaksi.

(2) Seseorang pengguna pelabuhan yang menuntut bayaran balik apa-apa caj berlebihan hendaklah memberikan maklumat penuh yang disokong oleh apa-apa keterangan dokumentar yang lain sebagaimana yang dikehendaki oleh Lembaga.

(3) Dalam hal kargo, Lembaga hendaklah menerima tuntutan bayaran balik jika pengguna pelabuhan telah mempertikaikan ukuran atau berat kargo itu pada masa kargo itu diukur atau ditimbang.

### Tanggungjawab bagi caj

13. (1) Seseorang penerima konsain hendaklah bertanggungjawab bagi semua caj kargo masuk.

(2) Seseorang pekapal adalah bertanggungjawab bagi semua caj kargo keluar.

(3) Seseorang nakhoda kapal atau ejen kapal hendaklah bertanggungjawab bagi semua caj yang boleh didapati daripada kapal dan kargo pindah kapal.

### Pengeluaran semula dokumen

14. Jika apa-apa baucar, kertas hitung, invoice atau dokumen lain yang berhubungan dengan penghantaran kargo yang dikeluarkan oleh Lembaga kepada pengguna pelabuhan telah hilang atau secara tidak sengaja telah rosak atau butir-butir itu tidak boleh dibaca, Lembaga setelah berpuas hati dengan kehilangan, kerosakan atau tidak boleh dibaca itu hendaklah, dengan bayaran fi sebanyak dua puluh lima ringgit, mengeluarkan semula dokumen asal atau dokumen gantian, mengikut mana-mana yang berkenaan.

### Caj pesisir depan

15. Seseorang penerima konsain atau pekapal hendaklah membayar caj pesisir depan kepada Lembaga bagi kargo dan kenderaan yang melintasi pesisir depan dalam had Pelabuhan selain pesisir depan di dalam premis Pelabuhan pada kadar yang dinyatakan dalam Jadual Kedua.

#### JADUAL PERTAMA

#### CAJ AKAUN KAPAL

#### BAHAGIAN 1

#### DIUS PELABUHAN

[undang-undang kecil 4]

| Butiran | Perihal  | Bagi setiap TK<br>atau sebahagian<br>daripadanya | Dius pelabuhan<br>minimum |
|---------|--|--|---------------------------|
| (1)     | (2)  | (RM)<br>(3)                                      | (RM)<br>(4)               |
| 1.      | Bagi setiap kapal yang memasuki atau singgah di Pelabuhan bagi apa-apa maksud<br><br>(a) tidak melebihi tempoh 30 hari, setiap kemasukan<br><br>(b) melebihi tempoh 30 hari, sebagai tambahan kepada caj yang kena dibayar di butiran 1(a), bagi setiap hari atau sebahagian daripadanya | 0.10<br><br>0.02                                 | 10.00<br><br>2.00         |

BAHAGIAN 2  
DIUS SIMPAN TUNGGU  
[undang-undang kecil 5]

| Butiran | TK kapal   | Bagi setiap 30 hari atau sebahagian daripadanya bagi setiap kemasukkan<br>(RM)   |
|---------|--|--|
| (1)     | (2)  | (3)  |
| 1.      | Tidak melebihi 1000 TK                           | 750.00   |
| 2.      | Melebihi 1000 TK tetapi tidak melebihi 2000 TK   | 1,250.00   |
| 3.      | Melebihi 2000 TK tetapi tidak melebihi 15,000 TK | 1,750.00   |
| 4.      | Melebihi 15,000 TK                               | 3,500.00 dan dengan tambahan 1.80 bagi setiap 100 TK atau sebahagian daripadanya |

BAHAGIAN 3  
CAJ PENGENDALIAN KARGO KAPAL KE KAPAL  
[undang-undang kecil 6]

| Butiran | Perihalannya  | Bagi setiap tan kargo atau sebahagian daripadanya<br>(RM) |
|---------|---|---|
| (1)     | (2)   | (3)   |
| 1.      | Kargo dipindahkan dari satu kapal ke kapal lain dalam had Pelabuhan | 0.15  |

JADUAL KEDUA  
CAJ PESISIR DEPAN  
[undang-undang kecil 15]

| Butiran | Perihalannya                             | Bagi setiap tan kargo atau sebahagian daripadanya<br>(RM) |
|---------|--|---|
| (1)     | (2)                                      | (3)   |
| 1.      | Semua kargo yang melintasi pesisir depan | 1.00  |

Dibuat 30 Mac 2020  
[LPL.100-1/1/1(1); PN(PU2)388/V]

CHAN FOONG HIN  
*Pengerusi*  
*Lembaga Pelabuhan Labuan*

Diluluskan 31 Mac 2020  
[MOT.BM (S). 600-2/7/7(9); PN(PU2)388/V]

DATUK SERI IR. DR. WEE KA SIONG  
*Menteri Pengangkutan*

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BINTULU PORT AUTHORITY ACT 1981

LABUAN PORT AUTHORITY (VICTORIA BAY PORT) (SCALE OF RATES,  
DUES AND CHARGES) BY-LAWS 2020

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ARRANGEMENT OF BY-LAWS

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PART I

PRELIMINARY

By-law

1. Citation and commencement
2. Interpretation

PART II

SHIP'S ACCOUNT CHARGES

3. Type of charges
4. Port dues
5. Lay-up dues
6. Handling charge for ship to ship cargo

PART III

MISCELLANEOUS

7. Determination of weight
8. Basis of charges
9. Calculation of measurement and weight
10. Payment of charges
11. Undercharge
12. Time limit and condition for refund of overcharge
13. Liability for charges
14. Re-issuance of documents
15. Foreshore charge

FIRST SCHEDULE

SECOND SCHEDULE

## BINTULU PORT AUTHORITY ACT 1981

LABUAN PORT AUTHORITY (VICTORIA BAY PORT) (SCALE OF RATES,  
DUES AND CHARGES) BY-LAWS 2020

IN exercise of the powers conferred by sections 27 and 67 of the Bintulu Port Authority Act 1981 [*Act 243*] and pursuant to Bintulu Port Authority (Extension of Functions) Order 2017 [*P.U. (A) 35/2017*], the Labuan Port Authority, with the approval of the Minister, makes the following by-laws:

## PART I

## PRELIMINARY

**Citation and commencement**

1. (1) These by-laws may be cited as the **Labuan Port Authority (Victoria Bay Port) (Scale of Rates, Dues and Charges) By-laws 2020**.

(2) These By-laws come into operation on 6 April 2020.

**Interpretation**

2. In these By-laws, unless the context otherwise requires—

“day” in relation to a transaction, means the period of twenty-four hours from the time of the commencement of the transaction;

“cargo” shall include goods whether containerized or otherwise, and passenger luggage and effects;

“Authority” means the Labuan Port Authority established by Bintulu Port Authority (Extension of Functions) Order 2017 [*P.U. (A) 35/2017*] and includes its servants and agents;

“Port” means the Victoria Bay Port within the limits declared under section 6 of the Merchant Shipping Ordinance 1952 [*Ord. 70/1952*];

“lay-up” in relation to a ship, means not actively employed provided that the master or owner of such ship has given written notice to the Authority that the ship is in such condition, and the Authority have given their written approval;

“tonne” means one metric tonne of one thousand kilogramme or one cubic metre;

“GT” means the gross tonnage of a ship measured in accordance with the International Convention of Tonnage Measurement of Ships 1969;

“transaction” includes all services rendered, supplied or provided by the Authority or the use of Authority’s facilities by the port user.

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PART II  
SHIP'S ACCOUNT CHARGES

**Type of charges**

3. The Authority may imposed the following types of charges on the port user and such charges shall be credited into the ship's account:

- (a) port dues;
- (b) lay-up dues; and
- (c) handling charge for ship to ship cargo.

**Port dues**

4. (1) A port user, in relation to a ship entering or calling the Port for any purpose, shall pay the port dues to the Authority, at the rate as specified in column (3), Part 1 of the First Schedule.

(2) Notwithstanding paragraph (1), the minimum port dues shall apply at the rate as specified in column (4), Part 1 of the First Schedule in relation to a ship entering or calling the Port for any purpose for such period as follows—

- (a) not exceeding thirty days, where the port dues under that paragraph is less than ten ringgit; or
  - (b) exceeding thirty days, where the port dues under that paragraph is less than two ringgit.
- (3) Port dues under paragraph (1) not applicable for—
- (a) all ships belonging to the Government of Malaysia;
  - (b) ships calling at the Port for medical assistance and disembarking ill passengers;
  - (c) ship seeking refuge at the Port because of damage, storm or any other bad weather situation;
  - (d) ships calling at the Port for the purpose of loading or discharging of merchandise or materials for the sole use of the Authority and ships used for installation and maintenance works borne by the Authority; and
  - (e) ships passing through the Port limit during innocent passage.

**Lay-up dues**

5. A port user shall pay the lay-up dues to the Authority for a ship on lay-up at the rate specified in Part 2 of the First Schedule.

**Handling charge for ship to ship cargo**

6. A port user shall pay the handling charge for ship to ship cargo to the Authority at the rate specified in Part 3 of the First Schedule.

## PART III

## MISCELLANEOUS

**Determination of weight**

7. The Authority shall determine the weight of goods for the purpose of calculating charges by way of the following:

- (a) weighing;
- (b) requiring the shipper or consignee to furnish particulars of the weight;  
or
- (c) assessing the weight measurement or estimation.

**Basis of charges**

8. (1) The Authority may impose charges on measurement tonnage if the weight tonnage cannot be ascertained or *vice versa*.

(2) The charges shall be based on weight or measurement tonnage, whichever is greater.

(3) In the case of bulk cargo, the charges shall be based on tonnage declared in the manifest tonnage or determined by draft survey.

(4) For purpose of this by-law, one thousand kilogrammes is equivalent to one tonne and one cubic metre is equivalent to one tonne.

**Calculation of measurement and weight**

9. (1) In calculating the measurement, fractions of a cubic metre shall be rounded-up to the next higher cubic metre.

(2) In calculating the weight, fractions of a tonne shall be rounded-up to the next higher tonne.



**Payment of charges**

10. (1) Any payment of charges shall be payable by ledger or other credit account accompanied by a financial security.

(2) Where credit facilities are made available by the Authority to a port user, the outstanding amount shall be settled within the period of thirty days from the date of the invoice.

(3) The outstanding amount which is not settled within the period as specified in paragraph (2) shall be surcharged as damages of a sum equal to the charges to be paid.

(4) The outstanding amount referred to in paragraph (3) shall not include the surcharge amount.

**Undercharge**

11. The Authority shall be entitled to collect any amount of charges which may be ascertained to have been undercharged or that which may otherwise be found to be due, and shall demand in writing the payment of any such amount within six years from the date of transaction.

**Time limit and condition for refund of overcharge**

12. (1) A port user shall be entitled to a refund of any overcharge if a claim for refund is submitted in writing to the Authority within six years from the date of the transaction.

(2) A port user who claims for refund of any overcharge shall provide full information supported by such other documentary evidence as may be required by the Authority.

(3) In the case of cargo, the Authority shall accept a claim for refund if the port user has disputed the measurement or weight of such cargo at the time such cargo was measured or weighed.

**Liability for charges**

13. (1) A consignee shall be liable for all charges on inward cargo.

(2) A shipper shall be liable for all charges on outward cargo.

(3) A master of a ship or ship's agent shall be responsible for all charges recoverable from the ship and on cargo.

**Re-issuance of documents**

14. If any voucher, tally sheet, invoice or other documents relating to the delivery of cargo issued by the Authority to the port user has been lost or accidentally defaced or the particulars have become illegible, the Authority upon being satisfied as to such loss, defacement or illegibility shall, on payment of a fee of twenty-five ringgit, re-issue a copy of the original document or a replacement document, as the case may be.

**Foreshore charge**

15. A consignee or shipper shall pay the foreshore charge to the Authority for cargo and vehicles passing over the foreshore within the Port limit other than the foreshore within the port premises at the rate specified in the Second Schedule.

FIRST SCHEDULE

SHIP'S ACCOUNT CHARGE

PART 1

PORT DUES

[by-law 4]

| Item<br>(1) | Description<br>(2)  | Per GT or part thereof<br>(RM)<br>(3) | Minimum port dues<br>(RM)<br>(4) |
|-------------|---|---------------------------------------|----------------------------------|
| 1.          | Per ship entering or calling the Port for any purpose                                       |                                       |                                  |
|             | (a) not exceeding 30 days, per entry  | 0.10                                  | 10.00                            |
|             | (b) exceeding 30 days, in addition to charges payable in item 1(a), per day or part thereof | 0.02                                  | 2.00                             |

PART 2

LAY-UP DUES

[by-law 5]

| Item<br>(1) | GT of ship<br>(2)                             | For 30 days or part thereof per entry<br>(RM)<br>(3) |
|-------------|---|--|
| 1.          | Not exceeding 1,000 GT                        | 750.00   |
| 2.          | Exceeding 1,000 GT but not exceeding 2,000 GT | 1,250.00   |

| Item<br>(1) | GT of ship<br>(2)                              | For 30 days or part thereof per entry<br>(RM)<br>(3)          |
|-------------|--|---|
| 3.          | Exceeding 2,000 GT but not exceeding 15,000 GT | 1,750.00  |
| 4.          | Exceeding 15,000 GT                            | 3,500.00 and with addition of 1.80 per 100 GT or part thereof |

## PART 3

## HANDLING CHARGE FOR SHIP TO SHIP CARGO

[by-law 6]

| Item<br>(1) | Description<br>(2)   | Per tonne of cargo or part thereof<br>(RM)<br>(3) |
|-------------|--|---|
| 1.          | Cargo movement from one ship to another ship within the Port limit | 0.15  |

## SECOND SCHEDULE

## FORESHORE CHARGES

[by-law 15]

| Item<br>(1) | Description<br>(2)                   | Per tonne of cargo or part thereof<br>(RM)<br>(3) |
|-------------|--------------------------------------|---|
| 1.          | All cargo passing over the foreshore | 1.00  |

Made 30 March 2020  
[LPL.100-1/1/1(1); PN(PU2)388/V]

CHAN FOONG HIN  
*Chairman*  
*Labuan Port Authority*

Approved 31 March 2020  
[MOT.BM (S). 600-2/7/7(9); PN(PU2)388/V]

DATUK SERI IR. DR. WEE KA SIONG  
*Minister of Transport*

**P.U. (A) 109.****AKTA PENCEGAHAN DAN PENGAWALAN  
PENYAKIT BERJANGKIT 1988****PERATURAN-PERATURAN PENCEGAHAN DAN PENGAWALAN PENYAKIT  
BERJANGKIT (LANGKAH-LANGKAH DI DALAM KAWASAN  
TEMPATAN JANGKITAN) (No. 2) 2020**

PADA menjalankan kuasa yang diberikan oleh subseksyen 11(2) Akta Pencegahan dan Pengawalan Penyakit Berjangkit 1988 [*Akta 342*], Menteri membuat peraturan-peraturan yang berikut:

**Nama dan permulaan kuat kuasa**

1. (1) Peraturan-peraturan ini bolehlah dinamakan **Peraturan-Peraturan Pencegahan dan Pengawalan Penyakit Berjangkit (Langkah-Langkah di dalam Kawasan Tempatan Jangkitan) (No. 2) 2020**.

(2) Peraturan-Peraturan ini berkuat kuasa bagi tempoh mulai 1 April 2020 hingga 14 April 2020.

**Tafsiran**

2. Dalam Peraturan-Peraturan ini—

“kawasan tempatan jangkitan” ertinya mana-mana kawasan yang diisytiharkan sebagai kawasan tempatan jangkitan di bawah Perintah Pencegahan dan Pengawalan Penyakit Berjangkit (Pengisytiharan Kawasan Tempatan Jangkitan) 2020 [*P.U. (A) 87/2020*];

“perkhidmatan perlu” ertinya perkhidmatan sebagaimana yang dinyatakan dalam Jadual dan termasuklah apa-apa aktiviti dan proses dalam rantaian pembekalan perkhidmatan perlu itu.

**Kawalan pergerakan**

3. (1) Tiada seorang pun boleh bergerak dari satu tempat ke suatu tempat yang lain di dalam mana-mana kawasan tempatan jangkitan atau dari satu kawasan tempatan jangkitan ke suatu kawasan tempatan jangkitan yang lain kecuali bagi maksud di bawah subperaturan (2).

(2) Seseorang boleh bergerak dari satu tempat ke suatu tempat yang lain di dalam mana-mana kawasan tempatan jangkitan atau dari satu kawasan tempatan jangkitan ke suatu kawasan tempatan jangkitan yang lain bagi maksud yang berikut:

- (a) untuk membeli makanan, keperluan harian, ubat atau penokok diet;
- (b) untuk membekalkan atau menghantar makanan, keperluan harian, ubat atau penokok diet;

- (c) untuk mendapatkan perkhidmatan jagaan kesihatan atau perubatan;
- (d) untuk melaksanakan apa-apa tugas rasmi; atau
- (e) untuk melaksanakan apa-apa tugas berhubung dengan apa-apa perkhidmatan perlu.

(3) Subperaturan (2) tidak terpakai jika suatu arahan dibuat di bawah perenggan 11(3)(b) Akta.

### **Syarat-syarat bagi pergerakan**

4. (1) Jika seseorang bergerak dari satu tempat ke suatu tempat yang lain di dalam mana-mana kawasan tempatan jangkitan atau dari satu kawasan tempatan jangkitan ke suatu kawasan tempatan jangkitan yang lain—

- (a) untuk membeli makanan, keperluan harian, ubat atau penokok diet, pergerakannya hendaklah hanya, ke suatu tempat di dalam radius yang tidak melebihi sepuluh kilometer dari kediamannya, atau ke suatu tempat yang paling hampir dengan kediamannya, dan dia tidak boleh disertai mana-mana orang lain, melainkan jika adalah semunasabahnya perlu baginya untuk disertai mana-mana orang lain;
- (b) untuk mendapatkan perkhidmatan jagaan kesihatan atau perubatan, pergerakannya hendaklah hanya, ke suatu tempat di dalam radius yang tidak melebihi sepuluh kilometer dari kediamannya, atau ke suatu tempat yang paling hampir dengan kediamannya, dan dia boleh disertai mana-mana orang lain yang semunasabahnya perlu;
- (c) untuk melaksanakan apa-apa tugas rasmi, dia hendaklah mengemukakan surat kebenaran daripada majikannya jika dikehendaki oleh seseorang pegawai diberi kuasa;
- (d) untuk melaksanakan tugasnya berhubung dengan apa-apa perkhidmatan perlu, dia hendaklah mengemukakan surat kebenaran daripada majikannya jika dikehendaki oleh seseorang pegawai diberi kuasa.

(2) Bagi maksud mengawal pergerakan orang yang membeli makanan, pemunya atau pengendali, atau orang yang bertanggungjawab bagi, suatu perniagaan menjual makanan hendaklah menjalankan perniagaan hanya secara pandu lalu, bawa pulang atau penghantaran tertakluk kepada apa-apa arahan yang dikeluarkan oleh Ketua Pengarah.

### **Pergerakan kerana sebab khas dan tertentu**

5. Jika, kerana sebab khas dan tertentu, seseorang perlu bergerak dari satu tempat ke suatu tempat yang lain di dalam mana-mana kawasan tempatan jangkitan atau dari satu kawasan tempatan jangkitan ke suatu kawasan tempatan jangkitan yang lain, orang itu hendaklah mendapatkan kebenaran bertulis terlebih dahulu daripada pegawai polis yang menjaga balai polis yang paling hampir dengan kediaman orang itu.

**Kawalan perhimpunan**

6. (1) Tiada seorang pun boleh berhimpun atau terlibat dalam mana-mana perhimpunan di dalam mana-mana premis di dalam mana-mana kawasan tempatan jangkitan sama ada bagi maksud keagamaan, sukan, rekreasi, sosial atau kebudayaan.

(2) Walau apa pun subperaturan (1), seseorang boleh berhimpun atau terlibat dalam suatu perhimpunan bagi maksud upacara pengebumian dengan syarat orang yang hadir ke upacara itu hendaklah dalam bilangan yang minimum.

**Pergerakan untuk menjalankan kerja ke atas infrastruktur**

7. (1) Apa-apa pergerakan dari satu tempat ke suatu tempat yang lain di dalam mana-mana kawasan tempatan jangkitan atau dari satu kawasan tempatan jangkitan ke suatu kawasan tempatan jangkitan yang lain boleh dibuat oleh mana-mana orang untuk menjalankan apa-apa kerja ke atas mana-mana infrastruktur yang berkaitan dengan mana-mana perkhidmatan perlu yang jika tidak dijalankan akan menjejaskan penyampaian perkhidmatan perlu itu.

(2) Apa-apa pergerakan dari satu tempat ke suatu tempat yang lain di dalam mana-mana kawasan tempatan jangkitan atau dari satu kawasan tempatan jangkitan ke suatu kawasan tempatan jangkitan yang lain boleh dibuat oleh mana-mana orang untuk menjalankan apa-apa kerja ke atas mana-mana infrastruktur yang jika tidak dijalankan akan menjejaskan keselamatan dan kestabilan infrastruktur itu.

(3) Jika seseorang bergerak dari satu tempat ke suatu tempat yang lain di dalam mana-mana kawasan tempatan jangkitan atau dari satu kawasan tempatan jangkitan ke suatu kawasan tempatan jangkitan yang lain untuk menjalankan kerja yang disebut dalam subperaturan (1) atau (2), dia hendaklah memberikan bukti yang perlu jika dikehendaki oleh seseorang pegawai diberi kuasa.

**Kehendak untuk menjalani pemeriksaan kesihatan apabila tiba di Malaysia**

8. Seseorang warganegara, pemastautin tetap Malaysia atau ekspatriat yang pulang dari luar negara hendaklah menjalani pemeriksaan kesihatan apabila tiba di Malaysia sebelum mendapatkan pelepasan imigresen di mana-mana pintu masuk dan hendaklah mematuhi apa-apa arahan seseorang pegawai diberi kuasa.

**Permintaan maklumat**

9. Jika seseorang pegawai diberi kuasa meminta apa-apa maklumat yang berhubungan dengan pencegahan dan pengawalan penyakit berjangkit daripada mana-mana orang atau kumpulan orang, orang atau kumpulan orang itu hendaklah mematuhi permintaan itu.

### **Arahan Ketua Pengarah**

10. Ketua Pengarah boleh mengeluarkan apa-apa arahan mengikut apa-apa cara, sama ada secara am atau khusus, kepada mana-mana orang atau kumpulan orang supaya mengambil apa-apa langkah bagi maksud mencegah dan mengawal apa-apa penyakit berjangkit di dalam mana-mana kawasan tempatan jangkitan.

### **Kesalahan**

11. (1) Mana-mana orang yang melanggar mana-mana peruntukan Peraturan-Peraturan ini atau mana-mana arahan Ketua Pengarah atau seseorang pegawai diberi kuasa melakukan suatu kesalahan dan boleh, apabila disabitkan, didenda tidak melebihi satu ribu ringgit atau dipenjarakan selama tempoh tidak melebihi enam bulan atau kedua-duanya.

(2) Jika mana-mana orang yang melakukan suatu kesalahan di bawah Peraturan-Peraturan ini ialah suatu syarikat, perkongsian liabiliti terhad, firma, pertubuhan atau kumpulan orang yang lain, seseorang yang pada masa pelakuan kesalahan itu ialah seorang pengarah, pegawai pematuhan, pekongsi, pengurus, setiausaha atau pegawai lain yang seumpamanya bagi syarikat, perkongsian liabiliti terhad, firma, pertubuhan atau kumpulan orang yang lain itu atau yang berupa sebagai bertindak atas sifat itu atau yang dengan apa-apa cara atau sehingga apa-apa takat bertanggungjawab bagi pengurusan apa-apa hal ehwal syarikat, perkongsian liabiliti terhad, firma, pertubuhan atau kumpulan orang yang lain itu atau membantu dalam pengurusannya—

- (a) boleh dipertuduh secara berasingan atau bersesama dalam prosiding yang sama bersekali dengan syarikat, perkongsian liabiliti terhad, firma, pertubuhan atau kumpulan orang yang lain itu; dan
- (b) jika syarikat, perkongsian liabiliti terhad, firma, pertubuhan atau kumpulan orang yang lain itu didapati bersalah atas kesalahan itu, hendaklah disifatkan bersalah atas kesalahan itu dan boleh dikenakan hukuman atau penalti yang sama sebagaimana seorang individu melainkan jika, dengan mengambil kira jenis fungsinya atas sifat itu dan segala hal keadaan, dia membuktikan—
  - (i) bahawa kesalahan itu telah dilakukan tanpa pengetahuannya; dan
  - (ii) bahawa kesalahan itu telah dilakukan tanpa persetujuan atau pembiarannya dan bahawa dia telah mengambil segala langkah yang munasabah dan menjalankan segala usaha yang wajar untuk menghalang pelakuan kesalahan itu.

JADUAL  
PERKHIDMATAN PERLU

[Peraturan 2]

1. Makanan
2. Air
3. Tenaga
4. Komunikasi dan internet
5. Keselamatan dan pertahanan
6. Pengurusan sisa pepejal dan pembersihan awam dan pembedungan
7. Penjagaan kesihatan dan perubatan termasuk penokok diet
8. Perbankan dan kewangan
9. E-dagang
10. Logistik yang terhad kepada penyampaian perkhidmatan perlu

Dibuat 31 Mac 2020  
[KKM.600-29/4/146 Jld. 2 (30); PN(PU2)470/VI]

DATO' SRI DR. ADHAM BIN BABA  
*Menteri Kesihatan*

PREVENTION AND CONTROL OF INFECTIOUS DISEASES ACT 1988

PREVENTION AND CONTROL OF INFECTIOUS DISEASES (MEASURES WITHIN  
INFECTED LOCAL AREAS) (NO. 2) REGULATIONS 2020

IN exercise of the powers conferred by subsection 11(2) of the Prevention and Control of Infectious Diseases Act 1988 [*Act 342*], the Minister makes the following regulations:

**Citation and commencement**

1. (1) These regulations may be cited as the **Prevention and Control of Infectious Diseases (Measures within Infected Local Areas) (No. 2) Regulations 2020**.

(2) These Regulations have effect for the period from 1 April 2020 to 14 April 2020.



**Interpretation**

2. In these Regulations—

“infected local area” means any area declared to be an infected local area under the Prevention and Control of Infectious Diseases (Declaration of Infected Local Areas) Order 2020 [*P.U. (A) 87/2020*];

“essential services” means the services as specified in the Schedule and includes any activity and process in the supply chain of such essential services.

**Control of movement**

3. (1) No person shall move from one place to another place within any infected local area or from one infected local area to another infected local area except for the purposes under subregulation (2).

(2) A person may move from one place to another place within any infected local area or from one infected local area to another infected local area for the following purposes:

- (a) to purchase food, daily necessities, medicine or dietary supplement;
- (b) to supply or deliver food, daily necessities, medicine or dietary supplement;
- (c) to seek healthcare or medical services;
- (d) to perform any official duty; or
- (e) to perform any duty in relation to any essential services.

(3) Subregulation (2) shall not apply if a direction is made under paragraph 11(3)(b) of the Act.

**Conditions for movement**

4. (1) Where a person moves from one place to another place within any infected local area or from one infected local area to another infected local area—

- (a) to purchase food, daily necessities, medicine or dietary supplement, his movement shall only be, to a place within a radius of not more than ten kilometres from his residence, or to a place nearest to his residence, and he shall not be accompanied by any other person, unless it is reasonably necessary for him to be accompanied by any other person;

- (b) to seek healthcare or medical services, his movement shall only be, to a place within a radius of not more than ten kilometres from his residence, or to a place nearest to his residence, and he may be accompanied by any other person as may be reasonably necessary;
- (c) to perform any official duty, he shall produce an authorization letter from his employer if required by an authorized officer;
- (d) to perform his duty in relation to any essential services, he shall produce an authorization letter from his employer if required by an authorized officer.

(2) For the purpose of controlling the movement of persons purchasing food, the owner or operator of, or person responsible for, a business of selling food shall carry out business only by way of drive-through, take away or delivery subject to any direction as may be issued by the Director General.

#### **Movement due to special and particular reason**

5. Where, due to a special and particular reason, a person needs to move from one place to another place within any infected local area or from one infected local area to another infected local area, that person shall obtain prior written permission of the police officer in charge of the police station nearest to the residence of such person.

#### **Control of gathering**

6. (1) No person shall gather or be involved in any gathering in any premises within any infected local area whether for religious, sports, recreational, social or cultural purpose.

(2) Notwithstanding subregulation (1), a person may gather or be involved in a gathering for the purposes of a funeral ceremony on the condition that the attendance to such ceremony shall be kept to the minimum.

#### **Movement to carry out works on infrastructure**

7. (1) Any movement from one place to another place within any infected local area or from one infected local area to another infected local area may be made by any person to carry out any works on any infrastructure related to any essential services which if not carried out would affect the provision of the essential services.

(2) Any movement from one place to another place within any infected local area or from one infected local area to another infected local area may be made by any person to carry out any works on any infrastructure which if not carried out would affect the safety and the stability of the infrastructure.

(3) Where a person moves from one place to another place within any infected local area or from one infected local area to another infected local area to carry out the works referred to in subregulation (1) or (2), he shall provide the necessary proof if requested by an authorized officer.

#### **Requirement to undergo health examination upon arrival in Malaysia**

8. A citizen, a permanent resident of Malaysia or an expatriate returning from overseas shall undergo health examination upon arrival in Malaysia before proceeding for immigration clearance at any point of entry and shall comply with any direction of an authorized officer.

#### **Request for information**

9. Where an authorized officer requests for any information relating to the prevention and control of infectious disease from any person or body of persons, the person or body of persons shall comply with the request.

#### **Direction of Director General**

10. Director General may issue any direction in any manner, whether generally or specifically, to any person or group of persons to take such measures for the purpose of preventing and controlling any infectious diseases within any infected local area.

#### **Offence**

11. (1) Any person who contravenes any provision of these Regulations or any direction of the Director General or an authorized officer commits an offence and shall, on conviction, be liable to a fine not exceeding one thousand ringgit or to imprisonment for a term not exceeding six months or to both.

(2) Where any person who commits an offence under these Regulations is a company, limited liability partnership, firm, society or other body of persons, a person who at the time of the commission of the offence was a director, compliance officer, partner, manager, secretary or other similar officer of the company, limited liability partnership, firm, society or other body of persons or was purporting to act in the capacity or was in any manner or to any extent responsible for the management of any of the affairs of the company, limited liability partnership, firm, society or other body of persons or was assisting in its management—

- (a) may be charged severally or jointly in the same proceedings with the company, limited liability partnership, firm, society or the body of persons; and

- (b) if the company, limited liability partnership, firm, society or the body of persons is found guilty of the offence, shall be deemed to be guilty of that offence and shall be liable to the same punishment or penalty as an individual unless, having regard to the nature of his functions in that capacity and to all circumstances, he proves—
- (i) that the offence was committed without his knowledge; and
  - (ii) that the offence was committed without his consent or connivance and that he had taken all reasonable precautions and exercised due diligence to prevent the commission of the offence.

## SCHEDULE

## ESSENTIAL SERVICES

[Regulation 2]

1. Food
2. Water
3. Energy
4. Communication and internet
5. Security and defence
6. Solid waste and public cleansing management and sewerage
7. Healthcare and medical including dietary supplement
8. Banking and finance
9. E-commerce
10. Logistics confined to the provision of essential services

Made 31 March 2020

[KKM.600-29/4/146 Jld. 2 (30); PN(PU2)470/VI]

DATO' SRI DR. ADHAM BIN BABA  
*Minister of Health*

Hakcipta Pencetak (H)

PERCETAKAN NASIONAL MALAYSIA BERHAD

Semua Hak Terpelihara. Tiada mana-mana bahagian jua daripada penerbitan ini boleh diterbitkan semula atau disimpan di dalam bentuk yang boleh diperolehi semula atau disiarkan dalam sebarang bentuk dengan apa jua cara elektronik, mekanikal, fotokopi, rakaman dan/atau sebaliknya tanpa mendapat izin daripada Percetakan Nasional Malaysia Berhad (Pencetak kepada Kerajaan Malaysia yang dilantik).



DICETAK OLEH  
PERCETAKAN NASIONAL MALAYSIA BERHAD,  
KUALA LUMPUR  
BAGI PIHAK DAN DENGAN PERINTAH KERAJAAN MALAYSIA  
WJW014951 31-03-2020