

No. S 53

**ROAD TRAFFIC ACT
(CHAPTER 68)**

**ROAD TRAFFIC (KUJALA BELAIT AND SERIA MUNICIPAL BOARD)
(PARKING PLACES) (AMENDMENT) RULES, 2008**

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(CHAPTER 68)

ROAD TRAFFIC (KUALA BELAIT AND SERIA MUNICIPAL BOARD)
(PARKING PLACES) (AMENDMENT) RULES, 2008

In exercise of the power conferred by section 92(1) of the Road Traffic Act, the Kuala Belait and Seria Municipal Board, with the approval of the Licensing Authority, hereby makes the following Rules —

Citation.

1. These Rules may be cited as the Road Traffic (Kuala Belait and Seria Municipal Board) (Parking Places) (Amendment) Rules, 2008.

Amendment of rule 2 of S 99/79.

2. Rule 2 of the Road Traffic (Kuala Belait and Seria Municipal Board) (Parking Places) Rules, 1979, in these Rules referred to as the principal Rules, is amended in sub-rule (1) —

(a) by inserting the following new definition before the definition of "Board" —

"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;";

(b) by deleting the definition of "Board" and by substituting the following new definition therefor —

"Board" means the Kuala Belait and Seria Municipal Board;";

(c) by inserting the following 2 new definitions immediately after the definition of "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;";

(d) by inserting the following new definition immediately after the definition of "Lorry" —

"monthly parking coupon" means a monthly parking coupon issued under rule 5D;"

(e) by deleting the definition of "Parking Attendant" and by substituting the following new definition therefor —

"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;"

(f) by inserting the following new definition immediately after the definition of "Prescribed Charge";

"parking coupon" means a parking coupon issued under rule 5A;"

(g) in the definition of "Season Parking Place", by deleting "ticket" from the last line and by substituting "pass" therefor;

(h) by deleting the definition of "Season Parking Ticket" and by substituting the following new definition therefor —

"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;"

Amendment of rule 3.

3. Rule 3 of the principal Rules is amended by repealing sub-rules (3) and (4).

Insertion of new rule 4A.

4. The principal Rules are amended by inserting the following new rule immediately after rule 4 —

"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 the coupon parking system and the automated barrier system and the manner in which they are to be handled and managed."

Substitution of rule 5.

5. Rule 5 of the principal Rules is repealed and the following new rule substituted therefor —

"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."

Insertion of new rules 5A to 5G.

6. The principal Rules are amended by inserting the following 7 new rules immediately after rule 5—

"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 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 2 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 thereon is later than the actual time when he parks the motor vehicle.

Monthly parking coupon.

5D. The Board or any person authorised by the Board may issue a monthly parking coupon in such form and conditions as the Board may determine with a payment not exceeding \$150 per month, and such monthly parking coupon shall permit the motor vehicle to be parked at any parking place described in the Schedule 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 therein.

(2) A parking coupon which has been altered, folded, defaced or tampered which 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 shall be guilty of an offence.

Automated barrier system parking places.

5G. (1) Any person using an automated barrier system parking place described in the Schedule 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. 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. 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) 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. If he fails to pay the prescribed charges within that period, he shall be levied an extra charge of 3 times the normal parking charges payable within a further 14 days.

(4) Any person who fails to pay the prescribed charge and surcharge under sub-rule (3) shall be guilty of an offence."

Amendment of rule 6.

7. Rule 6 of the principal Rules is amended —

(a) in sub-paragraph (i) —

- (i) by deleting "No" from the first line and by substituting "no" therefor;
- (ii) by deleting the fullstop and by substituting a semicolon therefor;

(b) in sub-paragraph (ii) —

- (i) by deleting "Any" from the first line and by substituting "any" therefor;
- (ii) by deleting the fullstop and by substituting a semicolon therefor;

(c) in sub-paragraph (iii) —

- (i) by deleting "Where" from the first line and by substituting "where" therefor;
- (ii) by deleting "attendant" from the fifth line and by substituting "warden" therefor;
- (iii) by deleting "attendant" from the sixth last line and by substituting "warden" therefor;
- (vi) by deleting "Enactment 1954" from the third last line and by substituting "Act (Chapter 68)" therefor;

(v) by deleting the fullstop and by substituting a semicolon therefor;

(d) in sub-paragraph (iv) by deleting "The" from the first line and by substituting "the" therefor.

Repeal of rule 7.

8. Rule 7 of the principal Rules is repealed.

Repeal of rule 8.

9. Rule 8 of the principal Rules is repealed.

Repeal of rule 9.

10. Rule 9 of the principal Rules is repealed.

Repeal of rule 10.

11. Rule 10 of the principal Rules is repealed.

Repeal of rule 11.

12. Rule 11 of the principal Rules is repealed.

Repeal of rule 12.

13. Rule 12 of the principal Rules is repealed.

Insertion of new rule 12A.

14. The principal Rules are amended by inserting the following new rule immediately after rule 12 —

"Season parking pass.

12A. [1] The Board may issue a season parking pass in such form and 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 described in the Schedule.

(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 therein."

Amendment of rule 13.

15. Rule 13 of the principal Rules is amended —

(a) by inserting "motor" immediately before "vehicle" in the first line;

(b) by inserting "motor" immediately before "vehicles" in the penultimate line.

Amendment of rule 15.

16. Rule 15 of the principal Rules is amended in sub-rule (1) —

(a) in sub-paragraph (c), by deleting "occassion" from the third line and by substituting "occasion" therefor;

(b) in sub-paragraph (d), by deleting "occassion" from the first line and by substituting "occasion" therefor;

(c) in sub-paragraph (e), by deleting "occassions" from the last line and by substituting "occasions" therefor.

Substitution of rule 16.

17. Rule 16 of the principal Rules is repealed and the following new rule substituted therefor —

"Vehicles exempted.

16. These Rules shall 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;
- (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."

Amendment of rule 17.

18. Rule 17 of the principal Rules is amended in sub-rule (2), by deleting "attendant" from the first line and by substituting "warden" therefor.

Substitution of rule 18.

19. Rule 18 of the principal Rules is repealed and the following new rule substituted therefor —

"Removal and detention by Board.

18. (1) If a motor vehicle —

- (i) is parked in any parking place without displaying a parking coupon, a valid monthly coupon or a season parking pass other than a motor vehicle exempted under rule 16;
- (ii) has been left in a parking place for more than 48 hours and the parking coupon indicates that the parking period has expired;
- (iii) 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."

Amendment of rule 21.

20. Rule 21 of the principal Rules is amended by inserting "motor" immediately before "vehicle" wherever that word appears.

Amendment of rule 22.

21. Rule 22 of the principal Rules is amended by inserting "motor" immediately before "vehicle" in the second line.

Amendment of rule 23.

22. Rule 23 of the principal Rules is amended —

(a) in the marginal note, by deleting the comma;

(b) by deleting "attendant" from the first line and by substituting "warden" therefor.

Repeal of rule 24.

23. Rule 24 of the principal Rules is repealed.

Substitution of rule 25.

24. Rule 25 of the principal Rules is repealed and the following new rule substituted therefor —

"Provision of sign-boards.

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

Amendment of rule 27.

25. Rule 27 of the principal Rule is amended by deleting "\$100.00" from the fourth line and by substituting "\$500" therefor.

Amendment of rule 28.

26. Rule 28 of the principal Rules is amended by inserting "motor" immediately before "vehicle" in the third line.

Amendment of rule 29.

27. Rule 29 of the principal Rules is amended —

(a) by inserting "motor" immediately before "vehicle" in the second line;

(b) by inserting "motor" immediately before "vehicles" in the last line.

Insertion of new rule 30.

28. The principal Rules are amended by inserting the following new rule immediately after rule 29 —

"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 space 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."

Substitution of Schedule.

29. The principal Rules are amended by repealing the Schedule and the following new Schedule substituted therefor —

"SCHEDULE(rules 2, 3(1), 5A(1),
5D, 5G(1), 6 and
12A(1))

(1)	(2)	(3)	(4)	(5)
NO.	AREA	PRESCRIBED CHARGE	TYPE OF PARKING PLACE	CONTROLLED HOURS (refer to Note)
1.	Jalan Bunga Raya, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
2.	Jalan Mc' Kerron, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
3.	Market Public Parking Place, Kuala Belait	\$80.00 per month / \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
4.	Jalan Sungai, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
5.	Public/Bus/Taxi Parking Place, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
6.	Jalan Pretty, Kuala Belait	\$150.00 per month/ 50 cents per half-hour	monthly coupon/ half-hourly parking for coupon parking system	See Note A
7.	Jalan Bunga Rambai, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking/ monthly coupon/ half-hourly parking for coupon parking system	See Note A

SCHEDULE – *continued*

(1)	(2)	(3)	(4)	(5)
NO.	AREA	PRESCRIBED CHARGE	TYPE OF PARKING PLACE	CONTROLLED HOURS (refer to Note)
8.	Jalan Bunga Rampai, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
9.	Jalan Bunga Tanjong, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
10.	Jalan Bunga Simpur, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
11.	Public/Bus/Taxi Parking Place, Marina Area, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
12.	Parking Place of Jalan Sultan Omar Ali, Seria	\$150.00 per month/ 50 cents per half-hour	Monthly coupon/ half-hourly parking for coupon parking system	See Note A
13.	Puspa area, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
14.	Jalan Bunga Kenanga, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A

SCHEDULE – *continued*

(1)	(2)	(3)	(4)	(5)
NO.	AREA	PRESCRIBED CHARGE	TYPE OF PARKING PLACE	CONTROLLED HOURS (refer to Note)
15.	Jalan Bunga Melor, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
16.	Jalan Bunga Kuning, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
17.	Entire road around the Complex Sri Selera, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
18.	Jalan Dato Shahbandar, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
19.	Jalan Masjid, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
20.	Jalan Gates, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
21.	Jalan Dewan/ Car Park Area, Lembaga Bandaran Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A

SCHEDULE – *continued*

(1)	(2)	(3)	(4)	(5)
NO.	AREA	PRESCRIBED CHARGE	TYPE OF PARKING PLACE	CONTROLLED HOURS (refer to Note)
22.	Jalan Sharif Ali, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
23.	Lorong Bunga Tanjong Satu, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
24.	Lorong Bunga Tanjong Dua, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
25.	Lorong Bunga Tanjong Tiga, Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
26.	Lorong Complex Sri Selera, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
27.	Jalan Lorong Complex Sri Selera, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
28.	Jalan Lorong Bunga Melor, Seria	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A

SCHEDULE – *continued*

(1)	(2)	(3)	(4)	(5)
NO.	AREA	PRESCRIBED CHARGE	TYPE OF PARKING PLACE	CONTROLLED HOURS (refer to Note)
29.	Jalan Lorong Bunga Melor Satu, Setia	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
30.	Jalan Lorong Bunga Melor Dua, Setia	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
31.	Jalan Lorong Bunga Melor Tiga, Setia	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
32.	Jalan Bunga Kemantin, Setia	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
33.	Jalan Pinang, Setia	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
34.	Marina Theatre Area, Setia	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A
35.	Jalan Bunga Rambai 'B', Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking system	See Note A

SCHEDULE – *continued*

(1)	(2)	(3)	(4)	(5)
NO.	AREA	PRESCRIBED CHARGE	TYPE OF PARKING PLACE	CONTROLLED HOURS (refer to Note)
36.	Jalan Dewan 'B', Kuala Belait	\$80.00 per month/ \$150.00 per month/ 50 cents per half-hour	Season parking place/ monthly coupon/ half-hourly parking for coupon parking place	See Note A

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

Amendment of principal Rules.

30. The principal Rules are amended —

(a) by deleting "paragraph" wherever that word appears and by substituting "rule" therefor;

(b) by deleting "sub-paragraph" wherever that word appears and by substituting "sub-rule" therefor.

Made this 8th. day of Rabiulakhir, 1429 Hijriah corresponding to the 14th. day of April, 2008.

PENGIRAN HAJI MOHAMMAD ALI BIN PENGIRAN HAJI OTHMAN
Chairman,
Kuala Belait and Seria Municipal Board,
Brunei Darussalam.