

NOTIFICATION.

No.PAB/Legis:V(30)/2025/6899. The Baluchistan Safe and Environmentally Sound Recycling of Ships Bill, 2025 (Bill No. 30 of 2025), having been passed by the Provincial Assembly of Baluchistan on 19th November, 2025 and assented to by the Governor Baluchistan, on 20th November, 2025 is hereby published as an Act of the Baluchistan Provincial Assembly.

**THE BALUCHISTAN SAFE AND ENVIRONMENTALLY SOUND
RECYCLING OF SHIPS ACT 2025, ACT NO. XXXIV OF 2025.**

AN

ACT

to regulate the ship recycling industry and all other matters which are ancillary thereto.

**CHAPTER - I
PRELIMINARY.**

Preamble.

WHEREAS, to give effect to the International Convention for the Safe and Environmentally Sound Recycling of Ship 2009 and to provide for the regulation of safe and environmentally sound recycling of ships.

AND WHEREAS, by virtue of Article 16, Paragraphs 2.3 and 6 of the International Convention for the Safe and Environmentally Sound Recycling of Ship 2009, the Government of the Islamic Republic of Pakistan declared accession to the said Convention.

AND WHEREAS, it is expedient to the regulation of safe and environmentally sound recycling of ships by setting certain standards and establishment of an appropriate enforcement mechanism so to prevent, reduce, minimize, to the extent practicable, eliminate accidents, injuries and other adverse effects on human health and the environment caused by ship recycling and enhancement of ship safety, protection of human health and the environment and for matters connected therewith or incidental thereto.

It is hereby enacted as follows: -

**Short title,
commencement
and extent.**

1. (1) This Act may be called the Baluchistan Safe; and Environmentally Sound Recycling of Ships Act, 2025.
- (2) It shall come into force on 26th June 2025.
- (3) Unless otherwise expressly provided, the provisions of this Act shall apply to -
 - (a) any existing ship which is registered in Pakistan;
 - (b) ships, other than those referred to in clauses (a) that enter the Territorial Waters or Internal Waters of Baluchistan or any marine areas over which Baluchistan has, or may have, jurisdiction under the provisions of Pakistan Maritime Zones Act, 2023, or any other law for the time being in force; and

- (c) ship recycling facilities, and treatment, storage, and disposal facilities operating in Balochistan.

Definitions.

2. (1) In this Act unless there is anything repugnant in the subject or context: -

- (a) **"Administration"** means the government of the State whose flag the ship is entitled to fly, or under whose authority it is operating;
- (b) **"Assembly"** means the provincial Assembly of Balochistan Province;
- (c) **"Authority"** means the Balochistan Development Authority established under Section 3 of the Balochistan Development Authority Act, 1974 (Act No X of 1974);
- (d) **"Board"** means the Board constituted under Section 4 of this Act to assist the Authority in the matters pertaining to Ship Recycling under this Act;
- (e) **"Certificate of Ship Recycling Facility"** means the certificate referred to in sub-section (1) of Section 10 of this Act;
- (f) **"Certificate of Inventory of Hazardous Materials"** means the certificate referred to in Section 8 of this Act;
- (g) **"Convention"** means the International Convention for the Safe and Environmentally Sound Recycling of Ships 2009;
- (h) **"Department"** means the Planning and Development Department, Government of Balochistan;
- (i) "Division concerned" means the division of the Federal Government to which the business of maritime affairs stands allocated;
- (j) **"Government"** means the Government of Balochistan;
- (k) **"Guidelines"** means the guidelines made by the Authority under this Act and the rules in compliance with the Convention and guidelines made thereunder;
- (l) **"Hazardous Material"** means any material or substance, which is liable to create hazards for human health and/or the environment as more specifically provided in appendix 1 and appendix 2 of the Convention;
- (m) **"Notification"** means a notification published in the Official Gazette and the expressions "notify" or "notified" shall be construed accordingly;
- (n) **"Prescribed"** means prescribed in the Rules, or Guidelines made under this Act;
- (o) **"Private Member"** means a member of Boar from the Pakistan Ship Breaking Association;
- (p) **"Ready for Recycling Certificate"** means the certificate referred to in Section 16 of this Act;
- (q) **"Recognized Organization"** means the means an organization that is certified by the Federal



Government to be compliant with the Code for Recognized Organizations and is approved by Federal Government as a recognized organization;

- (r) **"Rules"** means the rules made by the Government under this Act;
- (s) **"Ship"** means a vessel of any type whatsoever operating or having operated in the marine environment and submersibles, floating craft, floating platforms, self-elevating platforms, Floating Storage Units (FSUs), and Floating Production Storage and Offloading Units (FPSOs) including a vessel stripped of equipment or being towed;
- (t) **"Ship Owner"** means: -
- (i) A person or an association of persons or body of individuals or a company registered as the owner of the ship;
 - (j) Any organization or a person such as the Manager or the Bareboat Charterer, who has assumed the responsibility for operation of the ship from the owner of the ship;
 - (k) A company, which is registered as operator and is operating a ship owned by any flag state; or
 - (l) A person or an association of persons or company owning the ship for a limited period pending its sale or handing over to a Ship Recycling Facility;
- (u) **"Ship Recycler"** means owner of the Ship Recycling Facility or any other organization or person who has assumed the responsibility for operation of the Ship Recycling activity and who has agreed to take over all duties and responsibilities imposed by or under this Act;
- (v) **"Ship Recycling"** means the activity of complete or partial dismantling of a ship at a Ship Recycling facility in order to recover components and materials for reprocessing and re-use, whilst taking care of hazardous and other materials, and includes associated operations such as storage and treatment of components and materials on site, but not their further processing or disposal in separate facilities;
- (w) **"Ship Recycling Facility"** means a defined area that is a site, yard or facility used for the recycling of ships and meets such requirements as may be specified by the Guidelines;
- (x) **"Ship Recycling Plan"** means a plan specific to a ship developed prior to recycling of ship by the Ship Recycling Facility to recycle such a ship in safe and environmentally sound manner;
- (y) **"Statement of Acceptance"** means a statement of acceptance referred to in sub-section (4) of Section 18 of this Act;
- (z) **"Statement of Completion"** means a statement of completion referred to in Section 21 of this Act;
- (aa) **"Surveyors"** shall have the same meaning as given in the Pakistan Merchant Shipping Ordinance, 2001; and



(bb) "Worker" means a person who performs, either regularly or temporarily, in the context of an employment relationship including contractor personnel.

(2) The words and expressions used but not defined in this Act shall have the same meanings as assigned thereto in the Convention and Regulations made under it.

CHAPTER - II AUTHORITY RESPONSIBLE FOR SHIP RECYCLING.

Supervision and monitoring of ship recycling.

3. Unless mandated to any other entity by the Government, the Authority, shall supervise, monitor all activities relating to Ship Recycling under this Act. The Authority shall also perform such functions related to Ship Recycling Facilities as prescribed under this Act.

Ship Recycling Board.

4. (1) There shall be a ship recycling Board consisting of the following: -

- | | | |
|-----|--|-----------------------|
| (a) | Chief Secretary, Government of Balochistan; | Chairman |
| (b) | Secretary, Ministry of Maritime Affairs, Government of Pakistan; | Member |
| (c) | Additional Chief Secretary (Development), Government of Balochistan; | Member |
| (d) | Secretary Finance, Government of Balochistan; | Member |
| (e) | Secretary Law and Parliamentary Affairs, Government of Balochistan; | Member |
| | President or his nominee of the Pakistan Ship Breaking Association; | Member |
| (g) | Chairman, Balochistan Development Authority; | Member cum Secretary. |
| (h) | Any one co-opted private member nominated by the Chairman on the recommendations of the Board. | Member. |



(2) The function of the Board shall be to give strategic policy guidelines regarding the long, medium and short-term plans of ship recycling; reviewing, evaluating and issuing necessary directions regarding compliance with Convention and reforms in ship recycling industry.

(3) Unless provided otherwise in this Act, the directions of and policies formulated by the Board shall be binding upon the Authority.

(4) The Board shall meet at least once every six months or as and when required by the Authority or the Department. The quorum shall be two third of the total strength of the Board. All meetings of the Board shall be chaired by the Chairman of the Board or in his absence by any member nominated by the Chairman.

(5) The private member shall be nominated for a period of two years and shall be eligible for further nomination for a similar term.

**CHAPTER - III
REQUIREMENTS FOR SHIP.**

Non-application of provisions of this Chapter.

5. Nothing contained in this Chapter shall apply to:
- (a) any warship, naval auxiliary, or other ships owned or operated by the Federal Government and used by the Federal Government for non-commercial purpose; and
 - (b) ships of less than five hundred gross tonnage:

Provided that the Government, either of its own motion or on the request of Federal Government, may notify the application of this Act to ships less than five hundred gross tonnages.

Conditions of ship recycling.

6. Every ship intended for ship recycling shall comply with such restrictions and conditions given under this Act as may be Prescribed from time to time.

Surveys.

7. (1) Recognized Organizations shall carry out surveys of ships and issue certificate for the purposes of this Act.
- (2) The Government may, by order in writing, authorize any Recognised Organization to perform all or any of the functions under this Act for the purposes of inspection and survey of ships intended for recycling.

Certificate for inventory of hazardous material.



The owner of the ship intended to be recycled shall carry a valid certificate of inventory of hazardous materials for the purposes of this Act:

Provided that the ships on the date of commencement of this Act and for which the certificate on inventory of hazardous materials had not been issued, the owner of such ship shall make an application to the Administration within a period of three months from the date of commencement of this Act.

**CHAPTER - IV
SHIP RECYCLING FACILITY.**

Authorization of Ship Recycling Facility.

9. No ship shall be recycled at a facility, unless that facility is designated and authorized as a Ship Recycling Facility by the Authority after successful completion of compliance audit by Recognized Organization as per Convention and having satisfied the procedure laid down in Section 10 of this Act.

Ship Recycling Facility; management plan & authorization of Ship Recycling Facility.

10. (1) A ship recycler seeking a certificate of authorization for ship recycling facility will apply to the Authority as prescribed and shall prepare a ship recycling facility management plan as specified in the Guidelines.
- (2) Every Ship Recycling Facility engaged in recycling of ships upon commencement of this Act shall within a period of six months apply for authorization.
- (3) Subject to the provision of sub-section (2) of this Section, every Ship Recycling Facility engaged in recycling of ships shall cease to conduct any such recycling on the expiry of six months from the date of commencement of this Act unless such ship recycling facility has applied for authorization or is so authorized.
- (4) No Ship Recycling Facility shall be authorized under this Act unless the Authority is satisfied that such facility maintains such equipment and standards as specified by the Guidelines.
- (5) The Authority shall, after checking compliance requirements and satisfying itself that the applicant has complied with all the requirements of this Act and as prescribed, grant authorization in a prescribed format.

(6) If, after an enquiry and after giving to the applicant an opportunity of being heard, the Authority is convinced that the applicant has not complied with the requirements of this Act and as prescribed, it shall, for reasons to be recorded in writing, reject the application for authorization.

(7) Every certificate of authorization for ship recycling facility shall be valid for such period not exceeding five years.

(8) Every certificate of authorization shall be renewed in such a manner and after period specified in sub-section (7) of this Section and on payment of such fee as may be notified.

(9) The Ship Recycler, through any Recognized Organization, shall ensure an annual audit of its ship recycling facility to satisfy compliance with the requirements of this Act, the rules and guidelines made thereunder and forward such audit report to the Authority.

**Suspension or
cancellation of
authorization.**

11. (1) The Authority, on evidence of non-compliance or whenever it deemed necessary, for the reasons to be recorded in writing, conduct an enquiry or inspection of a Ship Recycling Facility and issue a notice to the Ship Recycler to show cause as to why the authorization of the Ship Recycling Facility should not be suspended or cancelled for the reasons mentioned in the notice.

(2) The manner of enquiry or inspection by the Authority shall be such as may be specified by the rules and guidelines.

(3) If the Authority is convinced that there has been a breach of the provisions of this Act or the rules or the guidelines made thereunder, it may, without prejudice to any legal action against such Ship Recycler, suspend or cancel the authorization of the Ship Recycling Facility:

Provided that no such authorization shall be suspended or cancelled without giving an opportunity of being heard in case of the Ship Recycler and approval of the Board.



**Emergency
preparedness and
response.**

12. Every Ship Recycler shall provide adequate measures for emergency preparedness and response in accordance with the Convention, and the provisions of any applicable law including Balochistan Factories Act, 2021 (Act No. IX of 2021).

**Workers Safety,
Training and
Insurance.**

13. (1) Every Ship Recycler shall provide adequate measures for environment protection, safety, health, equipment, training and welfare of workers in the Ship Recycling Facility and for this purpose, the provisions of this Act and any other applicable law including Balochistan Factories Act, 2021 (Act No. IX of 2021).

(2) Every Ship Recycler shall provide an individual a comprehensive insurance coverage to all the regular and temporary Workers.

**CHAPTER - V
PROCESS OF RECYCLING OF SHIPS.**

**Ready for
recycling.**

14. The owner of a ship intending to recycle his ship shall make an application to the Authority for recycling of ship in such form, manner, and accompanied by such fee as may be specified in the rules and guidelines.

**Ship Recycling
Plan.**

15. (1) The Authority may prescribe the guidelines for the preparation of a ship recycling plan for different categories of ships.

(2) No Ship Recycler shall recycle any ship without a Ship Recycling Plan, prepared in accordance with the guidelines.

(3) The Ship Recycling Plan prepared under sub-section (2) of this Section shall be approved by the Authority:

Provided that the Authority may, after hearing the Ship Recycler, refuse to approve the Ship Recycling Plan if it has reasons, to be recorded in writing, that the plan does not comply with its guidelines.

(4) Subject to sub-section (3) of this Section, the Authority shall convey approval or rejection of Ship Recycling Plan within five days of receipt of the same to the concerned ship owner.

General requirements.

16. No ship shall be recycled without the written permission of Authority obtained in such manner as per this Act and Rules.

Obligations on part of ship owner.

17. (1) The owner/agent/representative of a ship which is intended to be recycled within the territory of Balochistan shall be governed by Rules as prescribed and such owner/person/representative shall be responsible to –

- (a) give an advance intimation to the maritime rescue coordination centre and the Authority about the date of arrival, in such manner as may be prescribed;
- (b) clear all port dues, if any, upon arriving at the port and submit the documents as specified in the Rules; and
- (c) keep the ship clear of cargo residues and shall minimize any remaining fuel oil and wastes on board.



The owner of a ship, including tanker ship, which is intended to be recycled within the territory of Balochistan shall fulfil such conditions for safe-for-entry or safe-for-hot work or both, as prescribed.

Procedure for grant of permission for ship recycling.

18. (1) The Authority shall grant permission for recycling of ship only after physical inspection of the ship by Recognized Organizations and satisfaction of compliance with this Act and as prescribed.

(2) Where the Authority fails to convey its decision regarding grant of permission within thirty days of receipt of application, the ship owner or Ship Recycler may approach directly the Department for seeking permission for recycling.

(3) The Authority may deny permission to Ship Recycler for recycling of ship for reasons to be recorded in writing after affording an opportunity of being heard to the ship owner.

(4) The Ship Recycler, on receipt of a copy of permission to recycle the ship, shall issue a statement of acceptance to the ship owner under intimation to the Authority in such form and manner as may be specified by the guidelines and thereafter the ship owner may get the ship de-registered.

Safe and environmentally sound management of hazardous materials.

19. (1) Every Ship Recycler shall:
- (a) ensure safe and environmentally sound removal and management of hazardous materials from the ship;
 - (b) ensure compliance of the standard operating procedures, issued from Balochistan Environmental Protection Agency, as and when revised from time to time;
 - (c) ensure protection of marine life from pollution caused because of ship recycling process and upgrading the ecosystem as prescribed; and
 - (d) comply with such requirements related to basic infrastructure facilities including those related to

environmentally safe disposal or management of wastes and hazardous materials in such manner as may be specified in the guidelines.

(2) The Authority shall establish or give approval for the establishment, as the case may be, for treatment, storage, and disposal facility.

Obligation on Ship Recycler for protection of environment.

20. (1) Every Ship Recycler shall –
- (a) take necessary measures to ensure that there is no damage caused to the environment in any form due to the recycling activities at the ship recycling facility; *and*
 - (b) take necessary measures for protection of the soil, water and air.

(2) In case of oil or chemical spill in the Ship Recycling Facility, Ship Recycler will take immediate requisite actions to minimize the damage to the environment and mitigate the loss or damage caused. The Ship Recycler may be served a notice by the Authority to take remedial action in such manner as may be specified by the guidelines.

(3) In the event of contravention of this Section, the Ship Recycler shall be liable to pay to the Authority such environmental damages and cleanup operation compensation in such manner as may be prescribed.



Statement of completion.

CHAPTER - VI REPORTING REQUIREMENTS.

When a ship is recycled in accordance with the provision of this Act, a statement of completion containing such particulars as may be specified by the Guidelines shall be submitted by the Ship Recycler to the Authority. Thereafter, the Authority shall forward such statement to Division concerned for further reporting to International Maritime Organization and ship flag state and issuance of necessary certification.

Report to Board. 22. The Authority shall give report to the Board, from time to time, which shall include information comprising the list of approved Ship Recycling Facilities, list of ships which have not complied with the provisions of this Act and action taken on such ships, list of ships recycled, compliances report of the Convention, or any other report required to be prepared under the provisions of this Act.

Appeal against Decision of Authority. 23. (1) Any person who is aggrieved, by any decision or order made by the Authority or the authorized surveyor or any Recognized Organization or authorized person, may file an appeal to the Department within a period of thirty days from the date of receipt of such decision or order in such manner as may be prescribed.

(2) The appeal filed under sub-section (1) of this Section shall be disposed of within thirty days.

Appeal to the High concerned Court. 24. Any person including workers, who is aggrieved by the decision or order of the Department may make an appeal to the High concerned Court.

CHAPTER- VIII POWERS & FUNCTIONS OF GOVERNMENT, DEPARTMENT AND THE AUTHORITY.

Power to search and seize records, etc. 25. (1) If the Authority has reason to be recorded in writing that an offence under this Act has been committed at any Recycling Facility or by the Ship Recycler, the Authority or any of its officer authorized in this behalf may, subject to the Rules and guidelines made under this Act, enter the Ship Recycling Facility and search at all reasonable times with such assistance, if any, as such

Authority or officer considers necessary, such Ship Recycling Facility and examine any record, register, document, equipment or any other material object found therein and seize the same if such Authority or officer has reason to be recorded in writing that it may furnish evidence of the commission of an offence punishable under this Act.

(2) The provisions of the Code of Criminal Procedure, 1898 (Act V of 1898) relating to search and seizures shall apply to every search or seizure made under this Act.

Powers to inspect, dismiss, exclude or detain a Ship.

(1) The Authority, or any organization or any person authorized by it, may inspect any ship, at a reasonable time, while at any port locating within Balochistan, for the purposes of recycling.

(2) The Authority may dismiss, exclude or detain the ship from its ports in case of failure to carry a valid certificate on inventory of hazardous materials and appropriate certificates or where the Authority has reasonable grounds that the ship is not compliant with this Act and the Convention.

(3) A ship detained under sub-section (2) of this Section shall remain under detention till such time until the non-compliance is rectified or till such time permission is granted by the Authority for such detained ship to proceed to an appropriate recycling yard or facility, without danger to the ship, environment or persons.

Act not to apply to certain ships.

(27) The provisions of this Act shall not apply to such category of Pakistani ships, as the Government, may, from time to time prescribe:

Provided that such ships shall be required to act in such manner as may be prescribed.

CHAPTER IX OFFENCES, PENALTIES, COMPENSATION AND PAYMENT.

Penalty for contravention of provisions of Act or Rules or guidelines.

28. (1) If any prohibited inventory of hazardous material is found in a ship at the time of or during recycling that are in contravention of the provisions of this Act or as Prescribed shall be punishable with fine which may extend to rupees three hundred thousand or with imprisonment for a term as specified in Pakistan Penal Code, 1860 (Act XLV of 1860), or both, as the case may be. (2) Whoever contravenes the provisions of Sections 10 and 12 of this Act shall be punishable with fine which may extend to rupees five hundred thousand.

(2) Whoever contravenes the provision of sub-section (1) of Section 17 of this Act shall be punishable with fine which extend to rupees one million each.

(3) Whoever contravenes the provisions of Section 16 of this Act, shall be punishable with fine which may extend to rupees one million.

(4) Whoever fails to ensure safe and environmentally sound removal and management of any hazardous material from a ship in accordance with Section 19 of this Act and the Guidelines shall be punishable with a penalty which extend to rupees five hundred thousand.

(5) Whoever fails to respond to the notice issued for oil spill under sub-section (2) of Section 20 of this Act shall be punishable:

(a) with a fine which may extend to rupees one hundred thousand in case of non-response within twelve hours of issuance of first notice;

(b) with a fine which may extend to rupees one hundred and fifty thousand in case of non-response within twenty-four hours of issue of second notice; and

- (c) with a fine which may extend to rupees three hundred thousand in case of non-response beyond twenty-four hours of issue of third notice.

Penalty for which no specific punishment is provided.

29. (1) Whoever contravenes any of the provisions of this Act for which no specific punishment has been provided in this Act shall be punishable with fine, which may extend to rupees five hundred thousand, and in the case of a continuing contravention, with an additional fine which may extend to rupees fifteen thousand for every day during which such contravention continues after the conviction for the first such contravention.

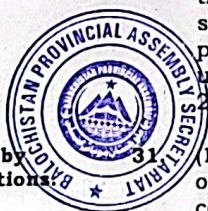
(2) Without prejudice to sub-section (1) of this Section, whoever in contravention of the Act may also be subject to imprisonment if any offence is such to be imprisoned under Pakistan Penal Code, 1860 (Act XLV of 1860).

Punishment for other offences.

30. (1) If any ship, after detention or after service of any notice or order for such detention, proceeds to sea before it is released by the Authority, the owner or master of the ship shall be guilty of an offence under this Act and liable to be punished as mentioned in Section 28 or 29 of this Act, as the case may be.

(2) Whoever restrains or detains or forcibly takes to sea, any person authorized under this Act to detain or survey the ship, on the execution of his duty, the owner, master or agent of such ship shall each be liable to pay all expenses of, and incidental to, such person being so taken to sea and shall also be guilty of an offence under this Act and liable to be punished as mentioned in Section 28 or 29 of this Act, as the case may be.

Offences by Organizations



(1) Where an offence under this Act has been committed by an organization, every person who, at the time the offence was committed was in charge of, and was responsible to the organization for the conduct of the business of the organization, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished as mentioned in Section 28 or 29 of this Act, as the case may be:

Provided that nothing contained in this sub-section shall render any such person liable to any penalty or punishment if proved that he had exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), of this Section where an offence under this Act has been committed by an organization and it is proved that the offence has been committed with the consent or connivance of, or it is attributable to any neglect on the part of any employee thereof shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished as mentioned in Section 28 or 29 of this Act, as the case may be.

Explanation, - For the purposes of this Section:

- (i) "**Organization**" means anybody corporate and includes a co-operative society, firm or other association of persons; and
- (ii) "**Employee**" means an employee of the company and in relation to a firm means a partner in the firm.

Offences to be non-cognizable and compoundable.

32. Notwithstanding anything contained in the Code of Criminal Procedure, 1898 (Act V of 1898) every offence under this Act shall be non-cognizable and compoundable.

Cognizance of offences.

33. No court shall take cognizance of an offence under this Act except on a complaint made by:

- (a) the Board;

- (b) the Department or an office authorized in this behalf; or
- (c) the Authority or an office authorized in this behalf.

Amount payable by owner, master or agent. 34. When any owner or master or agent is convicted of an offence under sub-section (2) of Section 30 of this Act, the amount payable on account of expenses by such owner or master or agent shall be determined and recovered in such manner as may be prescribed.

Place of trial and jurisdiction of Court. 35. A person who committed an offence under this Act or any Rules made thereunder, may be tried for such offence by Court of competent jurisdiction and in accordance with the provision of Code of Criminal Procedure 1898 (Act V of 1898) or in any other Court which he may be tried by under any other law for the time being in force.

Compensation. 36. (1) Where a ship is unduly detained or delayed, beyond the specified time, as a result of an inspection or investigation without any reasonable cause, then, such ship shall be entitled to compensation for any loss or damage suffered thereby.

(2) The rate of compensation referred to in sub-section (1) of this Section, the method of calculation and the manner of payment of such compensation shall be such as may be prescribed.



(3) For the purpose of adjudging compensation under this Section, the Department may, on the recommendations of Authority, by notification, nominate an officer of the Government, not below the rank of BPS-20, to be an adjudicating officer for holding an inquiry in the prescribed manner, after giving the person concerned an opportunity of being heard.

Payment of fee and penalties. 37. (1) The Authority shall charge the fee, penalty and other similar type of levy as provided in this Act in the prescribed manner.

(2) In addition to levies provided under sub-section (1) of this Section, other types of levies that may be charged under this Act are:

- (a) Fee for Ship Recycling Certificate as provided under Section 14 of this Act;
- (b) The lease rentals for the "Ship Recycling Facility" from Ship Recycler;
- (c) License fee, to be charged to Ship Recycler, for availing the license / authorization of ship recycling / breaking;
- (d) Compensation for any damages caused by breach of environmental related provisions of this Act if not provided for any other applicable law; and
- (e) Tonnage fee as prescribed in the rules and as notified by the government from time to time.

CHAPTER - X MISCELLANEOUS.

Delegation of powers. 38. The Authority may, by general or special order, subject to such conditions and restrictions as may be provided in such order, direct that any power, authority or jurisdiction exercisable by it under or in relation to provisions of this Act (except the power to make rules and Guidelines), to such other officer of Authority not below the rank of BPS-19,

Act not in derogation of any other Law. 39. The provisions of this Act shall be in addition to and not in derogation of any other law for the time being in force.

Power to make Rules.

40. (1) The Government may within a year, by notification in the Official Gazette, make rules not inconsistent with this Act and the Convention.
- (2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely: -
- (a) the requirements to be verified for the survey of ships under Section 7 of this Act;
 - (b) the form, fees and the manner of making the application for authorization of ship recycling facility under sub-section (2) of Section 10 of this Act;
 - (c) the manner, period and fees for renewal of certificate of authorization under sub-section (8) of Section 10 of this Act;
 - (d) the manner of providing individual or comprehensive insurance coverage for the regular and temporary Workers under sub- section (2) of Section 13 of this Act;
 - (e) the manner of advance intimation about the arrival of ship under sub-section (1) of Section 17 of this Act;
 - (f) the requisition of the services of representative of agencies for grant of permission under sub-section (1) of Section 18 of this Act;
 - (g) establishment and authorization of treatment, storage, and disposal facility under sub-section (2) of Section 19 of this Act;
 - (h) the liability of the Ship Recycler for environmental damages under sub-section (3) of Section 20 of this Act;
 - (i) the manner of filing an appeal against the orders of the Authority and the manner of disposal of such appeal under Section 23 of this Act;
 - (j) the manner in which the ships are required to act for non-application of the provisions of the Act under Section 39 of this Act;
 - (k) the manner of determination and recovery of amount payable under Section 34;
 - (l) the rate of compensation, method of calculation and the manner of compensation entitled by a ship under sub-section (2) of Section 36 of this Act;
 - (m) the manner of holding an inquiry for the purpose of payment of compensation under sub-section (3) of Section 36 of this Act; and
 - (n) any other matter which is to be, or may be, prescribed or in respect of which provision is to be made by Rules.



Power to make guidelines.

41. (1) The Authority, with the approval of Board, may by notification, make Guidelines not inconsistent with the Convention, the provisions of this Act and the rules made hereunder.
- (2) In particular and without prejudice to the generality of the foregoing power, such Guidelines may provide for all or any of the following matters, namely: -

- (a) the requirement relating to ship recycling facility under clause (v) of sub-section (1) of Section 2 of this Act;
- (b) the manner of preparation of a ship recycling facility management plan under sub-section (1) of Section 10 of this Act;
- (c) the equipment and other standards to be maintained by the Ship Recycler under sub-section (4) of Section 10 of this Act;
- (d) the form in which a certificate of authorization shall be issued under sub-section (5) of Section 10 of this Act;
- (e) the period of validity of certificate of authorization for ship recycling facility under sub-section (7) of Section 10 of this Act;
- (f) the manner of enquiry or inspection by the Authority under sub-section (2) of Section 11 of this Act;
- (g) the manner of making an application to the Authority for a ready for recycling certificate under Section 14 of this Act;
- (h) the manner and format for issuing of the ready for recycling certificate under Section 14 of this Act;
- (i) the manner of obtaining the written permission of the Authority under Section 16 of this Act;
- (j) the authority to authorize the ship recycling facility under Section 9 of this Act;
- (k) the conditions for safe-for-entry or safe-for-hot-work or both under sub-section (2) of Section 17 of this Act;
- (l) the form and manner of issue of statement of acceptance by the Ship Recycler under sub-section (4) of Section 18 of this Act;
- (m) the requirements relating to removal and management of hazardous materials and basic infrastructure to be complied with by the Ship Recycler under clause (d) of Section 19 of this Act;
- (n) requirements, criteria, and standards for the establishment of treatment, storage, and disposal facility under Section 19 of this Act;
- (o) the manner of serving of notice by the Authority to a Ship Recycler in case of oil spill under sub-section (2) of Section 20 of this Act;
- (p) the manner of submission of statement of completion by the Ship Recycler under Section 21 of this Act; and
- (q) any other matter which is required to be or may be, specified by Guidelines.



**Protection of
action taken in
good faith.**

- 42.** No suit, prosecution or other legal proceeding shall lie against the Government or Department or Authority or any officer authorized by the Government, or the Department or the Authority, as the case may be, for anything done in good faith or intended to be done in pursuance of the provisions of this Act.

**Removal of
difficulties.**

43. (1) If any difficulty arises in giving effect to the provisions of this Act, the Government may, by order published in the Official Gazette, make such provisions, not inconsistent with the provisions of this Act and the Convention, as may appear to it to be necessary for removing the difficulty:

Provided that no such order shall be made under this Section after the expiry of a period of three years from the date of commencement of this Act.

(2) Every order made under this Section shall be laid, as soon as may be after it is made, before the Assembly.


(3) In the event of any conflict between the provision of this Act, Rules and Guidelines, and any federal law, the federal law shall prevail.


(TAHIR SHAH KAKAR)
Secretary.

No.PAB/Legis: V (30)/2025/6899.

Dated: Quetta, the 21st November, 2025.

A copy is forwarded to the Chief Controller, Government Printing Press, Balochistan Quetta for favor of publication in Extra –ordinary issue of Gazette of Balochistan. Before final printing, a copy thereof be sent to this Secretariat for Proof reading. Fifty copies of the Act may please be supplied to this Secretariat for record.


(ABDUL REHMAN)
Special Secretary (Legis:)

No.PAB/Legis: V (22)/2025/6899.

Dated: Quetta, the 21st November, 2025.

Copy for information to: -

1. The Principal Secretary to Governor, Balochistan, Quetta.
2. The Principal Secretary to Chief Minister, Balochistan, Quetta.
3. The Additional Chief Secretary (Dev:), Government of Balochistan Planning & Development Department, Quetta.
4. The Secretary, Government of Balochistan, Law & Parliamentary Affairs Department, Quetta.
5. The Chairman, Balochistan Development Authority (BDA), Quetta.
6. The Director General, Public Relations, Balochistan, Quetta for favour of publication.
7. The System Analyst, Balochistan Provincial Assembly.
8. The Secretary to Speaker, Balochistan Provincial Assembly.
9. The P.S. to Secretary, Balochistan Provincial Assembly.


SPECIAL SECRETARY (LEGIS:)

