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THE NATIONAL PARKS ORDINANCE
THE NIAH NATIONAL PARK PROCLAMATION, 1974
(Made under section 7(2))

In pursuance of the powers conferred by subsection (2) of section 7 of the National Parks Ordinance (*Cap. 127*), I, Ignatius L. Angking, Resident of the Fourth Division, do hereby proclaim as follows:

1. This Proclamation may be cited as the Niah National Park Proclamation, 1974.
2. The land described in the First Schedule shall, with effect from the 23rd day of November, 1974 be constituted a National Park, to be known as the Niah National Park.
3. The privileges conceded within the Niah National Park are specified in the Second Schedule.

FIRST SCHEDULE

Name: Niah National Park
Division: Fourth
District: Miri
Area: 7,756 acres (approximate)

Boundaries: Commencing at a point on the true right bank of Sungai Niah at Tanjong Belipat, the boundary follows a cut line on a bearing of 90°00' and approximate distance of 11,400 links to a point on the true left bank of Sungai Tangap; thence upstream along the true left bank of Sungai Tangap for an approximate distance of 34,800 links to a point bearing 65° 30' and approximate distance of 18,400 links from the trigonometrical station at Gunong Subis; thence along

a series of cut lines on a bearing of $180^{\circ} 00'$ for 4839 links, $270^{\circ} 00'$ for 298 links, $180^{\circ} 00'$ for 748 links, $90^{\circ} 00'$ for 298 links and $180^{\circ} 00'$ for 6,150 links to a point on the true right bank of Sungai Sekaloh; thence downstream along the true right bank of Sungai Sekaloh to a point approximately 10,000 links; thence a cut line bearing $270^{\circ} 00'$ for 13,000 links to a point on the true left bank of Sungai Trusan; thence downstream along the true left bank of Sungai Trusan to its confluence with Sungai Sekaloh; thence downstream along the true right bank of Sungai Sekaloh to its confluence with Sungai Niah; thence downstream along the true right bank of Sungai Niah to its point of commencement at Tanjong Belipat.

The following lands are therefrom excluded from the Niah National Park:

Land under Niah Lease Nos. 12003, 12142 and 11959; Land under Occupation Ticket Nos. 3512 and 3683; Lot 14 Block 15 Niah Land District; The Niah Great Cave and Historical Monument described as Lot Nos. 4, 5, 6 and 7 Block 13 Niah Land District; and Lot 244 Niah Land District.

(The boundaries of the land described above are more particularly delineated on Land and Survey Department Miscellaneous Plan No. 4/25-10/1 deposited in the office of the Superintendent of Lands and Surveys, Fourth Division and the Conservator of Forests, Kuching).

N.B. Bearing and distances are approximate, the delineated boundaries shall be considered correct.

SECOND SCHEDULE

1. The legal rightholders to caves, in accordance with documents in the custody of the District Officer, Miri shall have the right to collect guano and edible birds' nests from caves within the Park but excluding all caves situated within the Niah Historical Monument and Site (reference *Gazette* Notification No. Swk. L.N. 103 dated 23rd June, 1972). The collection of guano and edible birds' nests may be subject to the control of the Curator of the Sarawak Museum, and to any rule or regulation for the time being in force governing such collection.

The rightholders, mentioned in the preceding paragraph, shall be permitted to cut and remove poles and bamboo, solely for use in structures for collecting guano and edible birds' nests within the caves mentioned. The collection of poles and bamboo will be confined to areas stated in paragraphs 3 and 4. In exercise of these rights the rightholders shall be permitted to transport material on the Sungai Subis.

2. The persons mentioned in paragraph 2 of the Schedule to Government *Gazette* Notification No. 840 of the 16th July, 1951 shall retain the rights to collect fruit from the fruit trees mentioned therein, provided that no more trees may be planted and that no tree shall be felled for the purpose of collecting fruit.

3. The inhabitants of all the Kampung, under the jurisdiction of T.K. Kawi of Kampung Mesjid, Niah including

- (i) Kampung Kuala Sungai Tangap, Niah.
- (ii) Kampung Tanjong Belipat.
- (iii) Kampung Tanjong Paku,
- (iv) Kampung Pangkalan Lobang;

and the inhabitants of the following longhouses

- (i) Rumah Ugop.
- (ii) Rumah Pasang.

- (iii) Rumah Sigi,
- (iv) Rumah Gamaang, including the anak biak of Penghulu Kabu of Batu Niah,
- (v) Rumah Sinju,
- (vi) Rumah Lasan,
- (vii) Rumah Bagol;

and Limping anak Abang of Rumah Jawi shall have the right to collect fruit from trees planted within areas, half mile in depth, within the Park, following:

- (i) the true right bank of the Batang Niah,
- (ii) the true left bank of Sungai Tangap,
- (iii) the true right bank of the Sungai Sekaloh,

provided that no more trees may be planted and that no tree shall be felled for the purpose of collecting fruit.

4. The inhabitants of the Kampung and longhouses, as stated hereunder in this paragraph shall have the right to collect the following forest produce for their own use and not for sale or barter,

- (i) firewood and poles,
- (ii) bamboo, including shoots,
- (iii) palm shoots and edible ferns,
- (iv) pandan leaves,
- (v) rotans

From the following localities:—

- (a) Kampung Kuala Sungai Tangap, Kampong Tanjong Belipat, Kampung Tanjong Paku, Kampung Pangkalan Lobang and all Kampung under the jurisdiction of T.K. Kawi, from a strip, half mile in depth, following the true right bank of the Batang Niah upstream from Tanjong Belipat to Pangkalan Lobang;
- (b) Rumah Ugop, from a strip, two chains in depth, within the Park following the true left bank of the Sungai Tangap and from an area five fathoms (30 feet) in depth on either side of the plank walk from a point on the Sungai Tangap immediately opposite Rumah Ugop to its junction with the plank walk to the Great Caves;
- (c) Rumah Pasang and Rumah Sigi from a strip, half mile in depth, following the true right bank of the Batang Niah upstream, from Pangkalan Lobang to Kuala Sungai Subis;
- (d) Rumah Gamaang and anak biak of Penghulu Kabu from a strip, half mile in depth, following the true right bank of the Batang Niah upstream, from Kuala Sungai Subis to a point opposite Kuala Sungai Singatoh;
- (e) Rumah Sinju and Rumah Bagol from a strip, 10 chains in depth, following the true right bank of the Batang Niah downstream, from Kuala Sungai Sekaloh to a point opposite Kuala Sungai Singatoh (rights within this area to exclude firewood and poles) and Rumah Sinju only from a strip, 10 chains in depth, following the Sungai Sekaloh upstream, from Kuala Sungai Sekaloh to Kuala Sungai Engkranji;
- (f) Rumah Lasan from a strip, 20 chains in depth, following the true right bank of the Sungai Sekaloh upstream, from Kuala Sungai Engkranji to the eastern boundary of the Park.

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5. The inhabitants of Rumah Ugop shall have the right to take fish from the Sungai Bukit Lobang but the use of tuba or other poisons for this purpose shall not be permitted.

6. The inhabitants of Rumah Ugop shall be permitted to maintain a path from a point on the Sungai Tangap opposite Rumah Ugop to the Plank Walk, and are permitted to clear vegetation on either side of this path to a depth of two fathoms (12 feet).

7. The inhabitants of Rumah Ugop, Rumah Pasang and Rumah Sigi shall have the right to make use of their traditional burial grounds at Kuala Sungai Subis and Bukit Keramo.

Made under my hand this 22nd day of November, 1974.

IGNATIUS L. ANGKING,
Resident,
Fourth Division

FIRST SCHEDULE

Name : Niah National Park
Division : Miri
District : Miri
Area : 3,139 hectare approximately

Boundaries: Commencing at a point on the true right bank of Sungai Niah at Tanjong Belipat, the boundary follows a cut line on a bearing of 90 00' and approximate distance of 2,294 metres to a point on the true left bank of Sungai Tangap; thence upstream along the true left bank of Sungai Tangap for an approximate distance of 7,002 metres to a point bearing 65 30' and approximate distance of 3,702 metres from the trigonometrical station at Gunohg Subis; thence along a series of cut lines on a bearing of 180 00' for 974 metres; 270 00' for 60 metres; 180 00' for 150 metres; 90 00' for 60 metres and 180 00' for 1,237 metres to a point on the true right bank of Sungai Sekaloh; thence downstream along the true right bank of Sungai Sekaloh to a point approximately 2,012 metres; thence a cut line bearing 270 00' for 2,616 metres to a point on the true left bank of Sungai Trusan; thence downstream along the true left bank of Sungai Trusan to its confluence with Sungai Sekaloh; thence downstream along the true right bank of Sungai Sekaloh to its confluence with Sungai Niah; thence downstream along the true right bank of Sungai Niah to its point of commencement at Tanjong Belipat.

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The following lands are therefrom excluded from the Niah National Park:

Land under Niah Lease Nos. 12003, 12142 and 11959; Land under Occupation Ticket Nos. 3512 and 3683; Lot 14 Block 15 Niah Land District.

(The boundaries of the land described above are more particularly delineated on Land and Survey Department Miscellaneous Plan No. 4/25-10/1 deposited in the office of the Superintendent of Lands and Surveys, Miri Division and the Director of Forests, Kuching).

N.B. Bearings and distances are approximate, the delineated boundaries shall be considered correct.

Made under my Mand this 10th day of April, 1991.

MICHAEL SIM KIAM HUI
Resident
Miri Division