

## SMART, MABUL

Valid Through 31<sup>ST</sup> MARCH 2018

### SIPADAN-MABUL RESORT NON-SIPADAN PACKAGE RATES

DAYS/NIGHTS	PRICE PER DIVER (TWIN SHARE)	PRICE PER NON DIVER (TWIN SHARE)	PRICE PER CHILD (4-11 YEARS OLD) (NON-DIVER)
2 days/1 night	RM 1,763.00	RM 1,418.00	RM 709.00
3 days/2 nights	RM 2,429.00	RM 1,906.00	RM 953.00
4 days/3 nights	RM 2,963.00	RM 2,282.00	RM 1,141.00
5 days/4 nights	RM 3,494.00	RM 2,658.00	RM 1,329.00
Extra day/night	RM 808.00	RM 729.00	RM 365.00

Please note that the above package and room allocation is solely based on [Standard Chalet](#).

Sipadan-Mabul Resort has **18 standard chalets** also categorized as **semi-detached** (built up size 14X12ft), which could accommodate 36 guests at any one time. All the chalets are made from native materials of Borneo on Twin Share Basis, built with mosquito screens have attached toilet/bathroom with hot shower facilities and the comfort of air-conditioning, which are available for 24 hours.

#### DETACHED/STAND-ALONE CHALET

To add **RM 128.00 net** per person/per night surcharge on top of the above package price. This must be booked well in advance

#### SUITE CHALET

To add **RM 281.00 net** per person/per night surcharge on top of the above package price. This must be booked well in advance

### SIPADAN-MABUL RESORT SIPADAN DIVING PACKAGE RATES

DAYS/NIGHTS	PRICE PER DIVER (TWIN SHARE)	PRICE PER NON DIVER (TWIN SHARE)	PRICE PER CHILD (4-11 YEARS OLD) (NONO-DIVER)
6 days/5 nights	RM 5,430.00	RM 4,150.00	RM 2,075.00
7 days/6 nights	RM 6,292.00	RM 4,939.00	RM 2,470.00
8 days/7 nights	RM 7,155.00	RM 5,728.00	RM 2,864.00
9 days/8 nights	RM 8,017.00	RM 6,518.00	RM 3,259.00
Extra day/night	RM 936.00	RM 856.00	RM 428.00

Please note that the above package and room allocation is solely based on [Standalone Chalet](#).

Sipadan-Mabul Resort has **22 standalone chalets also categorized as detached** (16 units twin-bed and 6 units double bed) (built up size 19X16ft) and 2 units suite chalet (double bed) (built up size 28X32ft), which could accommodate 48 guests at any one time. All the chalets are made from native materials of Borneo, built with own balcony with mosquito screen, attached private shower/toilet and hot shower facilities, the comfort of air-conditioning, which are available for 24 hours, selected satellite TV channels, mini bar and in-room safety box.

**This package includes 1 day trip to Sipadan Island. Please note during peak season, divers will be given the priority to dive at Sipadan Island**

**SUITE CHALET**

To add **RM 281.00 net** per person/per night surcharge on top of the above package price. This must be booked well in advance

**MABUL WATER BUNGALOW** is a floating dive-resort wholly owned by Sipadan-Mabul Resort (Sabah) Sdn. Bhd. (SMART), is situated at Mabul Island overlooking the world-known Sipadan Island which is 15-minutes away by speedboat.

These wooden-type bungalows (built up size 17X17ft) has sixteen (16) units (12XDouble Bed & 4XTwin Bedded) entirely built over water with stilts offer sheer comfort. Each bungalow exquisitely furnished with contemporary furniture and décor, equipped with remote control air-conditioner, ceiling fan, private bathroom-hot/cold shower and toilet, spacious private balcony offer panoramic vistas of blue sea, selected satellite TV channels, mini bar, coffee/tea maker, hair dryer and in-room safety box.

Facilities includes a large and airy restaurant for dining, a souvenirs shop selling variety of t-shirts, accessories and gifts, a business center with internet service, a dive center and an office taking care all the guests registration, billings and an underwater video and health spa outlets. Free WIFI Internet Access is available in the room. Please request the password at the front desk.

**MABUL WATER BUNGALOW  
PACKAGE RATES**

<b>DAYS/NIGHTS</b>	<b>PRICE PER DIVER (TWIN SHARE)</b>	<b>PRICE PER NON DIVER (TWIN SHARE)</b>	<b>PRICE PER CHILD (4-11 YEARS OLD) (NON-DIVER)</b>
<b>2 days /1 night</b>	RM3,590.00	RM 2,141.00	RM 1,071.00
<b>3 days/2 nights</b>	RM4,413.00	RM 2,690.00	RM 1,345.00
<b>4 days/3 nights</b>	RM5,252.00	RM 3,267.00	RM 1,634.00
<b>5 days/4 nights</b>	RM6,069.00	RM 3,831.00	RM 1,916.00
<b>Extra day/night</b>	RM1,171.00	RM 935.00	RM 468.00

**SINGLE SUPPLEMENT**

To add 50% surcharge on top of the above prices for single occupancy of a 2-bed chalet. This must be booked well in advance.

**DIVE PACKAGE INCLUDES**

- Transfer between: Tawau Airport - Semporna Jetty – Sipadan-Mabul Resort by van and speedboat
- Chalet type accommodation on standard twin-sharing basis with attached bathroom and the facilities of hot shower and the comfort of air-conditioning
- All food and hot beverage while at the resort

**(ADDITIONAL INCLUSION FOR CERTIFIED DIVER)**

- 3 combinations boat dives per day with divemaster on Mabul, Kapalai or nearby Island (**except on arrival and departure day**)
- Unlimited jetty diving from Mabul's House Reef with buddy
- Use of tanks with air, weights and weight belt

**EQUIPMENT RENTALS**

The rental price for each item as below (**inclusive of 6% Goods and Services Tax (GST)**):

BCD	RM 27.00 Net Per Person/Per Day
Regulator	RM 32.00 Net Per Person/Per Day
Mask & Snorkel	RM 22.00 Net Per Person/Per Day
Fins	RM 22.00 Net Per Person/Per Day
Booties	RM 16.00 Net Per Person/Per Day
Wetsuit	RM 27.00 Net Per Person/Per Day
Torch with batteries	RM 38.00 Net Per Person/Per Day
Torch (re-chargeable)	RM 48.00 Net Per Person / Per Day
Dive Computer	RM 38.00 Net Per Person/Per Day (limited unit)

**OTHER RESORT ACTIVITIES OFFERED**

- \* PADI / NAUI Diving Courses (from Open Water to Divemaster level)
- \* Scuba Skills Refresher Course
- \* Discover Scuba Diving
- \* Technical Diving Courses
- \* Nitrox Diving
- \* PADI/ NAUI Specialty Courses
- \* Snorkeling
- \* Beach Volley Ball
- \* Ocean Kayak
- \* Diving trip at nearby island

**Please note: Our standard check in-time is 1400 hours and check out time is 1200 hours. Early check-in and late check-out is subject to room availability.**

**(All prices quoted above are subject to change)**

## FACILITIES

**Resort:** Sipadan-Mabul Resort and Mabul Water Bungalow are located at the southern tip of Pulau Mabul overlooking Sipadan. We are accorded as 4-Stars Resort by The Ministry of Tourism Malaysia and we are member of PADI 5-Star Dive Resort and NAUI PRO GOLD Dive Resort.

Electrical outlet is 220 Volt AC, 50 cycles using three rectangular prongs similar to British plugs. Electricity power supply 24 hours a day.

A vinyl swimming pool measuring 41-ft X 21 ft with a 6-ft deep end. A 4-6 persons Jacuzzi Whirlpool Spas. A large dining hall/bar area is used for meals, socializing, dancing and staff shows. Coconut drink, juices, carbonated soft drinks, beer and wine can be purchased at the resort bar and jetty bar. A small sundry shop sells a range of T-shirts, batteries, toiletries, souvenirs and etc.

An office takes care of the registration and billing; it is equipped with a Telephone/Fax for communications with the mainland. Free WIFI access is available in the room. Please request the password at the front desk.

A Technical Diving Center (SMART-Tec) offers various services such as Nitrox Air and Certification Courses.

## HOW TO GET THERE

First, you take a short 45 minutes Malaysia Airlines domestic flight from Kota Kinabalu to Tawau then you will be met and transferred to Semporna Jetty (Harbor) by van (approx. 1-hour drive) and finally, you will be transferred to Mabul Resort by speedboat (approx. 40 minutes boat ride).

**Boats:** We have fifteen (15) custom-built fiberglass dive boats and three (3) half-cabin passenger/transport boats. These dive boats can carry 10 divers each and get to any of the island dive sites in 15 minutes or more. Each boat goes out three times a day with a boatman and divemaster.

**Diving:** We have daily boat going to the dive sites, which is about 15 to 30 minutes boat ride. Dive sites and diving schedule will be arranged at the discretion of the resort management. All diving at Sipadan Island is subject to entry permit approval.

The UNLIMITED JETTY DIVING mentioned in the inclusion are dives from Mabul's House Reef and includes night diving (without divemaster and boat). Tanks, weights and weight belt are provided; all other equipment must be brought by the diver or rented. These dives must be arranged in advance.

Most diving is a combination of wall and drift diving. We have eight Bauer Compressors, 400 units Aluminum 3000 psi/80 cubic foot tanks with American style 'K' valves and 100 units with DIN valve, 35 sets of diving equipment for rental. It is advisable to bring own adapter / converter (220/110v) for charging for strobes, camera and lights.

## THE ISLANDS: SIPADAN, MABUL & KAPALAI

**SIPADAN** is the small island where you can dive and snorkel. It is a 15-30 minutes boat ride south of Mabul. Sipadan is the tip of a mountain with steep underwater walls all around it. These walls drop to 300m on the Mabul side of the island and 600m on south side.

Diving on Sipadan is all drift diving, divers drop in and cruise with the current along the walls. This combination of deep walls and ocean currents provides the ideal environment for pelagic such as sharks and large schools of jacks and barracuda.

**SPECIAL RULES FOR PROTECTING TURTLES:**

Divers and snorkelers are to refrain from touching, teasing and restraining turtles under water because turtles are air breathers and can be drowned if panicked or cornered. Anyone riding or restraining turtles will sit out the next dive.

**The time restricted by the Government for Diving at Sipadan Island is from 6am to 6pm.**

**MABUL** in contrast to Sipadan is a continuation of the Borneo landmass rather than the top of an underwater mountain. Because of this, Mabul has more gradually sloping walls around it that bottom out at about 30m. The attractions on Mabul are of the smaller variety such as lobster, crocodile fish, moray and garden eels. This makes it an ideal location for macro-photo opportunities.

If you walk around the east of the island at night, be sure to take a flashlight and watch for sea snakes on the beach or amongst the palm trees.

**KAPALAI** lies to the east of Mabul about 10 minutes away. It used to be a vegetated island much like Mabul but erosion has turned it into a small sandbar that just breaks the surface of the water. This is an area that we are exploring for new dive sites. Like Mabul it is an excellent location for macro-photography and is especially abundant in the rare finds of diving such as mandarin fish, stonefish, leaf fish, pipefish, lionfish, frogfish, cuttlefish, eels, and more.

## CONDITIONS FOR DIVING

**DIVER TRAINING / DIVER'S CERTIFICATIONS**

All divers will be required to show proof of diver training / certification by an internationally recognized Diver Training Agency upon arrival before they would be allowed to participate in any diving activity. SMART also reserves the right to require a Scuba Skills Refresher Course for any diver who cannot provide proof of diving in the last 12 months and/or exhibits uncertainty in their skills. Logbooks are highly recommended

**LIABILITY/RELEASE FORM (WAIVER)**

All guests will be required to sign a Liability/Release Form (Waiver) before or upon arrival and abide by all diving and safety rules of the resort. No diving or snorkeling activities will be permitted until the said form is signed and witnessed.

**WEATHER CONDITIONS**

We operate diving all year round but we cannot predict the weather conditions these days for scuba diving even for the best season.

**DIVING ON FIRST DAY AT RESORT - ORIENTATION**

The first dive at the Dive Resort on the day of arrival will be an orientation dive with a Divemaster. This is required of all divers. Please take note that there is **NO** Underwater Camera or Video allowed during the orientation dive. Other jetty dives can be done on the first day under our UNLIMITED JETTY DIVES program. First day diving is depends on your arrival time to the resort.

We constantly remind all our valued guests that the future of the reef is in their hands, they are told not to touch, lift, remove or damage any of the flora and fauna of the reef.

## DIVING SCHEDULES AND REGULATIONS

### \* Boat Dives

There are three (3) boat dives a day, **two in the morning and one in the afternoon**. It is a combination dive at nearby dive sites making a total of 3 dives per day. Each boat goes out with a boatman and Divemaster. All dive sites and dive schedules will be arranged at the discretion of the resort Management.

Our dive boats will depart to the dive sites every morning at 8.00 to 9.00 am and return to Sipadan-Mabul Resort after the 3rd dive, around 4.00 p.m. Divers will return to the resort for their meals after every dive. If you are diving at Sipadan Island you will be there the whole day, lunch will be served on site.

The number of dive is limited to avoid overcrowding; therefore, visits must be arranged well in advance. Divers on their first visit to Sipadan are briefed before they take the plunge.

### \* Additional Day Dives

In order to cover the entire dive sites it is recommended at least one week stay at the resort. If you would like to do additional day diving besides the normal 3 boat dives then the diving rate is **RM 106.00 per dive/per diver**. This must be arranged in advance with the dive master. You will be required to sign a separate Liability/Release Form (Waiver).

### \*Unlimited Jetty Dives

Besides the three (3) boat dives, unlimited jetty dives may be carried out daily on Mabul's House Reef. These jetty dives can only start after your morning boat dive, unless you choose not to go on the morning boat dive; then you may dive anytime after 7.00am. Your last jetty dive has to be planned in such a way as to exit the water by 9.00 p.m.

For jetty dive, you are required to dive with a buddy and sign out with our personnel on duty. NO DIVEMASTERS WILL ACCOMPANY JETTY DIVES, unless prior arrangements are made.

### \*Pay & Dive on the Spot

For certified divers who purchase non-diver package wishes to pay and dive on the spot the additional charge is **RM 170.00 per dive per person** includes the use of dive boat, tank with air, weights, weight belt and the services of divemaster on sharing basis. This must be arranged in advance and pay locally.

Whilst for the unlimited house reef diving with buddy is **RM 85.00 per dive per person** includes the use of tank with air, weights and weight belt. This must be arranged in advance and pay locally.

### \*Buddy System and Depth Limitations

As per most Training Agency's teachings, all dives must be with a buddy; no solo diving is allowed. Depth on any dive shall be limited to a maximum of 140 feet (40 meters), of course taking into account any residual nitrogen time already acquired.

### \*Surface Intervals

For safety measures, a mandatory minimum 60 minutes surface interval is required before the next consecutive dive, regardless of whether you are diving by a computer or by tables.

### \*Night Diving

To Night Dive, divers must show proof of night diving in the form of certification cards or logbooks documenting such dives. If no proof is available, divers who wish to night dive will be required to take an introduction OR certification course in night diving at an additional cost. Night Divers must exit the water by 9.00 p.m. (2100 hrs).

Night dive is exceptionally good at Mabul walls where one could easily encounter Lobsters, Crocodile Fish and occasionally large Cuttlefish. The boat leaves for Mabul night dive at around 6.00 - 6.30 p.m. and dinner will be served after the dive.

**Night dives can be scheduled whenever a diver wants to do one the following evening at extra charge.**

A diver doing their first night diving will be required to do an introduction to night diving prior to the dive.

Rates for night diving with boat on **Mabul Island** is **RM 286.00 per dive/per boat from 1-2 Divers** and if there are **3 divers and above the rate is RM 106.00 per diver/per dive**. This will be charged locally.

#### **FLYING AFTER DIVING (LAST DAY AT RESORT)**

The latest recommendation from DAN, Training Agencies etc., indicates that you should wait a minimum of 12 hours and sometimes up to 24 hours after diving before you fly. However, SMART recognizes that people, agencies, and even computers and tables differ on this. If you choose to dive on the day you leave and fly, you will be required to sign a separate Liability/Release Form (Waiver) to do this. You will only be able to do one morning dive at 8.00am at Mabul Island; however, this is at the discretion of the resort Management. **The extra charge for the dive on last day is RM 106.00 per person/per dive.**

#### **FINAL DISCRETION**

SMART reserves final discretion on who may or may not do any type of diving we offer, based on a diver's shown abilities, experience, etc. If a diver is or becomes physically incapacitated by injuries, illness, intoxication, 'hangovers', etc., we reserve the right to stop this person from diving.

## **NOTICE - SIPADAN ENTRY PERMIT**

Please be informed that all daily entry to dive or visit to Sipadan Island will be subject to approval by the Sabah Parks Management, which is in control of issuing the entry permit. The total number of divers or visitors allowed to visit Sipadan island is restricted now to 120 pax per day.

Our resort has been allocated 14 quotas each day out of the 120 pax. Due to this limited quotas our Sales Office in Kota Kinabalu under Explore Asia Tours Sdn Bhd will arrange only for divers who stay 5 nights at standalone chalets and water bungalows to have 1 day guarantee diving at Sipadan Island.

**Please note there is no first come first serve basis. During peak season priority will be given to divers.**

With the 1 day guarantee, the fee for Entry Permit to Sipadan Island is RM 40.00 per person per day for divers, non-divers, visitors and children. This entry permit fee has to be paid on the spot, in the resort.

As for guests who are staying at standard chalet or standalone chalet based on **our NON SIPADAN PACKAGE**, the permit trip to Sipadan is **NOT GUARANTEE**.

You have the option to buy Sipadan Trip and entry permit from other resorts based on the market price @ RM 390.00 (RM 350.00 + RM 40.00) per person per day. This permit need to pre-book and is subject to availability. This price is applicable also for non-divers, visitors and children.

We will not be held responsible for not being able to provide trip to Sipadan due to the conservation measures by the Government.

However, should the entry permit to Sipadan Island is not been approved, we can offer alternative trip at nearby islands such as Kapalai, Mabul, Matakang & Ligitan where there is no restrictions on these islands.

**(THIS IS FOR GUIDELINE ONLY & ALL SCHEDULES ARE SUBJECT TO CHANGE WITHOUT PRIOR NOTICE. PLEASE NOTE IT IS NOT WITHIN OUR CONTROL IF AIRLINES CHANGES THEIR FLIGHT SCHEDULES):**

#### ARRIVAL FLIGHT

<u>SECTOR</u>	<u>FLIGHT</u>	<u>ETD</u>	<u>ETA</u>	<u>BOAT SCHEDULE</u>
				<u>DEPART FROM SEMPORNA JETTY</u>
BKI/TWU	MH2121	0750	0835	1000AM
SDK/TWU	MH3093	0855	0935	1230PM
BKI/TWU	AK6260	0850	0945	1230PM
KUL/TWU	AK5744	0715	1005	1230PM
BKI/TWU	MH3051	0850	1000	1230PM
KUL/TWU	MH2660	0730	1020	1230PM
KUL/TWU	AK5746	1040	1335	1630PM
JHB/TWU	AK5596	1040	1320	1630PM
BKI/TWU	MH2137	1235	1320	1630PM

#### REMARKS:

FOR GUESTS ARRIVING SEMPORNA BY OVERLAND TRANSFER ON OWN ARRANGEMENT PLEASE PROCEED TO SEAFEST HOTEL'S LOBBY.

PLEASE BE THERE HALF AN HOUR BEFORE BOAT DEPARTURE.

IT IS ADVISABLE TO INFORM US IN ADVANCE OF YOUR ARRIVAL TIME AS OUR BOATS ARE NOT ALL THE TIME STATIONED AT THE JETTY.

IF YOU MISS THE BOAT THEN YOU WILL HAVE TO WAIT FOR THE NEXT SCHEDULED BOAT.

FOR GUESTS OVERNIGHT AT SEMPORNA, PLEASE WAIT AT THE HOTEL'S LOBBY HALF AN HOUR BEFORE BOAT DEPARTURE.

AS WE ARE NOT ABLE TO MEET ALL THE FLIGHTS ARRIVING IN TAWAU THEREFORE GUESTS ARRIVING BY FLIGHT NOT STATED ABOVE MUST STAY THE NIGHT AT THE MAINLAND - TAWAU OR SEMPORNA. HOTELS CAN BE ARRANGED ON REQUEST.



**DEPARTURE FLIGHT**

<b><u>SECTOR</u></b>	<b><u>FLIGHT</u></b>	<b><u>ETD</u></b>	<b><u>ETA</u></b>	<b>BOAT SCHEDULE</b>
				<b><u>DEPART TO SEMPORNA JETTY</u></b>
TWU/SDK	MH3092	0955	1035	0630AM
TWU/BKI	AK6261	1010	1100	0630AM
TWU/KUL	AK5745	1030	1310	0630AM
TWU/KUL	MH2661	1105	1345	0630AM
TWU/BKI	MH3052	1245	1345	0630AM
TWU/JHB	AK5597	1345	1620	0630AM
TWU/KUL	AK5747	1400	1650	0630AM
TWU/KUL	MH2665	1410	1650	0630AM
TWU/KUL	AK5749	1605	1850	1100AM
TWU/BKI	AK6263	1725	1815	1100AM
TWU/BKI	MH2134	1805	1855	1400PM
TWU/KUL	AK5741	1850	2135	1400PM
TWU/BKI	MH3056	2105	2205	1400PM
TWU/BKI	AK6265	2150	2240	1400PM

**REMARKS:**

FOR GUESTS DEPARTING ON EARLY FLIGHT BEFORE 10:00AM MUST DEPART THE RESORT 1 DAY EARLIER FOR OVERNIGHT STAY AT THE MAINLAND - TAWAU OR SEMPORNA. HOTELS CAN BE ARRANGED ON REQUEST.

**NOTE:**

ALL LAND & BOAT TRANSFER ARE ON SHARING BASIS. PRIVATE CHARTER CAN BE ARRANGED ON REQUEST.

\* UNSCHEDULED BOAT TRANSFER TO AND FROM THE RESORT CAN BE ARRANGED WITH ADDITIONAL SURCHARGE BUT IT IS SUBJECT TO WEATHER CONDITIONS.

WHENEVER NECESSARY, THE RESORT MANAGEMENT RESERVED THE RIGHT TO CHANGE THE BOAT SCHEDULE THEREFORE PLEASE ALWAYS DOUBLE CHECK WITH THE RESORT MANAGEMENT FOR YOUR FLIGHT INFORMATION.

**FLIGHTS DEFINITION:**

MH – MALAYSIA AIRLINES  
 AK – AIR ASIA

## 1. **RATES**

- All rates quoted are in Ringgit Malaysia (RM), except where otherwise stated.
- All rates quoted are per person on twin sharing basis.
- Rates increase due to any changes of Government charges, exchange rate, taxes or levies shall be effective without notice.

## 2. **RESERVATIONS, CONFIRMATIONS AND PAYMENTS**

- Reservations (bookings) for Mabul Island trips, transfers, hotels, side tours, etc. must be made by email.
  - Spaces shall automatically be released if no confirmation is received on the cut off dates.
  - Any reservations on or after cut off dates will be treated as a new reservation and is subject to availability.
  - Change of date is treated as new booking and the previous booking is automatically cancelled.
- a) A reservation fee or deposit of 30% of total calculated tour fee each space (PAX) booked must reach us within 14 days after your initial booking. If this is not forthcoming, your reservation will be canceled without notice. This reservations fee or deposit will hold the spaces until 30 days out from arrival date in Sabah.

**The 30% reservation fee or deposit is non-refundable and non-transferable to other dates.**

**In the event, if there is a change in the reducing number of persons, it will be resulted in Loss of Deposit.**

You must confirm your spaces by 30 days out by remitting the remaining balance of the calculated tour fare with guest's name as in passport, passport number, nationality, date of birth, diver certification and it's level, gender, whether traveling single or as a couple, flight details, transfers and, hotels needed (in Sabah).

Failure to comply with the above will result in cancellation of your spaces without notice and the spaces will become free sell.

## 3. **CANCELLATION**

Once payment is fully settled, in the event of cancellation, the following cancellation charges shall apply.

The cancellation charge is calculated on the basis of the total cost payable by the person(s) cancelling excluding booking fees, insurance premiums and any amendment charges.

- |   |   |
|---|---|
| (a) From Confirmation date to 15 days before arrival in Sabah | - 30% of the trip's full price forfeited  |
| (b) From 14 days to arrival date in Sabah                     | - 50% of the trip's full price forfeited  |
| (c) From 7 days to arrival date in Sabah                      | - 75% of the trip's full price forfeited  |
| (d) 'No Show' by customer                                     | - 100% of the trip's full price forfeited |

## 4. **UNUSED SERVICES**

No refund will be made for any part of the Sipadan or Mabul Island diving trip, shorten stay, transfers, side tours, hotels, meals, flights, diving permit etc. not utilized by the pax once the trip has departed from their place of origin.

## **5. CHILDREN POLICY**

The following conditions apply to all NON-DIVING children:

- **Infants up to 3 years old are Free of Charge.** The infant must stay in the same chalet as the parents; a baby cot will be provided free of charge if prior arrangement is made.
- **Children 4 to 11 years** who are NON-DIVERS are chargeable at children rate (please refer price list). They must stay in the same chalets with the parents, an extra bed will be provided in each chalet.

### **Children rate is based on the year of birth.**

Any children who are a certified diver, no matter what age, and will be diving must pay full divers rates. PARENTS ASSUME FULL RESPONSIBILITY FOR THEIR CHILDREN AT ALL TIMES. SMART does not have and cannot provide any babysitting services for children nor will SMART bear any responsibility for anything that might befall said children.

## **6. FOC POLICY**

- The resort will offer FOC trip to Sipadan-Mabul Resort / Mabul Water Bungalows (ex-Tawau) for every 10 paying guests.
- Tour leaders will be responsible for all liaisons between said group's problems outside of where SMART's responsibilities lie. The name(s) of the tour leader must be advised to us before arrival.
- Please note the FOC offer for the group leader inclusive of accommodation on twin share, meals, transfers and diving together with the group member. Any unused complimentary services/facilities cannot be exchanged for cash rebate and/or carried forward.
- Other expenses eg. entry permit fee to Sipadan Island, night dive, extra dive, usage of Nitrox Air (if any), juice, soft drink, alcohol, rental equipment and etc are to be paid at the resort.

## **7. LIABILITIES**

We reserve the right to alter, amend or cancel any of the arrangements contained in the itineraries.

## **8. RENOVATIONS**

We reserves the right, upon giving reasonable notice to close any parts of its facilities and/or carry out such repairs, renovations/s and/or upgrades from time to time as its deems fit in its sole and absolute discretion.

## **9. FORCE MAJEURE**

We will not be liable in whole or in part by any cause beyond our control due to fire, flood, strikes or other labor disputes, shortage of materials, transportation difficulties, accident, war, riot, acts of God and change of laws.