



Merchant Shipping (Registration, etc.) Act 1993

CHAPTER 22

MERCHANT SHIPPING (REGISTRATION, ETC.) ACT 1993

Registration of British ships

- 1 Central register of British ships
- 2 Registration of ships: basic provisions
- 3 Registration regulations
- 4 Offences relating to a ship's British connection
- 5 Supplementary provisions as respects fishing vessels
- 6 Private law provisions for registered ships and liability as owner

Special provisions for ships on bareboat charter

- 7 Ships bareboat chartered-in by British charterers

Supplementary and pre-consolidation provisions

- 8 Amendments and repeals including those for purposes of consolidation
- 9 Interpretation, etc
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SCHEDULES

SCHEDULE 1 — Private Law Provisions for Registered Ships

General

- 1 (1) Subject to any rights and powers appearing from the...

Transfers etc. of registered ships

- 2 (1) Any transfer of a registered ship, or a share...
 3 (1) Where a registered ship, or a share in a...
 4 (1) Where the property in a registered ship or share...
 5 (1) Where any court (whether under paragraph 4 above or...
 6 (1) The High Court or Court of Session may, if...

Mortgages of registered ships

- 7 (1) A registered ship, or share in a registered ship,...

Priority of registered mortgages

- 8 (1) Where two or more mortgages are registered in respect...

Registered mortgagee's power of sale

- 9 (1) Subject to sub-paragraph (2) below, every registered mortgagee shall...

Protection of registered mortgagees

- 10 Where a ship or share is subject to a registered...

Transfer of registered mortgage

- 11 (1) A registered mortgage may be transferred by an instrument...

Transmission of registered mortgage by operation of law

- 12 Where the interest of a mortgagee in a registered mortgage...

Discharge of registered mortgage

- 13 Where a registered mortgage has been discharged, the registrar shall,...

Definitions

- 14 In this Schedule— “mortgage” shall be construed in accordance with...

SCHEDULE 2 — Consequential Amendments

- 1 (1) Section 26 of the Sea Fisheries Act 1868 (sea...
 2 In the Merchant Shipping Act 1894— (a) in section 82...
 3 In section 80(1) of the Merchant Shipping Act 1906 (power...
 4 In section 6(1)(c) of the Contracts of Employment and Redundancy...
 5 (1) In section 163(3) of the Fisheries Act (Northern Ireland)...
 6 In section 1 of the Sea Fish (Conservation) Act 1967...
 7 In section 5(8) of the Sea Fish (Conservation) Act 1967...
 8 In section 22(1) of the Sea Fish (Conservation) Act 1967...
 9 In section 19(1) of the Sea Fisheries Act 1968 (definitions)—...
 10 In section 8 of the Fishery Limits Act 1976 (definitions)—...
 11 In section 144(1)(b) of the Employment Protection (Consolidation) Act 1978...
 12 In section 81(7) of the Customs and Excise Management Act...
 13 In section 9 of the British Fishing Boats Act 1983...
 14 In section 9(1) of the Inshore Fishing (Scotland) Act 1984...

15 (1) The Merchant Shipping Act 1988 shall be amended as...

SCHEDULE 3 — British Ships

British ships

1 (1) A ship is a British ship if—

The British flag

2 (1) The flag which every British ship is entitled to...

Penalty for carrying improper colours

3 (1) If any of the following colours, namely—

Duty to show British flag

4 (1) Subject to sub-paragraph (2) below, a British ship, other...

Offences relating to British character of ship

5 (1) If the master or owner of a ship which...

Duty to declare national character of ship

6 (1) An officer of customs and excise shall not grant...

Status of certificate of registration

7 The certificate of registration of a British ship shall be...

SCHEDULE 4 — Pre-Consolidation Amendments

Preliminary

1 (1) In this Schedule— “the 1894 Act” means the Merchant...

Terminology and construction

2 (1) Except as mentioned in sub-paragraph (2) below, in the...

3 Without prejudice to the effect of any provision for the...

Extent and application: generalised provisions

4 (1) Her Majesty may by Order in Council direct that...

5 (1) The Secretary of State may make regulations specifying any...

Extent of application of Acts

6 (1) The following provisions of the Merchant Shipping Acts (which...

Masters and seamen

7 In section 458 of the 1894 Act (obligation of shipowner...

8 In the 1970 Act omit the following provisions (for which...

9 In section 11(1) of the 1970 Act (restriction on assignment...

10 In section 17 of the 1970 Act (claims against seamen’s...

Safety

- 11 (1) Omit sections 446 to 448 of the 1894 Act...
- 12 (1) Omit sections 459 to 461 of the 1894 Act...
- 13 (1) In section 21 of the 1979 Act (regulations to...

Offences by and in relation to passengers

- 14 In section 287 of the 1894 Act (offences by passengers)—...
- 15 In section 76(3) of the 1906 Act (false statements for...

Fishing vessel certificates: incidental offences

- 16 Sections 280 to 282(a) of the 1894 Act (delivery up...

Pollution prevention: assimilation of inspection powers

- 17 For the purposes of the Oil Pollution Act other than...
- 18 The amendments made in the 1971 and 1974 Acts (liability...

Wreck and salvage

- 19 Omit section 514 of the 1894 Act (receiver's power to...
- 20 In section 515 of the 1894 Act (liability for plundering...
- 21 In section 516 of the 1894 Act (exercise of powers...
- 22 In section 518 of the 1894 Act (duties of finder...
- 23 In section 520 of the 1894 Act (notice of wreck),...
- 24 In section 522 of the 1894 Act (immediate sale in...
- 25 In section 524 of the 1894 Act (notice of unclaimed...
- 26 Omit section 528 of the 1894 Act (power of Secretary...
- 27 Omit section 529 of the 1894 Act (restriction on interfering...
- 28 In section 537(2) of the 1894 Act (reward for information),...
- 29 Omit section 543 of the 1894 Act (marking of anchors)....
- 30 In sections 552(3), 555(1) and 556 of the 1894 Act...
- 31 (1) In section 566 of the 1894 Act (appointment of...
- 32 In section 567(1) of the 1894 Act (receivers' fees) for...
- 33 In section 551(1) of the 1894 Act (valuation of property...
- 34 Omit sections 558 to 564 of the 1894 Act (salvage...

Lighthouses, etc

- 35 Omit sections 47 and 48 of the Malicious Damage Act...
- 36 In section 634(1) of the 1894 Act (areas for which...
- 37 In section 638 of the 1894 Act (general powers of...
- 38 In section 639(1) of the 1894 Act (land acquisition powers),...
- 39 In section 642 of the 1894 Act (additions to lighthouses),...
- 40 In section 643 of the 1894 Act (general light dues),...
- 41 After section 643 of the 1894 Act insert— Information to...
- 42 For section 647 of the 1894 Act (light dues tables...
- 43 In section 648(3) of the 1894 Act (accounts of light...
- 44 In section 649 of the 1894 Act (recovery of light...
- 45 In section 650 of the 1894 Act (distress on ship...
- 46 In section 651 of the 1894 Act (detention of ship...
- 47 Section 655 of the 1894 Act (local light dues) shall,...
- 48 In section 656(2) of the 1894 Act (account of local...
- 49 In section 664 of the 1894 Act (accounts of general...

- 50 For section 666(1) of the 1894 Act (offence of damaging,...
- 51 In section 667 of the 1894 Act (prevention of false...
- 52 Omit section 669 of the 1894 Act (restriction on exercise...
- 53 For section 679 of the 1894 Act (auditing and laying...
- 54 In the Merchant Shipping (Mercantile Marine Fund) Act 1898 omit...
- 55 In section 30(2) of the Harbours Act 1964 (list of...

Enforcement powers: generalisation

- 56 In section 728 of the 1894 Act (Departmental inspectors to...
- 57 In section 27(1)(h)(iii) of the 1979 Act (powers of Departmental...

Legal proceedings and offences: assimilation and modernisation

- 58 In section 681(2) of the 1894 Act (mode of enforcing...
- 59 Section 683 of the 1894 Act (time limit for summary...
- 60 Section 684 of the 1894 Act (jurisdiction in relation to...
- 61 Section 686(1) (jurisdiction over offences on board ship) shall—
- 62 For section 687 of the 1894 Act (offences by British...
- 63 After section 687 of the 1894 Act insert the following—...
- 64 In section 689 of the 1894 Act (return of offenders...
- 65 In section 693 of the 1894 Act (how sums ordered...
- 66 In section 20 of the Oil Pollution Act (enforcement and...
- 67 In section 695 of the 1894 Act (certification of copies...
- 68 For section 696 of the 1894 Act (service of documents)...
- 69 In section 697 of the 1894 Act (proof etc. of...
- 70 In section 76 of the 1894 Act (proceedings on forfeiture...
- 71 For section 66 of the 1894 Act (forgery of documents:...
- 72 For section 695(4) of the 1894 Act (offences as respects...
- 73 For section 722(1) of the 1894 Act (offences as to...
- 74 In any offence-creating provision of the Merchant Shipping Acts—

Procedure in Scotland

- 75 Omit sections 704 to 709 of the 1894 Act.
- 76 In section 710 (savings for Scots law), for the words...
- 77 In paragraph 5 of Schedule 5 to the 1974 Act...

Supplemental: surveyors

- 78 In section 724 of the 1894 Act (surveyors of ships)...

Generalised power to charge fees

- 79 (1) The Secretary of State may, with the consent of...

SCHEDULE 5 — Repeals

Part I — REPEALS CONSEQUENTIAL ON THIS ACT

Part II — PRE-CONSOLIDATION REPEALS

Saving