



# Merchant Shipping Act 1983

## 1983 CHAPTER 13

### *Miscellaneous and supplemental*

#### **7 Regulations**

Any power conferred by this Act to make regulations shall be exercisable by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

#### **8 Extension to British possessions, etc.**

(1) Her Majesty may by Order in Council direct that any of the provisions of this Act and regulations under it shall extend, with such exceptions, adaptations and modifications (if any) as may be specified in the Order, to any of the following countries—

- (a) the Isle of Man ;
- (b) any of the Channel Islands ;
- (c) any colony ; and
- (d) any country outside Her Majesty's dominions in which Her Majesty has jurisdiction in right of Her Government in the United Kingdom.

(2) Her Majesty may by Order in Council specifying any country referred to in subsection (1) above direct that, with such exceptions, adaptations and modifications (if any) as may be specified in the Order, any of those provisions shall have effect as if references in them to the United Kingdom included a reference to that country.

(3) An Order under subsection (2) above shall be subject to annulment in pursuance of a resolution of either House of Parliament.

#### **9 Small ships: amendments of Merchant Shipping Acts**

(1) Section 74(1)(c) of the 1894 Act (certain ships of 50 tons or more to show colours on entering or leaving British port) does not apply to any registered ship measured for length or any ship registered under section 5 of this Act.

- (2) For the purposes of section 503 of the 1894 Act and section 4 of the Merchant Shipping (Oil Pollution) Act 1971 (limitation of owner's liability by reference to tonnage), the tonnage of a registered ship measured for length or a ship registered under section 5 of this Act is her register tonnage ascertained in accordance with the tonnage regulations of the 1894 Act, but without making any deduction required by those regulations of any tonnage allowance for propelling machinery space.
- (3) If the tonnage referred to in subsection (2) above cannot be so ascertained, a surveyor of ships shall, if so directed by the court, certify what on the evidence specified in the direction would in his opinion be that tonnage as so ascertained, and the tonnage stated in his certificate shall be taken for the purposes referred to in that subsection to be the tonnage of the ship.

## **10 Construction and interpretation**

- (1) This Act shall be construed as one with the Merchant Shipping Acts 1894 to 1981.
- (2) In this Act—
  - " small ship " means a ship less than 24 metres in length (and in this definition " length " has the same meaning as in the tonnage regulations of the 1894 Act); and
  - " the 1894 Act" means the Merchant Shipping Act 1894.
- (3) In this Act, until the commencement of the provisions referred to in section 75 of the Criminal Justice Act 1982 (construction of references to the standard scale)—
  - " level 5 on the standard scale " means £1,000 ; and
  - " level 3 on the standard scale " means £200.

## **11 Short title, commencement and extent**

- (1) This Act may be cited as the Merchant Shipping Act 1983.
- (2) This Act and the Merchant Shipping Acts 1894 to 1981 may be cited together as the Merchant Shipping Acts 1894 to 1983.
- (3) This Act shall come into force on such day as the Secretary of State may by order made by statutory instrument appoint, and different days may be appointed for different provisions and for different purposes.
- (4) This Act extends to Northern Ireland.