



Merchant Shipping Act 1995

1995 CHAPTER 21

PART VIII

LIGHTHOUSES

Functions of general lighthouse authorities

[^{F1}197A General lighthouse authorities: commercial activities

- (1) A general lighthouse authority may enter into agreements—
 - (a) for the use by others of assets of the authority (“hire agreements”);
 - (b) for the provision of consultancy or other services by the authority (“service agreements”).
- (2) But an authority may enter into a hire or service agreement only if—
 - (a) they are satisfied that it is not likely to prejudice the discharge of their functions under section 195, and
 - (b) the Secretary of State consents.
- (3) Where an authority enter or seek to enter into hire or service agreements—
 - (a) expenditure of the authority incurred in connection with the agreements, and with the Secretary of State's consent, must be paid out of the General Lighthouse Fund, and
 - (b) sums received by the authority under the agreements must be paid into the General Lighthouse Fund.
- (4) The Secretary of State may consent to expenditure in acquiring an asset for the purpose of entering into hire agreements only if the Secretary of State thinks that the expenditure is merely preparatory or subsidiary to hire agreements in respect of other assets (such as in the case of acquiring one asset to be used with another or to be used in fitting, maintaining or converting another).
- (5) An authority must send a copy of any hire or service agreement to the Secretary of State.

Status: Point in time view as at 05/02/2015.

Changes to legislation: Merchant Shipping Act 1995, Section 197A is up to date with all changes known to be in force on or before 15 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (6) Consent under this section—
- (a) may be subject to conditions,
 - (b) may be general or specific, and
 - (c) may be prospective or retrospective.]

Textual Amendments

F1 [S. 197A](#) inserted (26.6.2013) by [Marine Navigation Act 2013 \(c. 23\)](#), **ss. 9(1), 13**; S.I. 2013/1489, art. 2

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