



# Merchant Shipping Act 1995

## 1995 CHAPTER 21

### PART IV

#### SAFETY

##### *Assistance at sea*

#### **92 Duty of ship to assist the other in case of collision.**

- (1) In every case of collision between two ships, it shall be the duty of the master of each ship, if and so far as he can do so without danger to his own ship, crew and passengers (if any)—
  - (a) to render to the other ship, its master, crew and passengers (if any) such assistance as may be practicable, and may be necessary to save them from any danger caused by the collision, and to stay by the other ship until he has ascertained that it has no need of further assistance; and
  - (b) to give to the master of the other ship the name of his own ship and also the names of the ports from which it comes and to which it is bound.
- (2) The duties imposed on the master of a ship by subsection (1) above apply to the masters of United Kingdom ships and to the masters of foreign ships when in United Kingdom waters.
- (3) The failure of the master of a ship to comply with the provisions of this section shall not raise any presumption of law that the collision was caused by his wrongful act, neglect, or default.
- (4) If the master fails without reasonable excuse to comply with this section, he shall—
  - (a) in the case of a failure to comply with subsection (1)(a) above, be liable—
    - (i) on summary conviction, to a fine not exceeding £50,000 or imprisonment for a term not exceeding six months or both;
    - (ii) on conviction on indictment, to a fine or imprisonment for a term not exceeding two years or both; and
  - (b) in the case of a failure to comply with subsection (1)(b) above, be liable—

---

*Status: Point in time view as at 05/02/2015. This version of this provision has been superseded.*

*Changes to legislation: Merchant Shipping Act 1995, Section 92 is up to date with all changes known to be in force on or before 18 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)*

---

- (i) on summary conviction, to a fine not exceeding the statutory maximum;
  - (ii) on conviction on indictment, to a fine;
- and in either case if he is a certified officer, an inquiry into his conduct may be held, and his certificate cancelled or suspended.

**Status:**

Point in time view as at 05/02/2015. This version of this provision has been superseded.

**Changes to legislation:**

Merchant Shipping Act 1995, Section 92 is up to date with all changes known to be in force on or before 18 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.