



Merchant Shipping Act 1995

CHAPTER 21

MERCHANT SHIPPING ACT 1995

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- 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 in Scotland the Court of...

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...

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- 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...

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Transmission of registered mortgage by operation of law

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Discharge of registered mortgage

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

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

SCHEDULE 2 — Regulations Relating to Submersible and Supporting Apparatus

1 (1) In this Schedule “regulations” means regulations made under section...

Registration of submersible apparatus

2 Regulations made by virtue of section 88(2)(e) of this Act...

Offences

3 (1) Subject to sub-paragraph (2) below, regulations—

Exemptions from regulations

4 (1) The operation of any regulations may be excluded in...

General

5 Regulations— (a) may provide for their operation anywhere outside the...

SCHEDULE 3 —
General Provisions

Ships to which Schedule applies

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Load Line rules

2

UNITED KINGDOM SHIPS

COMPLIANCE WITH LOAD LINE RULES

3

Submersion of load lines

4

Miscellaneous offences in relation to marks

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Issue of load line certificates

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Effect of load line certificate

7

Duration, endorsement and cancellation of load line certificates

8

Ships not to proceed to sea without load line certificate

9

Publication of load line certificate and entry of particulars in official log book

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Inspection of ships

11

NON-UNITED KINGDOM SHIPS

VALID CONVENTION CERTIFICATES

12

Compliance with load line rules

13

Submersion of load lines

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United Kingdom load line certificates

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Production of certificate to customs and excise officer

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EXEMPTIONS

POWER TO MAKE EXEMPTION ORDERS

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Further powers to exempt ships

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	<i>Issue of exemption certificates</i>
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	<i>Duration and termination of exemptions, and duration, endorsement and cancellation of exemption certificates</i>
21	
	<i>International Load Line Exemption Certificates</i>
22	
	SUBDIVISION LOAD LINES AND DECK CARGO
	SUBDIVISION LOAD LINES
23	
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24	
	MISCELLANEOUS PROVISIONS
	NOTICE TO CONSULAR OFFICER OF PROCEEDINGS AGAINST FOREIGN SHIPS
25	
	<i>Delivery up of certificates</i>
26	
	<i>Penalty for false statements etc.</i>
27	
	<i>Admissibility of certificates in evidence</i>
28	
	<i>Convention countries</i>
29	
	<i>Orders, rules and regulations</i>
30	
	<i>Interpretation</i>
31	
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	<i>Direction following accident: person in control of ship</i>
1	(1) The Secretary of State may give a direction under...

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Direction following accident: person in control of land

- 2 (1) The Secretary of State may give a direction under...

Other direction

- 3 (1) The Secretary of State may give a direction in...

Action in lieu of direction

- 4 (1) This paragraph applies where the Secretary of State thinks—...

Enforcement

- 5 A person to whom a direction is given under this...

Enforcement

- 6 (1) A person commits an offence if he contravenes paragraph...

Enforcement

- 7 A person commits an offence if he intentionally obstructs a...

Enforcement

- 8 A person guilty of an offence under paragraph 6 or...

Enforcement

- 9 (1) Proceedings for an offence under paragraph 6 or 7...

Variation and revocation

- 10 (1) A direction under this Schedule may be varied or...

Procedure

- 11 Where the Secretary of State— (a) proposes to give a...

Procedure

- 12 A person acting on behalf of the Secretary of State...

Procedure

- 13 Before giving a direction under paragraph 2 in respect of...

Unreasonable loss and damage

- 14 (1) This paragraph applies where action taken in accordance with...

Expenses

- 15 (1) This paragraph applies where— (a) a direction is given...

Jurisdiction

- 16 The Admiralty jurisdiction of the High Court and of the...

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Ships to which Schedule applies

17 A direction under paragraph 1 or 2, in so far...

Ships to which Schedule applies

18 (1) Her Majesty may by Order in Council provide that...

Ships to which Schedule applies

19 A direction under paragraph 1 or 2, in so far...

Ships to which Schedule applies

20 (1) A direction under paragraph 3 may have effect in...

Ships to which Schedule applies

21 A direction may not be given under paragraph 1(2)(a) to...

Interpretation

22 (1) In this Schedule— “ accident ” means a collision...

Savings

23 Nothing in this Schedule shall be taken to prejudice any...

Savings

24 (1) This paragraph applies where action is taken—

SCHEDULE 4 — Prevention of Oil Pollution: Transitory Provisions

CHAPTER III

LIABILITY FOR OIL POLLUTION

152 (1) In this Chapter— “the Liability Convention” means the International...

Liability

153 Liability for oil pollution in case of tankers.

154 Liability for oil pollution in case of other ships.

155 Exceptions from liability under section 153.

155A Exceptions from liability under section 154.

156 Restriction of liability for oil pollution.

156A Restriction of liability for oil pollution from ship within section 154.

Limitation of liability

157 Limitation of liability under section 153.

158 Limitation actions.

159 Restriction on enforcement after establishment of limitation fund.

160 Concurrent liabilities of owners and others.

161 Establishment of limitation fund outside United Kingdom.

162 Extinguishment of claims.

Status: Point in time view as at 23/07/2012.

Changes to legislation: Merchant Shipping Act 1995 is up to date with all changes known to be in force on or before 19 September 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)

Compulsory insurance

- 163 Compulsory insurance against liability for pollution.
- 164 Issue of certificate by Secretary of State.
- 165 Rights of third parties against insurers.

Supplementary

- 166 Jurisdiction of United Kingdom courts and registration of foreign judgments.
- 167 Government ships.
- 168 Limitation of liability under section 154.
- 169 Saving for recourse actions.
- 170 Interpretation.

CHAPTER IV

INTERNATIONAL OIL POLLUTION

COMPENSATION FUND

Preliminary

- 172 Meaning of “Liability Convention”, “the Fund Convention” and related expressions.

Contributions to Fund

- 173 Contributions by importers of oil and others.
- 174 Power to obtain information.

Compensation for persons suffering pollution damage

- 175 Liability of the Fund.
- 176 Limitation of Fund’s liability under section 175.

Indemnification of shipowners

- 176A Indemnification where damage is caused by ship registered in Fund Convention country.

Supplemental

- 177 Jurisdiction and effect of judgments.
- 178 Extinguishment of claims.
- 179 Subrogation.
- 181 Interpretation.

SCHEDULE 5 — Overall Limit on Liability of Fund

Part I — PERMANENT PROVISION

Article 4 — paragraphs 4 and 5

- 4 (a) Except as otherwise provided in sub-paragraphs (b) and (c)...
- 5 Where the amount of established claims against the Fund exceeds...

Part II — TRANSITORY PROVISION

Status: Point in time view as at 23/07/2012.

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Article 4 — paragraphs 4, 5 and 6

- 4 (a) Except as otherwise provided in sub-paragraph (b) of this...
- 5 Where the amount of established claims against the Fund exceeds...
- 6 The Assembly of the Fund (hereinafter referred to as “the...

SCHEDULE 5ZA — SUPPLEMENTARY FUND LIABILITY

Article 4—paragraphs 1, 2 and 3

- 1 The Supplementary Fund shall pay compensation to any person suffering...
- 2 (a) The aggregate amount of compensation payable by the Supplementary...
- 3 Where the amount of established claims against the Supplementary Fund...

Article 13—paragraph 1

- 1 Contracting States shall communicate to the Director of the Supplementary...

Article 15—paragraphs 1, 2 and 3

- 1 If in a Contracting State there is no person meeting...
- 2 No compensation shall be paid by the Supplementary Fund for...
- 3 Where compensation has been denied temporarily in accordance with paragraph...

SCHEDULE 5A —

Text of International Convention on Liability and Compensation for Damage in Connection with the Carriage of Hazardous and Noxious Substances by Sea

Chapter I — GENERAL PROVISIONS

DEFINITIONS

Article 1

ANNEXES

Article 2

SCOPE OF APPLICATION

Status: Point in time view as at 23/07/2012.

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Article 3

Article 4

Article 5

DUTIES OF STATE PARTIES

Article 6

Chapter II — LIABILITY

LIABILITY OF THE OWNER

Article 7

INCIDENTS INVOLVING TWO OR MORE SHIPS

Article 8

LIMITATION OF LIABILITY

Article 9

Article 10

DEATH AND INJURY

Article 11

COMPULSORY INSURANCE OF THE OWNER

Article 12

Chapter III — COMPENSATION BY THE INTERNATIONAL HAZARDOUS
AND NOXIOUS SUBSTANCES FUND (HNS FUND)

ESTABLISHMENT OF THE HNS FUND

Article 13

COMPENSATION

Status: Point in time view as at 23/07/2012.

Changes to legislation: Merchant Shipping Act 1995 is up to date with all changes known to be in force on or before 19 September 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)

Article 14

RELATED TASKS OF THE HNS FUND

Article 15

GENERAL PROVISIONS ON CONTRIBUTIONS

Article 16

GENERAL PROVISIONS ON ANNUAL CONTRIBUTIONS

Article 17

ANNUAL CONTRIBUTIONS TO THE GENERAL ACCOUNT

Article 18

ANNUAL CONTRIBUTIONS TO SEPARATE ACCOUNTS

Article 19

INITIAL CONTRIBUTIONS

Article 20

REPORTS

Article 21

NON-PAYMENT OF CONTRIBUTIONS

Article 22

OPTIONAL LIABILITY OF STATES PARTIES FOR THE PAYMENT OF CONTRIBUTIONS

Article 23

ORGANIZATION AND ADMINISTRATION

Status: Point in time view as at 23/07/2012.

Changes to legislation: Merchant Shipping Act 1995 is up to date with all changes known to be in force on or before 19 September 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)

Article 24

ASSEMBLY

Article 25

Article 26

Article 27

Article 28

SECRETARIAT

Article 29

Article 30

Article 31

FINANCES

Article 32

VOTING

Article 33

Article 34

TAX EXEMPTIONS AND CURRENCY REGULATIONS

Article 35

CONFIDENTIALITY OF INFORMATION

Article 36

Chapter IV — CLAIMS AND ACTIONS

LIMITATION OF ACTIONS

Article 37

JURISDICTION IN RESPECT OF ACTION AGAINST THE OWNER

Status: Point in time view as at 23/07/2012.

Changes to legislation: *Merchant Shipping Act 1995 is up to date with all changes known to be in force on or before 19 September 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)*

Article 38

JURISDICTION IN RESPECT OF ACTION AGAINST
THE HNS FUND OR TAKEN BY THE HNS FUND

Article 39

RECOGNITION AND ENFORCEMENT

Article 40

SUBROGATION AND RECOURSE

Article 41

SUPERSESSION CLAUSE

Article 42

Chapter V — TRANSITIONAL PROVISIONS

INFORMATION ON CONTRIBUTING CARGO

Article 43

FIRST SESSION OF THE ASSEMBLY

Article 44

Chapter VI — FINAL CLAUSES

SIGNATURE, RATIFICATION, ACCEPTANCE, APPROVAL AND ACCESSION

Article 45

ENTRY INTO FORCE

Article 46

REVISION AND AMENDMENT

Article 47

AMENDMENT OF LIMITS

Status: Point in time view as at 23/07/2012.

Changes to legislation: Merchant Shipping Act 1995 is up to date with all changes known to be in force on or before 19 September 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)

Article 48

Article 49

EXTRAORDINARY SESSIONS OF THE ASSEMBLY

Article 50

CESSATION

Article 51

WINDING UP OF THE HNS FUND

Article 52

DEPOSITARY

Article 53

LANGUAGES

Article 54

SCHEDULE 6 — Convention Relating to the Carriage of Passengers and Their Luggage by Sea

Part I — TEXT OF CONVENTION

ARTICLE 1

Definitions

- 1 (a) “carrier” means a person by or on behalf of...
- 2 “contract of carriage” means a contract made by or on...
- 3 “ship” means only a seagoing vessel, excluding an air-cushion vehicle;...
- 4 “passenger” means any person carried in a ship,
- 5 “luggage” means any article or vehicle carried by the carrier...
- 6 “cabin luggage” means luggage which the passenger has in his...
- 7 “loss of or damage to luggage” includes pecuniary loss resulting...
- 8 “carriage” covers the following periods: (a) with regard to the...
- 9 “international carriage” means any carriage in which, according to the...

ARTICLE 2

Status: Point in time view as at 23/07/2012.

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Application

- 1 This Convention shall apply to any international carriage if:
- 2 Notwithstanding paragraph 1 of this Article, this Convention shall not...

ARTICLE 3

Liability of the carrier

- 1 The carrier shall be liable for the damage suffered as...
- 2 The burden of proving that the incident which caused the...
- 3 Fault or neglect of the carrier or of his servants...

ARTICLE 4

Performing carrier

- 1 If the performance of the carriage or part thereof has...
- 2 The carrier shall, in relation to the carriage performed by...
- 3 Any special agreement under which the carrier assumes obligations not...
- 4 Where and to the extent that both the carrier and...
- 5 Nothing in this Article shall prejudice any right of recourse...

ARTICLE 5

Valuables

ARTICLE 6

Contributory fault

ARTICLE 7

Limit of liability for personal injury

- 1 The liability of the carrier for the death of or...
- 2 Notwithstanding paragraph 1 of this Article, the national law of...

ARTICLE 8

Limit of liability for loss of or damage to luggage

- 1 The liability of the carrier for the loss of or...
- 2 The liability of the carrier for the loss of or...
- 3 The liability of the carrier for the loss of or...
- 4 The carrier and the passenger may agree that the liability...

Status: Point in time view as at 23/07/2012.

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ARTICLE 9

Unit of account and conversion

ARTICLE 10

Supplementary provisions on limits of liability

- 1 The carrier and the passenger may agree, expressly and in...
- 2 Interest on damages and legal costs shall not be included...

ARTICLE 11

Defences and limits for carriers' servants

ARTICLE 12

Aggregation of claims

- 1 Where the limits of liability prescribed in Articles 7 and...
- 2 In relation to the carriage performed by a performing carrier,...
- 3 In any case where a servant or agent of the...

ARTICLE 13

Loss of right to limit liability

- 1 The carrier shall not be entitled to the benefit of...
- 2 The servant or agent of the carrier or of the...

ARTICLE 14

Basis for claims

ARTICLE 15

Notice of loss or damage to luggage

- 1 The passenger shall give written notice to the carrier or...
- 2 If the passenger fails to comply with this Article, he...
- 3 The notice in writing need not be given if the...

ARTICLE 16

Time-bar for actions

- 1 Any action for damages arising out of the death of...

Status: Point in time view as at 23/07/2012.

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- 2 The limitation period shall be calculated as follows:
- 3 The law of the court seized of the case shall...
- 4 Notwithstanding paragraphs 1, 2 and 3 of this Article, the...

ARTICLE 17

Competent jurisdiction

- 1 An action arising under this Convention shall, at the option...
- 2 After the occurrence of the incident which has caused the...

ARTICLE 18

Invalidity of contractual provisions

ARTICLE 19

Other conventions on limitation of liability

ARTICLE 20

Nuclear damage

ARTICLE 21

Commercial carriage by public authorities

Part II — PROVISIONS HAVING EFFECT IN CONNECTION WITH CONVENTION

Interpretation

- 1 In this Part of this Schedule any reference to a...

Provisions adapting or supplementing specified articles of the Convention

- 2 For the purposes of paragraph 2 of article 2, provisions...
- 3 The reference to the law of the court in article...
- 4 The Secretary of State may by order provide that, in...
- 5 (1) For the purpose of converting from special drawing rights...
- 6 It is hereby declared that by virtue of article 12...
- 7 Article 16 shall apply to arbitral proceedings as it applies...
- 8 The court before which proceedings are brought in pursuance of...

Other provisions adapting or supplementing the Convention

- 9 Any reference in the Convention to a contract of carriage...
- 10 If Her Majesty by Order in Council declares that any...
- 11 The Secretary of State may by order make provision—

Status: Point in time view as at 23/07/2012.

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Application of ss. 185 and 186 of this Act

- 12 It is hereby declared that nothing in the Convention affects...
- 13 Nothing in section 186 of this Act (which among other...

SCHEDULE 7 — Convention on Limitation of Liability for Maritime Claims 1976
Part I — TEXT OF CONVENTION

CHAPTER I.

THE RIGHT OF LIMITATION

ARTICLE 1

Persons entitled to limit liability

- 1 Shipowners and salvors, as hereinafter defined, may limit their liability...
- 2 The term “shipowner” shall mean the owner, charterer, manager or...
- 3 Salvor shall mean any person rendering services in direct connection...
- 4 If any claims set out in Article 2 are made...
- 5 In this Convention the liability of a shipowner shall include...
- 6 An insurer of liability for claims subject to limitation in...
- 7 The act of invoking limitation of liability shall not constitute...

ARTICLE 2

Claims subject to limitation

- 1 Subject to Articles 3 and 4 the following claims, whatever...
- 2 Claims set out in paragraph 1 shall be subject to...

ARTICLE 3

Claims excepted from limitation

ARTICLE 4

Conduct barring limitation

ARTICLE 5

Counterclaims

CHAPTER II.

LIMITS OF LIABILITY

Status: Point in time view as at 23/07/2012.

Changes to legislation: Merchant Shipping Act 1995 is up to date with all changes known to be in force on or before 19 September 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)

ARTICLE 6

The general limits

- 1 The limits of liability for claims other than those mentioned...
- 2 Where the amount calculated in accordance with paragraph 1(a) is...
- 4 The limits of liability for any salvor not operating from...

ARTICLE 7

The limit for passenger claims

- 1 In respect of claims arising on any distinct occasion for...
- 2 For the purpose of this Article “claims for loss of...

ARTICLE 8

Unit of Account

ARTICLE 9

Aggregation of claims

- 1 The limits of liability determined in accordance with Article 6...
- 2 The limits of liability determined in accordance with Article 7...

ARTICLE 10

Limitation of liability without constitution of a limitation fund

- 1 Limitation of liability may be invoked notwithstanding that a limitation...
- 2 If limitation of liability is invoked without the constitution of...
- 3 Questions of procedure arising under the rules of this Article...

CHAPTER III.

THE LIMITATION FUND

ARTICLE 11

Constitution of the Fund

- 1 Any person alleged to be liable may constitute a fund...
- 2 A fund may be constituted, either by depositing the sum,...
- 3 A fund constituted by one of the persons mentioned in...

ARTICLE 12

Status: Point in time view as at 23/07/2012.

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Distribution of the fund

- 1 Subject to the provisions of paragraphs 1 and 2 of...
- 2 If, before the fund is distributed, the person liable, or...
- 3 The right of subrogation provided for in paragraph 2 may...
- 4 Where the person liable or any other person establishes that...

ARTICLE 13

Bar to other actions

- 1 Where a limitation fund has been constituted in accordance with...
- 2 After a limitation fund has been constituted in accordance with...
- 3 The rules of paragraphs 1 and 2 shall apply only...

ARTICLE 14

Governing law

CHAPTER IV.

SCOPE OF APPLICATION

ARTICLE 15

- 2 A State Party may regulate by specific provisions of national...

ARTICLE 18

RESERVATIONS

- 1 Any State may, at the time of signature, ratification, acceptance,...
- Part II — PROVISIONS HAVING EFFECT IN CONNECTION WITH CONVENTION

Interpretation

- 1 In this Part of this Schedule any reference to a...

Right to limit liability

- 2 Subject to paragraph 6 below, the right to limit liability under...
- 2A

Claims subject to limitation

- 3 (1) Paragraph 1(d) of article 2 shall not apply unless...

Claims excluded from limitation

- 4 (1) Claims for Damages within the meaning of the international...

Status: Point in time view as at 23/07/2012.

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The general limits

5 (1) In the application of article 6 to a ship...

Limit for passenger claims

6 (1) Article 7 shall not apply in respect of any...

Units of Account

7 (1) For the purpose of converting the amounts mentioned in...

Constitution of fund

8 (1) The Secretary of State may, with the concurrence of...

Distribution of fund

9 No lien or other right in respect of any ship...

Bar to other actions

10 Where the release of a ship or other property is...

Meaning of “court”

11 References in the Convention and the preceding provisions of this...

Meaning of “ship”

12 References in the Convention and in the preceding provisions of...

Meaning of “State Party”

13 An Order in Council made for the purposes of this...

SCHEDULE 8 — Commissioners of Northern Lighthouses

1 (1) The Commissioners of Northern Lighthouses shall continue to exist...

2 (1) The Commissioners may elect, as members of their body,...

3 A person appointed by the Secretary of State under paragraph...

4 (1) Any five of the Commissioners shall constitute a quorum....

5 In this Schedule “council” means a council constituted under section...

SCHEDULE 9 —

1

2

3

4

5

SCHEDULE 10 — Local Light Dues: Objections

SCHEDULE 11 — International Convention on Salvage 1989

Part I — TEXT OF CONVENTION

Status: Point in time view as at 23/07/2012.

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CHAPTER I

— GENERAL PROVISIONS

ARTICLE 1

Definitions

ARTICLE 2

Application of the Convention

ARTICLE 3

Platforms and drilling units

ARTICLE 4

State-owned vessels

- 1 Without prejudice to article 5, this Convention shall not apply...
- 2 Where a State Party decides to apply the Convention to...

ARTICLE 5

Salvage operations controlled by public authorities

- 1 This Convention shall not affect any provisions of national law...
- 2 Nevertheless, salvors carrying out such salvage operations shall be entitled...
- 3 The extent to which a public authority under a duty...

ARTICLE 6

Salvage contracts

- 1 This Convention shall apply to any salvage operations save to...
- 2 The master shall have the authority to conclude contracts for...
- 3 Nothing in this article shall affect the application of article...

ARTICLE 7

Annulment and modification of contracts

CHAPTER II

— PERFORMANCE OF SALVAGE OPERATIONS

Status: Point in time view as at 23/07/2012.

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ARTICLE 8

Duties of the salvor and of the owner and master

- 1 The salvor shall owe a duty to the owner of...
- 2 The owner and master of the vessel or the owner...

ARTICLE 9

Rights of coastal States

ARTICLE 10

Duty to render assistance

- 1 Every master is bound, so far as he can do...
- 2 The States Parties shall adopt the measures necessary to enforce...
- 3 The owner of the vessel shall incur no liability for...

ARTICLE 11

Co-operation

CHAPTER III

— RIGHTS OF SALVORS

ARTICLE 12

Conditions for reward

- 1 Salvage operations which have had a useful result give right...
- 2 Except as otherwise provided, no payment is due under this...
- 3 This chapter shall apply, notwithstanding that the salvaged vessel and...

ARTICLE 13

Criteria for fixing the reward

- 1 The reward shall be fixed with a view to encouraging...
- 2 Payment of a reward fixed according to paragraph 1 shall...
- 3 The rewards, exclusive of any interest and recoverable legal costs...

ARTICLE 14

Special compensation

- 1 If the salvor has carried out salvage operations in respect...

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- 2 If, in the circumstances set out in paragraph 1, the...
- 3 Salvor's expenses for the purpose of paragraphs 1 and 2...
- 4 The total special compensation under this article shall be paid...
- 5 If the salvor has been negligent and has thereby failed...
- 6 Nothing in this article shall affect any right of recourse...

ARTICLE 15

Apportionment between salvors

- 1 The apportionment of a reward under article 13 between salvors...
- 2 The apportionment between the owner, master and other persons in...

ARTICLE 16

Salvage of persons

- 1 No remuneration is due from persons whose lives are saved,...
- 2 A salvor of human life, who has taken part in...

ARTICLE 17

Services rendered under existing contracts

ARTICLE 18

The effect of salvor's misconduct

ARTICLE 19

Prohibition of salvage operations

CHAPTER IV

— CLAIMS AND ACTIONS

ARTICLE 20

Maritime lien

- 1 Nothing in this Convention shall affect the salvor's maritime lien...
- 2 The salvor may not enforce his maritime lien when satisfactory...

ARTICLE 21

Duty to provide security

- 1 Upon the request of the salvor a person liable for...

Status: Point in time view as at 23/07/2012.

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- 2 Without prejudice to paragraph 1, the owner of the salvaged...
- 3 The salvaged vessel and other property shall not, without the...

ARTICLE 22

Interim payment

- 1 The tribunal having jurisdiction over the claim of the salvor...
- 2 In the event of an interim payment under this article...

ARTICLE 23

Limitation of actions

- 1 Any action relating to payment under this Convention shall be...
- 2 The person against whom a claim is made may at...
- 3 An action for indemnity by a person liable may be...

ARTICLE 24

Interest

ARTICLE 25

State-owned cargoes

ARTICLE 26

Humanitarian cargoes

ARTICLE 27

Publication of arbitral awards

Part II — PROVISIONS HAVING EFFECT IN CONNECTION WITH CONVENTION

Interpretation

- 1 In this Part of this Schedule “the Convention” means the...

Claims excluded from Convention

- 2 (1) The provisions of the Convention do not apply—

Assistance to persons in danger at sea

- 3 (1) The master of a vessel who fails to comply...

Status: Point in time view as at 23/07/2012.

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The reward and special compensation: the common understanding

- 4 In fixing a reward under article 13 and assessing special...

Recourse for life salvage payment

- 5 (1) This paragraph applies where— (a) services are rendered wholly...

Meaning of “judicial proceedings”

- 6 References in the Convention to judicial proceedings are references to...

Meaning of “State Party”

- 7 (1) An Order in Council made for the purposes of...

Schedule 11A — Funding of maritime services

Interpretation

- 1 In this Schedule— “general light dues” and “general lighthouse authority”...

Charges in respect of maritime matters

- 2 (1) Regulations under this Schedule may make provision imposing charges...

Charges relating to expenses payable out of General Lighthouse Fund

- 3 (1) If— (a) any EU obligation, or

Ships in respect of which charges may be imposed

- 4 (1) Regulations under this Schedule may not require a charge...

Persons by whom charges to be paid

- 5 (1) Regulations under this Schedule may not require a charge...

Amount of charges

- 6 (1) Regulations under this Schedule may impose a charge—

Powers to require information

- 7 (1) Regulations under this Schedule may include provision requiring any...

Disclosure of information

- 8 (1) No obligation as to secrecy or other restriction on...

Collection and recovery, etc.

- 9 (1) Regulations under this Schedule may make provision—
10 Regulations under this Schedule may make provision for appeals against...

Status: Point in time view as at 23/07/2012.

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Distress

11 Regulations under this Schedule may make provision in respect of...

Further powers in relation to General Lighthouse Fund etc

12 If regulations under this Schedule make any provision by virtue...

13 If regulations under this Schedule make any provision by virtue...

Supplementary

14 Regulations under this Schedule may include such transitional, incidental or...

15 Any sums received in consequence of regulations under this Schedule...

16 (1) Regulations under this Schedule shall be made by the...

SCHEDULE 12 — Repeals

SCHEDULE 13 — Consequential Amendments

General Pier and Harbour Act 1861 Amendment Act 1862 (c. 19)

1 In section 21 of the General Pier and Harbour Act...

Sea Fisheries Act 1868 (c. 45)

2 For section 26 of the Sea Fisheries Act 1868 substitute—...

Lloyd's Act 1871 (c. xxi)

3 In section 41 of the Lloyd's Act 1871, for “Merchant...

Slave Trade Act 1873 (c. 88)

4 Consequential Amendments

Explosives Act 1875 (c. 17)

5 In the Explosives Act 1875— (a) in section 58(b), for...

Explosive Substances Act 1883 (c. 3)

6 In section 8(2) of the Explosive Substances Act 1883, for...

Submarine Telegraph Act 1885 (c. 49)

7 In the Submarine Telegraph Act 1885— (a) in section 5(1),...

Foreign Jurisdiction Act 1890 (c. 37)

8 In Schedule 1 to the Foreign Jurisdiction Act 1890, at...

Fisheries Act 1891 (c. 37)

9 In section 2(1) of the Fisheries Act 1891, for “in...

Commissioners for Oaths Act 1891 (c. 50)

10 In section 1 of the Commissioners for Oaths Act 1891,...

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Seal Fisheries (North Pacific) Act 1895 (c.21)

11 In the Seal Fisheries (North Pacific) Act 1895—

Seal Fisheries (North Pacific) Act 1912 (c. 10)

12 In section 3 of the Seal Fisheries (North Pacific) Act...

Trustee Act 1925 (c. 19)

13 In section 51(6) of the Trustee Act 1925, for “Acts...

Whaling Industry (Regulations) Act 1934 (c. 49)

14 In section 17(1) of the Whaling Industry (Regulations) Act 1934,...

Public Health Act 1936 (c. 49)

15 In section 343(1) of the Public Health Act 1936, in...

Public Health (Drainage of Trade Premises) Act 1937 (c. 40)

16 In section 14 of the Public Health (Drainage of Trade...

Superannuation (Various Services) Act 1938 (c. 13)

17 In Part I of the Schedule to the Superannuation (Various...

Compensation (Defence) Act 1939 (c. 75)

18 In section 17(1) of the Compensation (Defence) Act 1939, in...

Pensions (Navy, Army, Air Force and Mercantile Marine) Act 1939 (c. 83)

19 In the Pensions (Navy, Army, Air Force and Mercantile Marine)...

Public Health (Scotland) Act 1945 (c.15)

20 In section 1(8) of the Public Health (Scotland) Act 1945,...

Crown Proceedings Act 1947 (c. 44)

21 In section 38(2) of the Crown Proceedings Act 1947—

British Nationality Act 1948 (c. 56)

22 In section 3(1) of the British Nationality Act 1948, for...

Law Reform (Miscellaneous Provisions) Act (Northern Ireland) 1948 (c. 23 (N.I.))

23 In section 4(2) of the Law Reform (Miscellaneous Provisions) Act...

Wireless Telegraphy Act 1949 (c. 54)

24 In section 19(7) of the Wireless Telegraphy Act 1949, for...

Coast Protection Act 1949 (c. 74)

25 In section 49(1) of the Coast Protection Act 1949, in...

Status: Point in time view as at 23/07/2012.

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Registered Designs Act 1949 (c. 88)

26 Consequential Amendments

Rivers (Prevention of Pollution) (Scotland) Act 1951 (c.66)

27 In section 29(4) of the Rivers (Prevention of Pollution) (Scotland)...

Post Office Act 1953 (c. 36)

28 Consequential Amendments

Administration of Justice Act 1956 (c. 46)

29 (1) The Administration of the Justice Act 1956 shall be...

Trustee Act (Northern Ireland) 1958 (c. 23 (N.I.))

30 In section 51(7) of the Trustee Act (Northern Ireland) 1958,...

Factories Act 1961 (c. 34)

31 In section 176(1) of the Factories Act 1961, for the...

Pipe-Lines Act 1962 (c. 58)

32 In section 39(4) of the Pipe-Lines Act 1962, for “section...

Harbours Act 1964 (c. 40)

33 In section 57(1) of the Harbours Act 1964—

*Contracts of Employment and Redundancy
Payments Act (Northern Ireland) 1965 (c. 19 (N.I.))*

34 In section 6(1)(c) of the Contracts of Employment and Redundancy...

Factories Act (Northern Ireland) 1965 (c. 20 (N.I.))

35 In section 176(1) of the Factories Act (Northern Ireland) 1965,...

Fisheries Act (Northern Ireland) 1966 (c. 17 (N.I.))

36 In the Fisheries Act (Northern Ireland) 1966—

Finance Act 1966 (c. 18)

37 In section 2(5)(a) of the Finance Act 1966, for “Merchant...

Sea Fish (Conservation) Act 1967 (c. 84)

38 In the Sea Fish (Conservation) Act 1967—

Public Health Act (Northern Ireland) 1967 (c. 36 (N.I.))

39 In section 32 of the Public Health Act (Northern Ireland)...

Consular Relations Act 1968 (c. 18)

40 In the Consular Relations Act 1968— (a) in section 13(3),...

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Countryside Act 1968 (c. 41)

41 In section 13(6)(a) of the Countryside Act 1968, for “Merchant...

Hovercraft Act 1968 (c. 59)

42 In section 1(1)(i) of the Hovercraft Act 1968—

Sea Fisheries Act 1968 (c. 77)

43 In the Sea Fisheries Act 1968— (a) in section 8(6)—...

Harbours Act (Northern Ireland) 1970 (c. 1 (N.I.))

44 In Part II of Schedule 1 to the Harbours Act...

Carriage of Goods by Sea Act 1971 (c. 19)

45 (1) The Carriage of Goods by Sea Act 1971 shall...

Attachment of Earnings Act 1971 (c. 32)

46 In section 24(3) of the Attachment of Earnings Act 1971,...

Industry Act 1972 (c. 63)

47 In section 12(2)(a) of the Industry Act 1972, for “1...

Education (Work Experience) Act 1973 (c. 23)

48 Consequential Amendments

Fishery Limits Act 1976 (c. 86)

49 In section 8 of the Fishery Limits Act 1976—

Aircraft and Shipbuilding Industry Act 1977 (c. 3)

50 In paragraph 5(1)(a) of Schedule 2 to the Aircraft and...

Rates (Northern Ireland) Order 1977 (S.I. 1977/2157 (NI 28))

51 In the Rates (Northern Ireland) Order 1977—

Judicature (Northern Ireland) Act 1978 (c. 23)

52 In section 46 of the Judicature (Northern Ireland) Act 1978,...

Customs and Excise Management Act 1979 (c. 2)

53 (1) The Customs and Excise Management Act 1979 shall be...

Hydrocarbon Oil Duties Act 1979 (c. 5)

54 In section 19(1)(a) of the Hydrocarbon Oil Duties Act 1979,...

Magistrates’ Courts Act 1980 (c. 43)

55 After section 3 of the Magistrates’ Courts Act 1980 insert...

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Education (Scotland) Act 1980 (c. 44)

56 In section 123(2)(b) of the Education (Scotland) Act 1980, for...

Private Streets (Northern Ireland) Order 1980 (S.I. 1980/1086 (NI 12))

57 In Article 2(2) of the Private Streets (Northern Ireland) Order...

Animal Health Act 1981 (c. 22)

58 In the Animal Health Act 1981— (a) in section 49(4),...

Senior Courts Act 1981 (c. 54)

59 (1) The Senior Courts Act 1981 shall be amended as...

Judgments Enforcement (Northern Ireland) Order 1981 (S.I. 1981/226 (NI 6))

60 In the Judgments Enforcement (Northern Ireland) Order 1981—

Clean Air (Northern Ireland) Order 1981 (S.I. 1981/158 (NI 14))

61 In Article 29(6) of the Clean Air (Northern Ireland) Order...

Diseases of Animals (Northern Ireland) Order 1981 (S.I. 1981/1115 (NI 22))

62 In Article 48(3) of the Diseases of Animals (Northern Ireland)...

Magistrates' Courts (Northern Ireland) Order 1981 (S.I. 1981/1675 (NI 26))

63 After Article 17 of the Magistrates' Courts Order 1981 insert...

Civil Aviation Act 1982 (c. 16)

64 In the Civil Aviation Act 1982— (a) in section 75(6),...

Oil and Gas (Enterprise) Act 1982 (c. 23)

65 Consequential Amendments

Civil Jurisdiction and Judgments Act 1982 (c. 27)

66 In the Civil Jurisdiction and Judgments Act 1982—

Civic Government (Scotland) Act 1982 (c. 45)

67 In section 38(4)(a) of the Civic Government (Scotland) Act 1982,...

British Fishing Boats Act 1983 (c. 8)

68 In section 9 of the British Fishing Boats Act 1983—...

Public Health (Control of Disease) Act 1984 (c. 22)

69 In the Public Health (Control of Disease) Act 1984—

Inshore Fishing (Scotland) Act 1984 (c. 26)

70 In section 9(1) of the Inshore Fishing (Scotland) Act 1984—...

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Road Traffic Regulation Act 1984 (c. 27)

71 In section 133(1) of the Road Traffic Regulation Act 1984,...

County Courts Act 1984 (c. 28)

72 (1) The County Courts Act 1984 shall be amended as...

Repatriation of Prisoners Act 1984 (c. 47)

73 In section 5(6) of the Repatriation of Prisoners Act 1984,...

Dangerous Vessels Act 1985 (c. 22)

74 In section 2(b) of the Dangerous Vessels Act 1985, for...

Food and Environment Protection Act 1985 (c. 48)

75 In section 24(1) of the Food and Environment Protection Act...

Protection of Military Remains Act 1986 (c. 35)

76 In section 9 of the Protection of Military Remains Act...

Wages Act 1986 (c. 48)

77 In section 30(3) of the Wages Act 1986, for “Merchant...

Petroleum Act 1987 (c. 12)

78 In section 23(8) of the Petroleum Act 1987, for “16(2)...

Debtors (Scotland) Act 1987 (c. 18)

79 In section 73(4) of the Debtors (Scotland) Act 1987—

Pilotage Act 1987 (c. 21)

80 In the Pilotage Act 1987— (a) in section 22—

Channel Tunnel Act 1987 (c. 53)

81 In Part III of Schedule 7 to the Channel Tunnel...

Norfolk and Suffolk Broads Act 1988 (c. 4)

82 In section 25(1) of the Norfolk and Suffolk Broads Act...

Local Government Finance Act 1988 (c. 41)

83 In Schedule 5 to the Local Government Finance Act 1988,...

Copyright, Designs and Patents Act 1988 (c. 48)

84 In the Copyright, Designs and Patents Act 1988—

Road Traffic Act 1988 (c. 52)

85 In section 144(2)(c) of the Road Traffic Act 1988, for...

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Wages (Northern Ireland) Order 1988 (S.I. 1988/796 (NI 7))

86 In Article 26(3) of the Wages (Northern Ireland) Order 1988,...

Criminal Justice (International Co-operation) Act 1990 (c. 5)

87 In section 5(7) of the Criminal Justice (International Co-operation) Act...

Aviation and Maritime Security Act 1990 (c. 31)

88 (1) The Aviation and Maritime Security Act 1990 shall be...

Water Industry Act 1991 (c. 56)

89 In the Water Industry Act 1991— (a) in section 121(6),...

Water Resources Act 1991 (c. 57)

90 In section 221(1) of the Water Resources Act 1991—

Land Drainage Act 1991 (c. 59)

91 In the Land Drainage Act 1991— (a) in section 12(7),...

Dangerous Vessels (Northern Ireland) Order 1991 (S.I. 1991/1219 (NI 10))

92 In Article 4(b) of the Dangerous Vessels (Northern Ireland) Order...

Judicial Pensions and Retirement Act 1993 (c. 8)

93 In the Judicial Pensions and Retirement Act 1993—

Clean Air Act 1993 (c. 11)

94 In the Clean Air Act 1993— (a) in section 46(6),...

Value Added Tax Act 1994 (c. 23)

95 In section 33(3)(h), for “Part XI of the Merchant Shipping...

SCHEDULE 14 — Transitory, Saving and Transitional Provisions

Extra-territorial provisions

1 (1) Without prejudice to section 315(1), the repeals made by...

References to registration in other legislation

2 Any reference in an enactment in any other Act (not...

Qualifications: certificates of A.B.

3 (1) A seaman engaged in any United Kingdom ship shall...

Manning: certificates existing in 1979

4 (1) The power to make regulations under section 47 includes...

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Masters and seamen: postponed commencements

- 5 (1) No provision to which this paragraph applies shall have...

Masters and seamen and documents: transitory provisions

- 6 (1) A provision to which this paragraph applies shall cease...

Safety provisions: saving of instruments, etc

- 7 (1) Notwithstanding the repeal by the Merchant Shipping (Registration, etc.)...

Oil pollution: saving for certain transitional provisions

- 8 Notwithstanding the repeal of section 38 of the Merchant Shipping...

Lighthouses: dependencies

- 9 (1) Section 193(5) shall cease to have effect on such...

Lighthouses: Scotland

- 10 Prior to the commencement of paragraph 7 of Schedule 13...

Wreck and salvage: Cinque ports

- 11 Nothing in Part IX shall prejudice or affect any jurisdiction...

Wreck: Liability for damage in case of plundered vessel in Scotland

- 12 Prior to the commencement of paragraph 1 of Schedule 13...

Behring Sea Award

- 13 Nothing in this Act shall affect the Behring Sea Award...

— Table of Derivations

- 1 Notes
2 The following abbreviations are used in the Table:— Acts of...
3 By the Transfer of Functions (Trade and Industry) Order 1983,...
4 By Schedule 1, paragraph 1 to the Customs and Excise...
5 Schedule 4, paragraph 2 of the 1993 Act effected general...
6 The general conversion of then-existing fines in terms of amounts...
7 As regards offences, paragraph 74 of Schedule 4 to the...
8 Section 1(1)(c) of the Merchant Shipping (Mercantile Marine Fund) Act...

Status:

Point in time view as at 23/07/2012.

Changes to legislation:

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