



# Merchant Shipping Act 1995

## 1995 CHAPTER 21

### PART IV

#### SAFETY

*<sup>F1</sup>[ Power to require ships to be moved]*

**<sup>F1</sup>100G Failure to comply with prescribed standards in respect of ship in respect of which trans-shipment licence is in force.**

- (1) If it appears to the Secretary of State that any requirement of regulations under section 100F(2) or regulations under section 192A is being contravened in respect of a ship in respect of which a trans-shipment licence is in force, he may serve on the master a notice under subsection (2) below.
- (2) A notice under this subsection must specify the contravention by reason of which it is given and must—
  - (a) prohibit the receiving by the ship of fish trans-shipped from another ship,
  - (b) prohibit the processing of fish on the ship, or
  - (c) prohibit both such receiving and such processing.
- (3) The Secretary of State shall revoke a notice under subsection (2) above if he is satisfied that the contravention specified in it has been remedied.
- (4) If a trans-shipment licence ceases to be in force in respect of a ship to which a notice under subsection (2) above relates, the notice is revoked by virtue of this subsection.
- (5) If without reasonable excuse the master of a ship causes or permits any prohibition imposed by a notice under subsection (2) above to be contravened in respect of the ship, he shall be liable—
  - (a) on summary conviction, to a fine not exceeding £50,000;
  - (b) on conviction on indictment, to imprisonment for a term not exceeding two years or a fine or both.

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*Status: Point in time view as at 01/03/2005. This version of this provision has been superseded.*

*Changes to legislation: Merchant Shipping Act 1995, Section 100G is up to date with all changes known to be in force on or before 14 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)*

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- (6) The obligation imposed by regulations under section 100F(2) shall not be enforceable except in accordance with this section, but this subsection does not limit the powers conferred by section 258.

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**Textual Amendments**

**F1** Ss. 100F-100G inserted (19.3.1997) by 1997 c. 28, ss. 11, 31(4)

**Status:**

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