Status: Point in time view as at 15/09/1996. This version of this cross heading contains provisions that are not valid for this point in time. Changes to legislation: There are currently no known outstanding effects for the Merchant Shipping and Maritime Security Act 1997, Paragraph 5. (See end of Document for details)

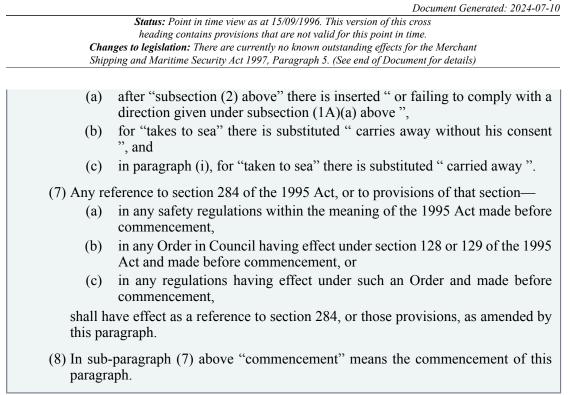
$S\,C\,H\,E\,D\,U\,L\,E\,S$

SCHEDULE 1

Amendments of Merchant Shipping Act 1995 Relating to inspection and detention of ships

	VALID FROM 23/03/1997
5	<i>Enforcing detention of ships</i> (1) Section 284 of the 1995 Act (enforcing detention of ship) is amended as follows.
	 (2) In subsection (1), for paragraph (b) there is substituted— "(b) any officer of a Minister of the Crown or Northern Ireland department who is authorised by the Secretary of State, either generally or in a particular case, to exercise powers under this section,".
	(3) After subsection (1) there is inserted—
	 (1A) A notice of detention may— (a) include a direction that the ship— (i) must remain in a particular place, or (ii) must be moved to a particular anchorage or berth, and (b) if it includes such a direction, may specify circumstances relating to safety or the prevention of pollution in which the master may move his ship from that place, anchorage or berth."
	(4) For subsection (2) there is substituted—
	"(2) If a ship as respects which notice of detention has been served on the master proceeds to sea, otherwise than in accordance with such a notice, before it is released by a competent authority, the master of the ship shall be guilty of an offence.
	(2A) If a ship as respects which notice of detention has been served on the master fails to comply with a direction given under subsection (1A)(a) above, the master of the ship shall be guilty of an offence.
	(2B) A person guilty of an offence under subsection (2) or (2A) above shall be liable—
	 (a) on summary conviction, to a fine not exceeding £50,000; (b) on conviction on indictment, to a fine."
	(5) In subsection (3), after "subsection (2)" there is inserted " or (2A) ".

(6) In subsection (4)—



Status:

Point in time view as at 15/09/1996. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation:

There are currently no known outstanding effects for the Merchant Shipping and Maritime Security Act 1997, Paragraph 5.