



# Merchant Shipping and Maritime Security Act 1997

## 1997 CHAPTER 28

### *Miscellaneous amendments of Merchant Shipping Act 1995*

#### **19 Powers of general lighthouse authorities.**

- (1) In section 197 of the 1995 Act (powers of general lighthouse authority), in subsection (7), after “sell” there is inserted “ or lease ”.
- (2) After that subsection there is inserted—
  - “(8) Where it appears to a general lighthouse authority that any asset of theirs which is held in connection with the discharge of their functions under section 195 has spare capacity, they may, with the consent of the Secretary of State, enter into an agreement for the purpose of exploiting that spare capacity.
  - (9) For the purposes of subsection (8) above an asset has spare capacity if—
    - (a) during any period there are times (or there is a time) when it is not needed in connection with the discharge of the general lighthouse authority’s functions under section 195;
    - (b) there is any period when it is not being used to its full capacity in connection with the discharge of those functions; or
    - (c) it has ceased to be used in connection with the discharge of those functions but it is not for the time being expedient to realise the asset.
  - (10) Any consent under subsection (8) above may be given—
    - (a) unconditionally or subject to conditions; and
    - (b) in relation to a particular case or in relation to such description of cases as may be specified in the consent.
  - (11) A general lighthouse authority shall send to the Secretary of State a copy of every agreement entered into by them by virtue of subsection (8) above.”

**Changes to legislation:**

There are currently no known outstanding effects for the Merchant Shipping and Maritime Security Act 1997, Section 19.