



Merchant Shipping Act 1894

1894 CHAPTER 60 57 and 58 Vict

PART V

SAFETY

Dangerous Goods

F1446

Textual Amendments

F1 S. 446 repealed (1.5.1994) by 1993 c. 22, s. 8(4), [Sch. 5 Pt.II](#); S.I. 1993/3137, [art. 3\(2\)](#)

F2447

Textual Amendments

F2 S. 448 repealed (1.5.1994) by 1993 c. 22, s. 8(4), [Sch. 5 Pt.II](#); S.I. 1993/3137, [art. 3\(2\)](#)

F3448

Textual Amendments

F3 S. 448 repealed (1.5.1994) by 1993 c. 22, s. 8(3)(4), [Sch. 4 para. 11\(1\)](#), [Sch. 5 Pt.II](#); S.I. 1993/3137, [art. 3\(2\)](#)

Status: Point in time view as at 01/05/1994.

Changes to legislation: There are currently no known outstanding effects for the Merchant Shipping Act 1894, Cross Heading: Dangerous Goods. (See end of Document for details)

449 Forfeiture of dangerous goods improperly sent or carried.

(1) Where any dangerous goods have been sent or carried, or attempted to be sent or carried, on board any vessel, British or foreign, without being marked [^{F4}as required by safety regulations], or without such notice having been given [^{F4}as required by safety regulations], or under a false description, or with a false description of the sender or carrier thereof, any court having Admiralty jurisdiction may declare those goods, and any package or receptacle in which they are contained, to be, and they shall thereupon be, forfeited, and when forfeited, shall disposed of as the court direct.

(2) The court shall have, and may exercise, the aforesaid powers of forfeiture and disposal notwithstanding that the owner of the goods has not committed any offence under the provisions of [^{F4}safety regulations] relating to dangerous goods, and is not before the court, and has not notice of the proceedings, and notwithstanding that there is no evidence to show to whom the goods belong; nevertheless the court may, in their discretion, require such notice as they may direct to be given to the owner or shipper of the goods before they are forfeited.

[^{F5}(3) In this section—

“dangerous goods” means goods that are designated as dangerous goods by safety regulations; and

“safety regulations” means regulations under section 21 of the Merchant Shipping Act 1979.]

Textual Amendments

F4 Words in s. 449(1)(2) substituted (1.5.1994) by 1993 c. 22, s. 8(3), **Sch. 4 para. 11(2)(a)(b)**; S.I. 1993/3137, **art. 3(2)**

F5 S. 449(3) inserted (1.5.1994) by 1993 c. 22, s. 8(3), **Sch. 4 para. 11(2)(c)**; S.I. 1993/3137, **art. 3(2)**

Modifications etc. (not altering text)

C1 Ss. 448–450 extended by S.I. 1972/971, **Sch. 1 Pt. A**

^{F6}**450**

Textual Amendments

F6 S. 450 repealed (1.5.1994) by 1993 c. 22, s. 8(4), **Sch. 5 Pt.II**; S.I. 1993/3137, **art. 3(2)**

451 ^{F7}

Textual Amendments

F7 S. 451 repealed by **Merchant Shipping Act 1906 (c. 48)**, **Sch. 2**

452– ^{F8}

456

Status: Point in time view as at 01/05/1994.

Changes to legislation: There are currently no known outstanding effects for the Merchant Shipping Act 1894, Cross Heading: Dangerous Goods. (See end of Document for details)

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Textual Amendments

F8 Ss. 452–456 repealed by [Merchant Shipping \(Safety Convention\) Act 1949 \(c. 43\)](#), **Sch. 3**

Status:

Point in time view as at 01/05/1994.

Changes to legislation:

There are currently no known outstanding effects for the Merchant Shipping Act 1894, Cross Heading: Dangerous Goods.