

SCHEDULE

PART I

SURVEYS, INSPECTIONS AND APPLICATIONS FOR EXEMPTION

1. In this Part “the statutory requirements” means any provision of the following:

(1) Primary Legislation

Part III of the Principal Act(1); the Act of 1948; the Act of 1967; the Act of 1970; sections 20 and 21 of the Act of 1979; and sections 30 and 31 of the Merchant Shipping Act 1988(2).

(2) Statutory Instruments

| TITLE | S.I. Number | Amended by S.I. |
|--|-------------|------------------|
| A. CREW | | |
| Merchant Shipping (Code of Safe Working Practices) Regulations 1980 | 686 | |
| Merchant Shipping (Health and Safety: General Duties) Regulations 1984 | 408 | 1988/1396 |
| Merchant Shipping (Safety Officials and Reporting of Accidents and Dangerous Occurrences) Regulations 1982 | 876 | 1984/931994/2014 |
| Merchant Shipping (Protective Clothing and Equipment) Regulations 1985 | 1664 | |
| Merchant Shipping (Guarding of Machinery and Safety of Electrical Equipment) Regulations 1988 | 1636 | 1988/2274 |
| Merchant Shipping (Means of Access) Regulations 1988 | 1637 | 1988/2274 |
| Merchant Shipping (Entry into Dangerous Spaces) Regulations 1988 | 1638 | 1988/2274 |
| Merchant Shipping (Hatches and Lifting Plant) Regulations 1988 | 1639 | 1988/2274 |
| Merchant Shipping (Safe Movement on Board Ship) Regulations 1988 | 1641 | 1988/2274 |

(1) Part III is repealed (so far as not already repealed) with effect from 31st December 1995: S.I. 1995/1210, regulation 1(5).

(2) 1988 c. 12.

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| TITLE | S.I. Number | Amended by S.I. |
|--|-------------|--------------------------------------|
| Merchant Shipping (Provisions and Water) Regulations 1989 | 102 | |
| B. CREW ACCOMMODATION | | |
| Merchant Shipping (Crew Accommodation) Regulations 1978 | 795 | 1979/4911984/411989/184 |
| C. DANGEROUS GOODS | | |
| Merchant Shipping (Gas Carriers) Regulations 1994 | 2464 | |
| Merchant Shipping (Dangerous Goods and Marine Pollutants) Regulations 1990 | 2605 | |
| D. DIVING AND SUBMERSIBLES | | |
| Merchant Shipping (Diving Operations) Regulations 1975 | 116 | 1975/2062 |
| Merchant Shipping (Submersible Craft Construction and Survey) Regulations 1981 | 1098 | 1987/306 |
| Merchant Shipping (Submersible Craft Operations) Regulations 1987 | 311 | 1987/1603 |
| E. FIRE AND LIFE-SAVING | | |
| Merchant Shipping (Life-Saving Appliances) Regulations 1980 | 538 | 1981/5771986/10721991/1300 |
| Merchant Shipping (Fire Appliances) Regulations 1980 | 544 | 1981/5741985/11941986/10701991/3162 |
| Merchant Shipping (Fire Protection) Regulations 1984 | 1218 | 1985/11931986/10701992/23601993/3163 |
| Merchant Shipping (Fire Protection) Ships built before 25th May 1980) Regulations 1985 | 1218 | 1986/10701993/3164 |
| Merchant Shipping (Fire Protection) (Non-United Kingdom) (Non-SOLAS Ships) Rules 1986 | 1248 | 1993/3161 |
| Merchant Shipping (Life-Saving Appliances) Regulations 1986 | 1066 | 1991/1300 |

| TITLE | S.I. Number | Amended by S.I. |
|---|-------------|---|
| Merchant Shipping (Musters and Training) Regulations 1986 | 1071 | 1993/3231 |
| Merchant Shipping (Life-Saving Appliances for Passenger Ships of Classes III to VI(A)) Regulations 1992 | 2359 | |
| F. FISHING VESSELS | | |
| Merchant Shipping (Crew Accommodation) (Fishing Vessels) Regulations 1975 | 2220 | |
| Fishing Vessels (Safety Provisions) Rules 1975 | 330 | 1975/4711976/4321977/3131977/4981978/15981978 |
| Fishing Vessels (Life-Saving Appliances) Regulations 1988 | 38 | |
| Fishing Vessels (Safety Training) Regulations 1989 | 126 | |
| G. LOAD LINES | | |
| Merchant Shipping (Load Lines) Rules 1968 | 1053 | 1970/10031979/12671990/21281990/25431993/1994 |
| Merchant Shipping (Load Lines) (Length of Ship) Regulations 1968 | 1072 | |
| Merchant Shipping (Load Lines) (Deck Cargo) Regulations 1968 | 1089 | |
| Merchant Shipping (Load Lines) (Particulars of Depth of Loading) Regulations 1972 | 1841 | |
| Merchant Shipping (Grain) Regulations 1985 | 1217 | |
| H. MEDICAL STORES | | |
| Merchant Shipping Vessels (Medical Stores) Regulations 1986 | 144 | 1986/1116 |
| Merchant Shipping (Medical Stores) (Fishing Vessels) Regulations 1988 | 1547 | |
| I. RADIO AND NAVIGATIONAL EQUIPMENT | | |

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| TITLE | S.I. Number | Amended by S.I. |
|--|-------------|---|
| Merchant Shipping (Navigational Equipment) Regulations 1984 | 1203 | 1985/6591994/1104 |
| Merchant Shipping (Radio) (Fishing Vessels) Rules 1974 | 1919 | 1982/12921994/1104 |
| Merchant Shipping (Radio Installations) Regulations 1992 | 3 | 1995/1210 |
| Merchant Shipping (Navigational Equipment) Regulations 1993 | 69 | |
| J. SHIPS — CONSTRUCTION AND EQUIPMENT | | |
| Merchant Shipping (Passenger Ship Construction) Regulations 1980 | 535 | 1985/6601986/10741987/18861988/1693 |
| Merchant Shipping (Automatic Pilot and Testing of Steering Gear) Regulations 1981 | 571 | |
| Merchant Shipping (Cargo Ship Construction and Survey) Regulations 1981 | 572 | 1985/6631992/1351995/1210 |
| Merchant Shipping (Cargo Ship Safety Equipment Survey) Regulations 1981 | 573 | 1985/211 |
| Merchant Shipping (Passenger Ship Classification) Regulations 1981 | 1472 | |
| Merchant Shipping (Passenger Ship Construction and Survey) Regulations 1984 | 1216 | 1986/10741987/18861988/16931990/8921992/23581 |
| Merchant Shipping (Cargo Ship Construction and Survey) Regulations 1984 | 1217 | 1986/10671992/135 |
| Merchant Shipping (Application of Construction and Survey Regulations to Other Ships) Regulations 1985 | 661 | |
| Merchant Shipping (Closing of Openings in Hulls and in Watertight Bulkheads) Regulations 1987 | 1298 | |

| TITLE | S.I. Number | Amended by S.I. |
|---|-------------|--|
| Merchant Shipping (Pilot Ladders and Hoists) Regulations 1987 | 1961 | 1993/3232 |
| Merchant Shipping (Closing of Openings in Enclosed Superstructures and in Bulkheads above the Bulkhead Deck) Regulations 1988 | 317 | |
| Merchant Shipping (Closing of Openings in Enclosed Superstructures and in Bulkheads above the Bulkhead Deck) (Application to Non-United Kingdom ships) Regulations 1988 | 642 | |
| Merchant Shipping (Emergency Equipment Lockers for Ro/Ro Passenger Ships) Regulations 1988 | 2272 | |
| Merchant Shipping (Loading and Stability Assessment of Ro/Ro Passenger Ships) Regulations 1989 | 100 | |
| Merchant Shipping (Emergency Information for Passengers) Regulations 1990 | 660 | |
| Merchant Shipping (Pilot Boats) Regulations 1991 | 65 | |
| Merchant Shipping (Vessels in Commercial Use for Sport and Pleasure) Regulations 1993 | 1072 | |
| K. PREVENTION AND CONTROL OF POLLUTION | | |
| Merchant Shipping (Prevention of Oil Pollution) Regulations 1983 | 1398 | 1985/20401992/981993/16801994/2085 |
| Merchant Shipping (IBC Code) Regulations 1987 | 549 | 1990/26021994/2082 |
| Merchant Shipping (BCH Code) Regulations 1987 | 550 | 1990/26031994/2084 |
| Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) Regulations 1987 | 551 | 1990/26041994/2083 |

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| TITLE | S.I. Number | Amended by S.I. |
|---|-------------|--|
| L. MANNING AND CERTIFICATION | | |
| Fishing Vessels (Certification of Deck Officers and Engineer Officers) Regulations 1984 | 1115 | 1991/18191995/1428 |
| Merchant Shipping (Certification of Deck Officers) Regulations 1985 | 1306 | 1987/8841991/18191995/1429 |
| Merchant Shipping (Certification of Marine Engineer Officers and Licensing of Marine Engine Operators) Regulations 1986 | 1935 | 1987/8841995/1429 |
| Merchant Shipping (Safe Manning Document) Regulations 1992 | 1564 | |
| M. SURVEY AND CERTIFICATION | | |
| Merchant Shipping (Survey and Certification) Regulations | 1210 | |

2.—(1) Subject to sub-paragraph (2) below and to any additional charge payable under Part XII of this Schedule, the fees for the services in this Part shall be determined by the amount of work involved, charged at an hourly rate of £45.

(2) In the case of the Radio Rules, the fees for any services performed by British Telecommunications plc pursuant to Regulations 125A, 125B, 125C, 130 and 131 of the Fishing Vessels (Safety Provisions) Rules 1975 and Merchant Shipping (Survey and Certification) Regulations 1995 shall be charged as follows—

- (a) in respect of time occupied by the survey (subject to regulation 4 above and to any additional charge payable under Part XII below) in travelling, conducting the survey and completing a report of the survey, at an hourly rate of £50, and
- (b) in respect of all administrative and other work involved, at an amount of £82 for fishing vessels, and £100 for other ships.

3. Subject to paragraph 4 below and except in relation to the services referred to in paragraph 5 below, the services in this Part are—

- (a) any survey or inspection of a ship or its equipment for the issue, amendment, endorsement or renewal of a certificate in accordance with or showing compliance with any of the statutory requirements;
- (b) any other inspection of a ship or its equipment under section 76(1) of the Act of 1970, on the application of the owner for the purpose of seeing that the ship complies with any of the statutory requirements;
- (c) any other inspection under section 76(1) of the Act of 1970, otherwise than on the application of the owner to ensure compliance with the statutory requirements where a previous inspection (whether or not on the owner's application) has revealed a failure to comply with any of those requirements;

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- (d) any inspection or survey where the ship or any of its equipment subject to the statutory requirements has been damaged, changed or modified for the purpose of seeing that the ship complies with the statutory requirements after such damage, change or modification;
- (e) except in relation to sections H and L of paragraph 1(2) above, consideration of any application for an exemption or approval in accordance with the provisions of any of the statutory requirements;
- (f) arranging the appointment of a surveyor not employed by the Department of Transport to undertake a survey or inspection outside the UK in accordance with the statutory requirements.

4.—(1) This paragraph shall apply in relation to any service mentioned in paragraph 3(a), (b), (d), (e) or (f) above which is provided in pursuance of an application made with a view to showing compliance with, or seeking exemption from, any requirement imposed by any of the statutory instruments listed in paragraph 1(2) above other than the Merchant Shipping (Radio) (Fishing Vessels) Rules 1974.

(2) In respect of each such service a fee shall be payable by virtue of this paragraph so far as a fee would not otherwise be payable; and in the following provisions of this paragraph a reference to a fee is a reference to a fee in respect of such a service, whether payable by virtue of this paragraph or otherwise.

(3) Subject to the following sub-paragraphs a fee shall be paid when application for the service is made and the applicant is informed of the amount thereof and shall be calculated by reference to the Secretary of State's estimate of the duration of the work likely to be required in consequence of the application at the appropriate hourly rate specified in sub-paragraph (2) above.

(4) If during the course of the work the Secretary of State estimates that the duration of the work likely to be required is greater than that estimated under sub-paragraph (3) above, the fee shall be recalculated by reference to that greater estimate, and the excess, if any, over the fee originally payable shall be paid by the applicant.

(5) If the duration of the work actually required in consequence of the application is greater or less than its estimated or re-estimated duration, the fee shall be recalculated by reference to the actual duration and the difference shall be paid by, or, as the case may be, refunded to, the applicant.

(6) In the case of any service performed by British Telecommunications plc pursuant to regulations 125A, 125B, 125C, 130 and 131 of the Fishing Vessels (Safety Provisions) Rules 1975, sub-paragraph (3) above shall apply as if the reference to the Secretary of State were a reference to British Telecommunications plc.

5. Where a fee is specified in or covered by another Part of this Schedule for any survey, inspection or certificate in connection with any of the statutory requirements, the fee shall be payable in accordance with that Part and not this.