

---

STATUTORY INSTRUMENTS

---

**1995 No. 3128**

**MERCHANT SHIPPING**

**The Merchant Shipping (Port State Control) Regulations 1995**

*Made - - - - 5th December 1995*  
*Laid before the House of*  
*Commons - - - - 11th December 1995*  
*Coming into force - - 1st January 1996*

Whereas the Secretary of State is a Minister designated<sup>(1)</sup> for the purposes of section 2(2) of the European Communities Act 1972<sup>(2)</sup> in relation to safety of ships and the health and safety of persons on them;

And whereas, in so far as the following Regulations are made in the exercise of powers conferred by section 21 of the Merchant Shipping Act 1979<sup>(3)</sup>, the Secretary of State for Transport has in pursuance of subsection (2) of section 22 of that Act consulted persons he considers will be affected as mentioned in that subsection;

And whereas, so far as these Regulations are made under section 22(1)(c) of the said Act of 1979, they are made only for the purpose of applying to certain other ships certain provisions of the Safety of Life at Sea Convention 1974;

Now, therefore, the Secretary of State for Transport, in exercise of the powers conferred by:

- (a) the said section 2(2) of the European Communities Act 1972;
- (b) sections 21(1)(a), (b) and (c), (3), (4) and (6) and 22(1) and (3) of the Merchant Shipping Act 1979; and
- (c) the Merchant Shipping (Prevention of Oil Pollution) Order 1983<sup>(4)</sup> and the Merchant Shipping (Prevention and Control of Pollution) Order 1987<sup>(5)</sup>,

and of all other powers enabling him in that behalf, hereby makes the following Regulations:

---

(1) S.I.1993/595.  
(2) 1972 c. 68.  
(3) 1979 c. 39; section 21(6) was amended by section 49(3) of the Criminal Justice Act 1982 (c. 48); sections 21 and 22 were applied to hovercraft by the Hovercraft (Application of Enactments) Order 1989 (S.I. 1989/1350).  
(4) S.I. 1983/1106, amended by S.I. 1985/2002 and S.I. 1991/2885.  
(5) S.I. 1987/470, amended by S.I. 1990/2595.