
STATUTORY INSTRUMENTS

1998 No. 2514

The Merchant Shipping (Passenger Ship Construction: Ships of Classes I, II and II(A)) Regulations 1998

PART XI

EQUIVALENTS, PENALTIES, DETENTION AND INVALID STABILITY INFORMATION

Penalties

91.—(1) Any contravention of these Regulations, other than of a regulation, or paragraph of a regulation, mentioned in paragraphs (2) to (6), shall be an offence on the part of both the owner and master, punishable on summary conviction by a fine not exceeding the statutory maximum or on conviction on indictment by imprisonment for a term not exceeding two years, or a fine, or both.

(2) Any contravention of regulation 35(1), (2) or (3), 36 or 41(1) or (2) shall be an offence on the part of the owner punishable on summary conviction by a fine not exceeding the statutory maximum or on conviction on indictment by imprisonment for a term not exceeding two years, or a fine, or both.

(3) Any contravention of regulation 42 or 43(1), (2), or (3) shall be an offence on the part of the master punishable on summary conviction by a fine not exceeding the statutory maximum or on conviction or indictment by imprisonment for a term not exceeding two years, or a fine, or both.

(4) Any person who fails to carry out an inspection which he has been appointed by the master to carry out under regulation 24(3) or (4) shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 2 on the standard scale.

[^{F1}(5) If any officer appointed in accordance with regulation 30(1) reports to the master or other officer in charge of the bridge a door to be closed and locked when it is not in fact closed and locked he shall be guilty of an offence, punishable on summary conviction by a fine not exceeding the statutory maximum or, on conviction on indictment, by imprisonment for a term not exceeding two years and a fine.]

(6) Any contravention of regulation 42(1) by an officer appointed in accordance with that regulation shall be an offence punishable on summary conviction by a fine not exceeding [^{F2}the statutory maximum] or on conviction on indictment by a fine.

(7) It shall be a defence to a charge under these Regulations to prove that the person charged took all reasonable steps to avoid commission of the offence.

Textual Amendments

F1 Reg. 91(5) substituted (1.8.2002) by [The Merchant Shipping \(Miscellaneous Amendments\) Regulations 2002 \(S.I. 2002/1650\)](#), regs. 1, **2(b)(i)**

F2 Words in reg. 91(6) substituted (1.8.2002) by [The Merchant Shipping \(Miscellaneous Amendments\) Regulations 2002 \(S.I. 2002/1650\)](#), regs. 1, **2(b)(ii)**

Changes to legislation: There are currently no known outstanding effects for the The Merchant Shipping (Passenger Ship Construction: Ships of Classes I, II and II(A)) Regulations 1998, Section 91. (See end of Document for details)

Commencement Information

II [Reg. 91](#) in force at 12.11.1998, see [reg. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Merchant Shipping (Passenger Ship Construction: Ships of Classes I, II and II(A)) Regulations 1998, Section 91.