
STATUTORY INSTRUMENTS

2005 No. 1434

**The Ship and Port Facility (Security)
(Amendment) Regulations 2005**

Amendments to the 2004 Regulations

- 2.—(1) The Ship and Port Facility (Security) Regulations 2004⁽¹⁾ shall be amended as follows.
- (2) In regulation 1 (citation and commencement), for paragraph (b), there shall be substituted—
- “**(b)** on 1st July 2005 for all other purposes.”.
- (3) In regulations 6(6), 8(9), 12(2) and 15(1), in paragraph (a), for “level 5 on the standard scale” there shall be substituted “the statutory maximum”.
- (4) In regulations 10 and 11—
- (a) paragraph (2) shall be omitted;
- (b) in paragraph (3), the words “Subject to paragraph 3A,” shall be inserted at the beginning; and
- (c) after paragraph (3) there shall be inserted—
- “**(3A)** A person who contravenes paragraph (1)(a) is not guilty of an offence unless it is proved that, at the material time, notices stating that the area concerned was a restricted area were posted so as to be readily seen and read by persons entering the area.”.
- (5) In regulation 16(2), for paragraph (b), there shall be substituted—
- “**(b)** that the matters stated in the enforcement notice in accordance with regulation 14(1) do not constitute a failure to comply with the requirements specified in regulation 13;”.