

STATUTORY INSTRUMENTS

2011 No. 2601

MERCHANT SHIPPING

The Merchant Shipping (Port State Control) Regulations 2011

Made - - - - 31st October 2011
Laid before Parliament 2nd November 2011
Coming into force - - 24th November 2011

The Secretary of State is a Minister designated for the purposes of section 2(2) of the European Communities Act 1972 ^{M1} in relation to the safety of ships and the health and safety of persons on them ^{M2}.

The Secretary of State has consulted such persons in the United Kingdom as she considers will be affected by these Regulations in accordance with section 86 of the Merchant Shipping Act 1995 ^{M3}.

These Regulations make provision for a purpose mentioned in section 2(2) of the European Communities Act 1972 and it appears to the Secretary of State that it is expedient for references to Annexes to Directive [2009/16/EC](#) of the European Parliament and of the Council of 23 April 2009 on port State control ^{M4} to be construed as references to those Annexes as amended from time to time.

The Secretary of State, in exercise of the powers conferred by section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972 and sections 85 and 86 of the Merchant Shipping Act 1995, makes the following Regulations.

Marginal Citations

- M1** 1972 c.68. Section 2(2) was amended by section 27 of the [Legislative and Regulatory Reform Act 2006 \(c.51\)](#) and by section 3 of, and Part 1 of the Schedule to, the [European Union \(Amendment\) Act 2008 \(c.7\)](#). By virtue of the amendment of section 1(2) of the European Communities Act 1972 by section 1 of the [European Economic Area Act 1993 \(c.51\)](#) regulations may be made under section 2(2) of the European Communities Act 1972 to implement obligations of the United Kingdom created or arising by or under the Agreement on the European Economic Area signed at Oporto on 2nd May 1992 (Cm 2073) and the Protocol adjusting the Agreement signed at Brussels on 17th March 1993 (cm 2183)..
- M2** [S.I. 1993/595](#).
- M3** 1995 c.21. Section 85 was amended by sections 8 and 29 of and Schedule 7 to the [Merchant Shipping and Maritime Security Act 1997 \(c. 28\)](#), [section 2](#) of the [British Overseas Territory Act 2002 \(c. 8\)](#) and section 5 of the [Health Act 2006 \(c.28\)](#); [section 86](#) was amended by sections 8 and 29 of and Schedule 7 to the Merchant Shipping and Maritime Security Act 1997.
- M4** OJ No. L131, 28.05.2009 p.57.

Changes to legislation:

There are currently no known outstanding effects for the The Merchant Shipping (Port State Control) Regulations 2011, Introductory Text.