

**EXPLANATORY MEMORANDUM TO  
THE CARRIAGE OF PASSENGERS AND THEIR LUGGAGE BY SEA (INTERIM  
PROVISIONS) (NOTICE) (REVOCATION) ORDER 2014**

**2014 No. 1438**

**1.** This explanatory memorandum has been prepared by the Department for Transport and is laid before Parliament by Command of Her Majesty.

**2. Purpose of the instrument**

2.1 This Order revokes an order which is no longer of any practical effect.

**3. Matters of special interest to the Joint Committee on Statutory Instruments**

3.1 None

**4. Legislative Context**

4.1 This Order revokes the Carriage of Passengers and their Luggage by Sea (Interim Provisions) (Notice) Order 1980 (S.I. 1980/1125).

4.2 This Order forms part of the implementation of the Government's 'Red Tape Challenge' initiative. More information about this programme of work, and the instrument being revoked by this Order, is provided below.

**5. Territorial Extent and Application**

5.1 This instrument applies to all of the United Kingdom.

**6. European Convention on Human Rights**

As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

**7. Policy background**

- *What is being done and why*

7.1 In November 2011 the Government launched, as part of its 'Red Tape Challenge' programme, the wholesale review of all maritime statutory instruments. Following a rigorous process of challenge, stakeholder engagement and public consultation, 63% of the instruments were identified as being suitable for either revocation or improvement.

7.2 The order being revoked relates to an international maritime convention which was adopted by the International Maritime Organisation, which is a United Nations

specialized agency with responsibility for the safety and security of shipping and the prevention of maritime pollution by ships.

7.3 The Carriage of Passengers and their Luggage by Sea (Interim Provisions) (Notice) Order 1980 required a carrier, in relation to any contract of carriage to which the order applied, to give passengers notice of specified provisions of the Convention relating to the Carriage of Passengers and Their Luggage by Sea, 1974. Those provisions related to valuables, the limit of the carrier's liability for death or personal injury and for loss of, or damage to, luggage (including a vehicle), and the notice to be given by the passenger in respect of loss or damage to luggage. The order required that notice must be given by the carrier before departure and, where practicable, on the ticket itself. The order no longer has any practical effect as there are no contracts to which it could now be relevant.

- *Consolidation*

7.4 This instrument revokes an order and no consolidation is required.

## **8. Consultation outcome**

8.1 No further consultation was carried out beyond the original Red Tape Challenge initiative set out in paragraph 7.1.

## **9. Guidance**

9.1 No publicity or guidance is required as the instrument being revoked no longer has any practical effect.

## **10. Impact**

10.1 The impact on business, charities or voluntary bodies is nil.

10.2 The impact on the public sector is nil.

10.3 An Impact Assessment has not been prepared for this instrument.

## **11. Regulating small business**

11.1 The legislation does not apply to small business.

## **12. Monitoring & review**

12.1 There is no requirement for monitoring and reviewing this instrument due to the nature of the revocation.

## **13. Contact**

Andrew Angel at the Department for Transport, tel: 020 7944 5452 or email: Andrew.kelly@dft.gsi.gov.uk can answer any queries regarding the instrument.