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STATUTORY INSTRUMENTS

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**2017 No. 943**

**The Fishing Vessels (Codes of Practice) Regulations 2017**

**PART 4**

Inspection and Detention

**Inspection of non-United Kingdom fishing vessels**

14.—(1) When a non-United Kingdom fishing vessel is in United Kingdom waters, a surveyor of ships may inspect that vessel to ascertain whether the standards required in relation to United Kingdom fishing vessels by these Regulations are met in relation to that vessel.

(2) Where a surveyor of ships is satisfied that the standards required in relation to United Kingdom fishing vessels by these Regulations are not met in relation to a non-United Kingdom fishing vessel in United Kingdom waters, that surveyor of ships may—

- (a) send a report to the government of its flag State and a copy of that report to the Director General of the International Labour Office<sup>M1</sup>; and
- (b) where conditions on board are clearly hazardous to health or safety, take such measures as are necessary to ensure those conditions are rectified.

(3) A fishing vessel to which paragraph (2)(b) applies is liable to be detained until a surveyor of ships is satisfied that those conditions are rectified.

(4) A surveyor of ships may permit a fishing vessel which is liable to be detained under paragraph (3) to proceed to sea for the purpose of proceeding to the nearest appropriate repair yard.

(5) If any of the measures specified in paragraph (2)(b) or (3) are taken, the surveyor of ships must immediately notify the nearest maritime, consular or diplomatic representative of the vessel's flag State.

(6) A fishing vessel must not, in the exercise of the power under this regulation, be delayed or detained unreasonably.

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**Marginal Citations**

- M1** The International Labour Office is the permanent secretariat of the International Labour Organisation: see <http://www.ilo.org/global/about-the-ilo/who-we-are/international-labour-office/lang--en/index.htm>.

**Changes to legislation:**

There are currently no known outstanding effects for the The Fishing Vessels (Codes of Practice) Regulations 2017, Section 14.