
STATUTORY INSTRUMENTS

2020 No. 620

**The Merchant Shipping (Prevention of Pollution
by Sewage from Ships) Regulations 2020**

PART 5

Enforcement

Restriction on jurisdiction over offences outside United Kingdom limits

32.—(1) Where there has been an offence under regulation [30\(1\)\(d\)](#) or [\(e\)](#) (offences) in respect of a ship which is not a United Kingdom ship in the internal waters, territorial sea or exclusive economic zone of a foreign State, proceedings in respect of that offence must not be instituted in the United Kingdom unless—

- (a) that foreign State, the flag State of the ship or a foreign State polluted or threatened with pollution as a result of the offence requests that such proceedings be taken; or
- (b) the offence has caused or is likely to cause pollution in United Kingdom waters or controlled waters.

(2) Where proceedings have been instituted but not concluded, they must be suspended upon the request of the foreign State in question and the Secretary of State must send all the evidence, court records and documents relating to the case, together with any sum paid or security given, to the foreign State.

(3) In this regulation—

- (a) “exclusive economic zone”, in relation to a foreign State, means the area beyond and adjacent to the territorial sea of that State, but not extending beyond 200 nautical miles from the baselines from which the breadth of the territorial sea is measured; and
- (b) “foreign State” means a State other than the United Kingdom.

Commencement Information

11 Reg. 32 in force at 22.7.2020, see [reg. 1\(2\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Merchant Shipping (Prevention of Pollution by Sewage from Ships) Regulations 2020, Section 32.