STATUTORY INSTRUMENTS

1979 No. 631

MERCHANT SHIPPING

The Merchant Shipping (Fees) (Amendment) Regulations 1979

Made - - - -	*7th June* 1979
Laid before Parliament	*8th June* 1979
Coming into Operation	*1st July* 1979

The Secretary of State, in exercise of powers conferred by section 3 of the Merchant Shipping (Mercantile Marine Fund) Act 1898(**a**), section 6 of the Fishing Vessels (Safety Provisions) Act 1970(**b**) and section 84 of the Merchant Shipping Act 1970(**c**) and now vested in him(**d**), and of all other powers enabling him in that behalf, and with the consent of the Treasury, hereby makes the following Regulations:

1. These Regulations may be cited as the Merchant Shipping (Fees) (Amendment) Regulations 1979 and shall come into operation on 1st July 1979.

2. The Schedule to the Merchant Shipping (Fees) Regulations 1978(**e**) shall be amended as follows:

(1) For Part VII (Crew Accommodation—Merchant Ships) there shall be substituted:—

"PART VII: CREW ACCOMMODATION—MERCHANT SHIPS

Fees for the Inspection of Crew Accommodation in Merchant Ships

1. The fees prescribed in this Part are payable under section 84 of the Act of 1970.

2. In this Part—

"the Regulations" means the Merchant Shipping (Crew Accommodation) Regulations 1978(**f**) and references to specific regulations shall be construed accordingly;

"sister ship" means a ship—

(1) the crew accommodation in which corresponds—in particular with respect to the overall size, location and disposition thereof and the arrangements for heating, lighting, ventilation, water services, deck sheathings and insulations—with that in a ship inspected under section 76(1) of the Act of 1970, or which will have been so inspected, prior to the inspection under that section of the sister ship; and

(**a**) 1898 c. 44. (**b**) 1970 c. 27. (**c**) 1970 c. 36.
(**d**) *See* S.I. 1970/1537. (**e**) S.I. 1978/600. (**f**) S.I. 1978/795.

(2) as to which, prior to the inspection, application is made in writing by or on behalf of the owner for the ship to be treated as a sister ship, accompanied by a declaration that it complies with the foregoing requirement.

3.—(1) In respect of any inspection started before the date on which these Regulations come into operation, the fee payable as respects such service shall be the fee which was applicable under the Merchant Shipping (Fees) Regulations 1978 at the time of starting the service.

(2) The fees set out in this Part shall apply in respect of any inspection started on or after the date these Regulations come into operation if it is completed within 12 months of starting the service.

(3) In respect of any service referred to in (2) above not completed within that 12 months period, the fees set out in this Part shall be increased by $1\frac{1}{2}$ per cent. for each month or part of a month by which the completion date falls outside that 12 months period.

4.	*Service*	*Fee*
(1) Inspection of crew accommodation in a ship, on the application of the owner, under section 76(1) of the Act of 1970 on first registry or re-registry in the United Kingdom—		
(*a*) in the case of a ship other than a sister ship, where the ship:		
	does not exceed 50 tons	£173.00
	exceeds 50 tons but does not exceed 100 tons	£204.50
	exceeds 100 tons but does not exceed 500 tons	£204.50 plus £61.43 for each 50 tons or part thereof by which the ship exceeds 100 tons.
	exceeds 500 tons but does not exceed 2,000 tons	£696.00 plus £36.76 for each 100 tons or part thereof by which the ship exceeds 500 tons.
	exceeds 2,000 tons but does not exceed 30,000 tons	£1,247.50 plus £76.70 for each 1,000 tons or part thereof by which the ship exceeds 2,000 tons.
	exceeds 30,000 tons	£3,395.20

Service	*Fee*
(*b*) in the case of a sister ship, where the ship:	
does not exceed 50 tons	£102.00
exceeds 50 tons but does not exceed 100 tons	£122.00
exceeds 100 tons but does not exceed 500 tons	£122.00 plus £46.12 for each 50 tons or part thereof by which the ship exceeds 100 tons.
exceeds 500 tons but does not exceed 2,000 tons	£491.00 plus £24.46 for each 100 tons or part thereof by which the ship exceeds 500 tons.
exceeds 2,000 tons but does not exceed 30,000 tons	£858.00 plus £25.54 for each 1,000 tons or part thereof by which the ship exceeds 2,000 tons.
exceeds 30,000 tons	£1,573.35
(2) Inspection of crew accommodation in a ship, on the application of the owner, under section 76(1) of the Act of 1970—	
(*a*) For each visit made to the ship consequent upon alterations or repairs to any part of the crew accommodation, other than a visit described in (*b*) below	£102.00
(*b*) For each visit made to the ship concurrent with tonnage measurement in relation to registry under Part I of the principal Act carried out consequent upon alterations or repairs to any part of the crew accommodation	£61.00
Provided that in neither (*a*) nor (*b*) above shall the total fee exceed half of the appropriate fee under sub-paragraph (1)(*a*) above.	
(3) Inspection of crew accommodation in a ship under section 76(1) of the Act of 1970—	
(*a*) on the application of the owner (not being a case to which sub-paragraph (1) above applies) or on the application of	

Service	*Fee*
any organisation which appears to the Department of Trade to be representative of the owners of British ships or the seamen concerned (other than upon a complaint by the crew), or	
(*b*) on the application of the owner consequent upon an increase in the number of persons accommodated in any sleeping room above that marked in accordance with regulation 20(1) of the Regulations, or	
(*c*) otherwise than on the application of the owner, where the ship is found not to be complying with the provisions of the Regulations or any condition subject to which the ship has been exempted from a requirement of the Regulations:	
for each visit made to the ship	£102.00 subject to a maximum not exceeding the appropriate fee under sub-paragraph (1)(*a*) above.
(4) Where a service described in sub-paragraphs (1) to (3) above is to be carried out at a port outside the United Kingdom by a ship surveyor not employed by the Department of Trade but specially appointed for the purpose under the Merchant Shipping Acts, the fee payable to the Department of Trade for arranging that appointment shall be	Two-thirds of the appropriate fee under (1) to (3) above. (The fee in each case is in addition to the fee payable for the service to the specially appointed surveyor or his employer)."

(2) In Part X (Fishing Vessels):

(*a*) in paragraph (4):—

(i) for paragraph (1) there shall be substituted:

"(1) Subject to paragraph 3 above and to sub-paragraphs (3) and (4) below, the provisions contained in the Table set out below shall apply for determining, in relation to a vessel of a description and registered length specified in that Table, the fee payable in respect of—

(*a*) a survey of that vessel and

(*b*) a periodical inspection of the vessel:

Provided that:

(i) in respect of any survey or periodical inspection started before the date on which these Regulations come into operation, the fee payable as respects such service shall be the fee which was applicable under the Merchant Shipping (Fees) Regulations 1978 at the time of starting the service;

(ii) the fees set out in the Table below shall apply in respect of any survey or periodical inspection started on or after the date these Regulations come into operation if it is completed within 12 months of starting the service;

(iii) in respect of any service referred to in (ii) above not completed within that 12 months period, the fees set out in the Table below shall be increased by $1\frac{1}{2}$ per cent. for each month or part of a month by which the completion date falls outside that 12 months period.";

(ii) for paragraph (3) there shall be substituted:

"(3) Where alterations have been made to a fishing vessel which affect its stability and are such as, in the opinion of a surveyor carrying out a survey or periodical inspection of the vessel, to make it necessary for the vessel to be examined to ensure that it complies with Rule 16 of the Rules (which relates to stability), the fee payable in respect of the survey or inspection by virtue of sub-paragraph (1) above shall be increased by the sum of £96 together with a further £1.70 for every metre, if any, by which the length of the vessel exceeds 24.4 metres, subject however to a maximum increase in any such case of £178.";

(iii) after paragraph 4(4), for the Table there shall be substituted:

"TABLE

(This Table has effect subject to paragraph 4(3) and (4) above)

Registered length of vessel	FEES						
	In respect of a survey before the first issue of a certificate				In respect of a survey before the renewal of a certificate		In respect of a periodical inspection
	Category A vessels		Category B vessels				
	New vessels	Existing vessels	New vessels	Existing vessels	Category A vessels	Category B vessels	All vessels
	£	£	£	£	£	£	£
12m and under 15m	970	300	390	205	300	205	130
15m and under 18m	1,180	350	440	220	350	220	145
18m and under 21m	1,390	410	475	250	410	250	155
21m and under 24.4m	1,700	510	525	270	510	270	165
24.4m and under 30m	2,000	600	570	300	600	300	190
30m and under 75m	2,750	810	650	330	810	330	210
Plus amount shown for each 1m or part increase in length over 30.99m	122	39	15	8	39	8	6
75m and over	8,275	2,565	1,325	690	2,565	690	480"

(3) In Part XIII (Registration etc of Ships) for paragraph 3 there shall be substituted:

"3. *Service*	*Fee*
(1) First registry, registry anew or re-registry of a ship, or the transfer of registry of a ship from one port to another, where the ship:	
does not exceed 1,500 tons	£65.00
exceeds 1,500 tons	£90.00
(2) Registry of the transfer of ownership of a ship by bill of sale or by transmission, or of the mortgage of a ship or the transfer or the discharge of such a mortgage, where the ship:	
does not exceed 1,500 tons	£20.00
exceeds 1,500 tons	£35.00
(3) Each inspection of the register book	£3.00".

Norman Tebbit,

Parliamentary Under Secretary of State,
Department of Trade.

1st June 1979.

We consent to the making of these Regulations.

Peter Morrison,

Carol Mather,

Two of the Lords Commissioners of
Her Majesty's Treasury.

7th June 1979.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Merchant Shipping (Fees) Regulations 1978 by prescribing increased fees for (*a*) fishing vessel survey, periodical inspection and certification (*b*) for registration etc. of ships and (*c*) prescribe the fees, which have not been increased, payable for inspecting crew accommodation on merchant ships to ensure compliance with the Merchant Shipping (Crew Accommodation) Regulations 1978, which come into operation on the same date as these Regulations.

SI 1979/631
ISBN 0-11-093631-0

