STATUTORY INSTRUMENTS

1982 No. 335

MERCHANT SHIPPING

The Merchant Shipping (Liability of Shipowners and Others) (Guernsey) Order 1982

Made - - -	10*th March* 1982
Laid before Parliament	18*th March* 1982
Coming into Operation	14*th April* 1982

At the Court at Buckingham Palace, the 10th day of March 1982

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 11 of the Merchant Shipping (Liability of Shipowners and Others) Act 1958(**a**), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. This Order may be cited as the Merchant Shipping (Liability of Shipowners and Others) (Guernsey) Order 1982 and shall come into operation on 14th April 1982.

2. In this Order and the Schedule hereto, the expression "Guernsey" means the Bailiwick of Guernsey and the territorial waters adjacent thereto.

3. Section 2 of the Merchant Shipping (Liability of Shipowners and others) Act 1900(**b**) shall, in so far as it does not extend apart from this Order, extend to Guernsey.

4. Sections 1, 3 and 5 of, and the Schedule to, the Merchant Shipping Act 1981(**c**) shall extend to Guernsey subject to the exceptions, adaptations and modifications specified in the Schedule to this Order.

N. E. Leigh,
Clerk of the Privy Council.

(**a**) 1958 c.62; section 11 was extended by section 4(2) of the Merchant Shipping Act 1981 (c.10).
(**b**) 1900 c.32. (**c**) 1981 c.10.

Article 4 SCHEDULE

EXCEPTIONS, ADAPTATIONS AND MODIFICATIONS IN THE EXTENSION OF SECTIONS 1, 3 AND 5 OF, AND THE SCHEDULE TO, THE MERCHANT SHIPPING ACT 1981 TO GUERNSEY

1. In section 3(1), the words from "and of Article" to "section 2 above" shall be omitted.

2. In section 5(2), the words "except so far as it relates to the Carriage of Goods by Sea Act 1971," shall be omitted and the reference to the Merchant Shipping Acts shall be construed as a reference to those Acts as they have effect in Guernsey.

3. After section 5(4), there shall be inserted the following subsection:—

"(4A) An Order in Council made under subsection (4) above as it has effect in the United Kingdom shall extend to Guernsey insofar as it relates to the provisions extended by the Merchant Shipping (Liability of Shipowners and Others) (Guernsey) Order 1982.".

4. In the Schedule, the entry relating to the Carriage of Goods by Sea Act 1971, shall be omitted.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order extends to the Bailiwick of Guernsey section 1 of the Merchant Shipping Act 1981 (and other provisions of that Act relating to that section). Section 1 replaces by amounts equivalent to special drawing rights of the International Monetary Fund the amounts in gold francs specified in the provisions limiting the liability of shipowners and others referred to in that section. The Order also extends to the Bailiwick of Guernsey section 2 of the Merchant Shipping (Liability of Shipowners and others) Act 1900, which limits the liability of harbour or conservancy authorities.

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