STATUTORY INSTRUMENTS

1977 No. 430

MERCHANT SHIPPING
The Merchant Shipping (Light Dues) Order 1977

Laid before Parliament in draft

Made - - - -	*9th March* 1977
Laid before Parliament	*17th March* 1977
Coming into Operation	*1st April* 1977

At the Court of Saint James, the 9th day of March 1977
Present,
The Counsellors of State in Council

Whereas Her Majesty, in pursuance of the Regency Acts 1937 to 1953, was pleased, by Letters Patent dated the 3rd day of February 1977, to delegate to the six Counsellors of State therein named or any two or more of them, full power and authority during the period of Her Majesty's absence from the United Kingdom to summon and hold on Her Majesty's behalf Her Privy Council and to signify thereat Her Majesty's approval for any thing for which Her Majesty's approval in Council is required:

Now, therefore, Her Majesty Queen Elizabeth The Queen Mother and Her Royal Highness The Princess Anne, being authorised thereto by the said Letters Patent, and in pursuance of the powers conferred on Her Majesty by section 5 of the Merchant Shipping (Mercantile Marine Fund) Act 1898(**a**) and all other powers enabling Her Majesty in that behalf, do hereby, by and with the advice of Her Majesty's Privy Council, on Her Majesty's behalf order, and it is hereby ordered, as follows:—

1.—(1) This Order may be cited as the Merchant Shipping (Light Dues) Order 1977 and shall come into operation on 1st April 1977.

(2) The Merchant Shipping (Light Dues) (No. 2) Order 1975(**b**) is hereby revoked.

(3) The Interpretation Act 1889(**c**) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament and as if this Order and the Order hereby revoked were Acts of Parliament.

2. For the scale of payments relating to the levying of light dues set out in Schedule 2 to the Merchant Shipping (Light Dues) Order 1972(**d**) (which, as amended by the Merchant Shipping (Light Dues) (No. 2) Order 1975, inter alia substituted that scale for the scale of such payments contained in Schedule 2 to the Merchant Shipping (Mercantile Marine Fund) Act 1898) there shall be substituted the following scale:—

(**a**) 1898 c. 44. (**b**) S.I. 1975/2194 (1975 III, p. 8266). (**c**) 1889 c. 63.
(**d**) S.I. 1972/456 (1972 I, p. 1689).

"SCALE OF PAYMENTS

1. Home-trade sailing ships: 52p per 10 tons per voyage.

2. Foreign-going sailing ships: £1.04 per 10 tons per voyage.

3. Home-trade steamers:
Full rate: £1.04 per 10 tons per voyage.
Reduced rate (visiting cruise ships): 52p per 10 tons per voyage.

4. Foreign-going steamers:
Full rate: £2.08 per 10 tons per voyage.
Reduced rate (visiting cruise ships): £1.04 per 10 tons per voyage.

5. In the place of payments per voyage, the following payments:—

(*a*) for pleasure yachts which the general lighthouse authority is satisfied are ordinarily kept or used outside any of the following countries and territories (including the territorial waters adjacent thereto), namely the United Kingdom, Isle of Man, Republic of Ireland, a payment in respect of any visit of 52p per 10 tons for every period of 30 days or less comprised in such visit;

(*b*) for tugs and for pleasure yachts not included in sub-paragraph (*a*) above, an annual payment of £6.24 per 10 tons."

3. The rules relating to such payments contained in Schedule 2 to the said Act of 1898 (as set out in Schedule 2 to the said Order of 1972) shall be amended as follows:—

(*a*) for Rule (1) there shall be substituted the following:

"(1) A ship shall not in any year be required to make payments on account of light dues—

(*a*) if the ship is a home-trade ship, for more than 14 voyages; and

(*b*) if the ship is a foreign-going ship, for more than 7 voyages; and

(*c*) if the ship makes voyages during the year both as a home-trade and as a foreign-going ship, for more than 14 voyages, counting each voyage made as a foreign-going ship as two voyages.

Provided that in any year no steamer shall be required to pay more than £14.56 per 10 tons and no sailing vessel shall be required to pay more than £7.28 per 10 tons."

(*b*) in Rule (7), for the words "31p" there shall be substituted the words "52p".

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

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order provides for an increase in the scale of the light dues payable under the Merchant Shipping (Mercantile Marine Fund) Act 1898, as set out in the Merchant Shipping (Light Dues) (No. 2) Order 1975, which is hereby revoked. Rule (1) in Schedule 2 to that Order (which provides for certain limits on the obligation to make payments of light dues) is revoked and re-enacted as amended. The rate payable by foreign-going steamers is increased by about 15 per cent and the remaining rates are adjusted proportionately.

SI 1977/430
ISBN 0-11-070430-4

