STATUTORY INSTRUMENTS

1981 No. 222

MERCHANT SHIPPING

The Merchant Shipping (Oil Pollution) (Overseas Territories) (Amendment) Order 1981

Made - - - -	18*th February* 1981
Laid before Parliament	26*th February* 1981
Coming into Operation	20*th March* 1981

At the Court at Buckingham Palace, the 18th day of February 1981
Present,
The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 18(1) of the Merchant Shipping (Oil Pollution) Act 1971 (**a**), section 20(1) of the Merchant Shipping Act 1974 (**b**), section 38(5) of the Merchant Shipping Act 1979 (**c**) and section 738(1) of the Merchant Shipping Act 1894 (**d**) and all other powers enabling Her in that behalf, 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 (Oil Pollution) (Overseas Territories) (Amendment) Order 1981 and shall come into operation on 20th March 1981.

2. The Merchant Shipping (Oil Pollution) (Overseas Territories) Order 1975 (**e**) shall have effect subject to the amendments specified in the Schedule hereto.

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

(**a**) 1971 c.59. (**b**) 1974 c.43. (**c**) 1979 c.39. (**d**) 1894 c.60.
(**e**) S.I. 1975/2171.

SCHEDULE Article 2

PART I

1. In Article 2 of the Order, after the words "(except sections 17 and 18 thereof)," there shall be added the words "as amended by section 38 of the Merchant Shipping Act 1979,".

2. In Schedule 3 to the Order there shall be added the following paragraphs between paragraphs 3 and 4:

"3A. For any reference to the "Treasury" there shall be substituted in the case of:

(a) the British Indian Ocean Territory a reference to the Commissioner's Representative;

(b) Pitcairn a reference to the Island Secretary;

(c) Saint Helena a reference to the Colonial Treasurer;

(d) the Sovereign Base Areas a reference to the Administrator.

3B. For any reference to "sterling" there shall be substituted in the case of:

(a) the British Indian Ocean Territory a reference to rupees;

(b) the Sovereign Base Areas a reference to Cyprus pounds."

3. This Part of this Schedule shall come into operation on such day as the Governor, Commissioner or Administrator as the case may be may by Order appoint.

PART II

1. In Article 4 of the Order, after the words "the Merchant Shipping Act 1974" there shall be added the words ", as amended by section 38 of the Merchant Shipping Act 1979,".

2. In Schedule 3 to the Order there shall be added the following paragraphs between paragraphs 3 and 4:

"3A. For any reference to "the Treasury" there shall be substituted in the case of:

(a) the British Indian Ocean Territory a reference to the Commissioner's Representative;

(b) Pitcairn a reference to the Island Secretary;

(c) Saint Helena a reference to the Colonial Treasurer;

(d) the Sovereign Base Areas a reference to the Administrator.

3B. For any reference to "sterling" there shall be substituted in the case of:

(a) the British Indian Ocean Territory a reference to rupees;

(b) the Sovereign Base Areas a reference to Cyprus pounds."

3. This Part of this Schedule shall come into operation on such day as the Governor, Commissioner or Administrator as the case may be may by Order appoint and such Order may contain such transitional provisions as the Governor, Commissioner or Administrator considers appropriate.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the Merchant Shipping (Oil Pollution) (Overseas Territories) Order 1975, which extended to the British Indian Ocean Territory, Pitcairn, Saint Helena and the Sovereign Base Areas of Akrotiri and Dhekelia, with the necessary adaptations, the provisions of the Merchant Shipping (Oil Pollution) Act 1971 and the provisions of Parts I and V of, and Schedule 1 to, the Merchant Shipping Act 1974. It takes into account the amendment of these Acts in the United Kingdom by section 38 of the Merchant Shipping Act 1979. The Order gives effect in the territories concerned to the Protocol of 19th November 1976 to the International Convention on Civil Liability for Oil Pollution Damage of 29th November 1969 (Cmnd.7028) and the Protocol of 19th November 1976 to the International Convention on the Establishment of an International Fund for Compensation for Oil Pollution Damage of 18th December 1971 (Cmnd.7029). The Protocols substitute special drawing rights for gold francs as the unit of account to be used in connection with each Convention.

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