The Merchant Shipping (Registration of Sierra Leone Government Ships) Order, 1951

1951 No. 143

Made - - - -	*29th January,* 1951
Laid before Parliament	*29th January,* 1951
Coming into Operation	*2nd February,* 1951

At the Court at Buckingham Palace, the 29th day of January, 1951

Present,

The King's Most Excellent Majesty in Council

Whereas by Section 80 of the Merchant Shipping Act, 1906(a), power is given to His Majesty by Order in Council to make regulations with respect to the manner in which Government ships may be registered as British ships for the purpose of the Merchant Shipping Acts:

And Whereas by the said Section it is provided that those Acts, subject to any exceptions and modifications which may be made by Order in Council, either generally or as respects any special class of Government ships, shall apply to Government ships registered in accordance with those regulations as if they were registered in manner provided by those Acts:

Now, therefore, His Majesty, in exercise of the powers vested in Him by the said Section and of all other powers enabling Him in that behalf, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, that the following Regulations shall have effect as regards any Government ships in the service of the Government of the Colony of Sierra Leone (hereinafter referred to as "the Colonial Government"):—

1. An application for registry of a Government ship in the service of the Colonial Government shall be made in writing under the hand of the Colonial Secretary of Sierra Leone or other officer of the Colonial Government nominated by the Governor, or by one of the Crown Agents for the Colonies. Such application shall contain the following particulars:—

(i) A statement of the name and description of the ship.

(ii) A statement of the time when and place where the ship was built, or, if the ship was foreign built, and the time and place of building are unknown, a statement to that effect and of her foreign name.

(iii) A statement of the nature of the title to the said ship, whether by original construction by or for the Colonial Government, or by purchase, capture, condemnation or otherwise, and a list of the documents of title, if any, in case she was not originally constructed by or for the Colonial Government.

(iv) A statement of the name of the Master.

2. The Registrar, on receiving such application in respect of a Government ship in the service of the Colonial Government shall—

(i) enter the ship in the Register Book as belonging to "His Majesty, represented by the Government of the Colony of Sierra Leone" and shall also enter therein:

(a) 6 Edw. 7. c. 48.

(ii) the name of the port to which she belongs ;

(iii) the particulars stated in the application for registration ;

(iv) the details comprised in the Surveyor's Certificate.

3. On the registry of a Government ship in the service of the Colonial Government the Registrar shall retain in his possession the Surveyor's Certificate and the application for registry and any documents of title mentioned in such application.

4. Upon the transfer of a registered Government ship in the service of the Colonial Government by Bill of Sale, the Colonial Government shall be the transferors, and the Bill of Sale shall be in Form A in the proper form prescribed under the Merchant Shipping Act, 1894(a) (hereinafter referred to as " the principal Act "), omitting the covenant therein contained. Any such Bill of Sale shall be signed by the Colonial Secretary or other officer or Crown Agent as aforesaid on behalf of the Colonial Government.

5. The application for a Certificate of Sale referred to in Sections 39 to 42 and Sections 44 to 46 of the principal Act may be made in respect of a Government ship in the service of the Colonial Government by the Colonial Secretary or other officer or Crown Agent as aforesaid on behalf of the Colonial Government.

6. The person to whom the management of any Government ship in the service of the Colonial Government is entrusted by the Colonial Government shall be registered as provided by Section 59 (2) of the principal Act.

7. Where any provision of the Merchant Shipping Acts which by virtue of the Merchant Shipping Act, 1906(b), and this Order is applicable to Government ships in the service of the Colonial Government imposes any duty or liability or confers any right or power upon or contemplates any act being performed by the owner of a ship such duty, liability, right or power shall, subject always to the other provisions of this Order be carried out, borne, or exercised by the Colonial Government on behalf of His Majesty.

8. In this Order the term " Merchant Shipping Acts " shall mean and include any of the Merchant Shipping Acts any provision of which is by virtue of the Merchant Shipping Act, 1906(b), and this Order applicable to Government ships.

9. The following sections and provisions of the Merchant Shipping Acts shall not apply to Government ships in the service of the Colonial Government registered in pursuance of this Order, namely : —

(i) The Merchant Shipping Act, 1894(a)—Sections 1, 8 to 12.

(ii) The Merchant Shipping (Mercantile Marine Fund) Act, 1898(c)—Sections 3 and 5.

Provided always that no provision of the Merchant Shipping Acts which, according to a reasonable construction, would not apply in the case of Government ships in the service of the Colonial Government, shall be deemed to apply to such ships by reason only that its application is not hereby expressly excluded.

10. Anything required or authorised by this Order to be done by the Colonial Government may be done by the Colonial Secretary or other officer or Crown Agent as aforesaid.

(a) 57 & 58 Vict. c. 60. (b) 6 Edw. 7. c. 48. (c) 61 & 62 Vict. c. 44.

11. The Interpretation Act, 1889(**a**), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

12. This Order shall come into operation on the 2nd day of February, 1951, and may be cited as the Merchant Shipping (Registration of Sierra Leone Government Ships) Order, 1951.

E. C. E. Leadbitter.

EXPLANATORY NOTE

(*This Note is not part of the Order, but is intended to indicate its general purport.*)

This Order makes provision for the registration of Sierra Leone Government ships as British ships for the purposes of the Merchant Shipping Acts.

The Merchant Shipping (Safety Convention) (Haiti) Order, 1951

1951 No. 1773

Made - - - -	*4th October,* 1951
Laid before Parliament	*4th October,* 1951
*Coming into Operation upon the date of publication in the London Gazette**	

At the Court of Saint James, the 4th day of October, 1951

Present,

Her Majesty The Queen **Her Royal Highness The Princess Elizabeth**

Lord Chancellor
Lord President
Mr. Secretary Ede
Sir Alan Lascelles

Whereas His Majesty, in pursuance of the Regency Acts, 1937 and 1943, was pleased, by Letters Patent dated the Twenty-seventh day of September, 1951, to delegate and grant unto Her Majesty The Queen, Her Royal Highness The Princess Elizabeth Duchess of Edinburgh, Lady of the Most Noble Order of the Garter, C.I., Her Royal Highness The Princess Margaret, C.I., His Royal Highness The Duke of Gloucester, K.G., K.T., K.P., G.M.B., G.C.M.G., G.C.V.O., and Her Royal Highness The Princess Royal, C.I., G.C.V.O., G.B.E., or any two of them, as Counsellors of State, full power and authority during the period of His Majesty's illness to summon and hold on His Majesty's behalf His Privy Council and to signify thereat His Majesty's approval of any matter or thing to which His Majesty's approval in Council is required:

And Whereas by Section 37 of the Merchant Shipping (Safety and Load Line Conventions) Act, 1932(**b**), it is enacted that His Majesty, if satisfied that the government of any country has acceded to the Safety Convention, may, by Order in Council, make a declaration to that effect:

(**a**) 52 & 53 Vict. c. 63. * 9th October, 1951 (**b**) 22 & 23 Geo. 5. c. 9.