STATUTORY INSTRUMENTS

1972 No. 1876

MERCHANT SHIPPING

MASTERS AND SEAMEN

The Merchant Shipping (Unregistered Ships) Regulations 1972

Made - - -	30*th November* 1972
Laid before Parliament	11*th December* 1972
Coming into Operation	1*st January* 1973

The Secretary of State, after consulting with the organisations referred to in section 99(2) of the Merchant Shipping Act 1970(**a**), in exercise of powers conferred by section 92 of that Act and now vested in him (**b**), and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Merchant Shipping (Unregistered Ships) Regulations 1972 and shall come into operation on 1st January 1973.

(2) The Interpretation Act 1889(**c**) shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

Extension to ships required to be registered

2. It is hereby directed that—

(*a*) the provisions of the Merchant Shipping Act 1970 specified in column 1 of Part I of Schedule 1 to these Regulations; and

(*b*) the provisions of the regulations and rules made under that Act specified in column 1 of Part II of that Schedule;

shall extend to British ships (other than fishing vessels) of the following descriptions, that is to say, sea-going ships—

(i) which are wholly owned by persons resident in, or by a body corporate (not being a general lighthouse authority) having a principal place of business in the United Kingdom; and

(ii) which are required to be registered under the Merchant Shipping Act 1894(**d**) but are not so registered, whether in the United Kingdom or elsewhere;

and to masters and seamen employed in them, with such exceptions, adaptations or modifications (if any) as are specified in column 2 of that Schedule.

(**a**) 1970 c. 36.
(**b**) *See* the Secretary of State for Trade and Industry Order 1970 (S.I. 1970/1537 (1970 III, p. 5293)).
(**c**) 52 & 53 Vict. c. 63.
(**d**) 57 & 58 Vict. c. 60.

Extension to ships not required to be registered

3. It is hereby directed that—

(*a*) the provisions of the Merchant Shipping Act 1970 specified in column 1 of Part I of Schedule 2 to these Regulations; and

(*b*) the provisions of the regulations and rules made under that Act specified in column 1 of Part II of that Schedule;

shall extend to British ships (other than fishing vessels) of the following description, that is to say, sea-going ships

(i) which are wholly owned by persons resident in, or a body corporate (not being a general lighthouse authority) having a principal place of business in the United Kingdom; and

(ii) which are not required to be registered under the Merchant Shipping Act 1894 because they do not exceed 15 tons burden and are employed solely in navigation on the rivers or coasts of the United Kingdom and the Republic of Ireland;

and to masters and seamen employed in them, with such exceptions, adaptations and modifications (if any) as are specified in column 2 of that Schedule.

Michael Heseltine,
Minister for Aerospace and Shipping,
Department of Trade and Industry.

30th November 1972.

SCHEDULE 1

Extension to unregistered British ships of the description contained in regulation 2 (*which are required to be registered*)

PART I

Column 1 Provision of the Merchant Shipping Act 1970	Column 2 Exception, adaptation or modification to which extension is subject
Sections 1 to 4.	
Section 5.	Subject to the modification that, for the reference to a ship ceasing to be registered in the United Kingdom, there shall be substituted a reference to its ceasing to be required to be registered under the Merchant Shipping Act 1894.
Sections 7 to 14.	
Sections 21 to 23.	
Sections 25 to 31.	
Sections 33 to 35.	
Sections 37 to 42.	
Section 48.	
Sections 61 to 69.	
Section 73.	
Section 74.	
Sections 76 to 79.	

PART II

Column 1 Provision of regulations and rules made under the Merchant Shipping Act 1970	Column 2 Exception, adaptation or modification to which extension is subject
The Merchant Shipping (Crew Agreements, Lists of Crew and Discharge of Seamen) Regulations 1972(a).	
The Merchant Shipping (Seamen's Wages and Accounts) Regulations 1972(b).	
The Merchant Shipping (Seamen's Wages) (Contributions) Regulations 1972(c).	
The Merchant Shipping (Seamen's Allotments) Regulations 1972(d).	
The Merchant Shipping (Provisions and Water) Regulations 1972(e).	
The Merchant Shipping (Disciplinary Offences) Regulations 1972(f).	
The Merchant Shipping (Repatriation) Regulations 1972(g).	
The Merchant Shipping (Property of Deceased Seamen) Regulations 1972(h).	
The Merchant Shipping (Official Log Books) Regulations 1972(i).	

SCHEDULE 2

Extension to unregistered British ships of the description contained in regulation 3 *(which are not required to be registered)*

PART I

Column 1 Provision of the Merchant Shipping Act 1970	Column 2 Exception, adaptation or modification to which extension is subject
Section 27. Section 39. Section 40.	

(a) S.I. 1972/918 (1972 II, p. 2892).
(b) S.I. 1972/1700 (1972 III, p. 4970).
(c) S.I. 1972/1699 (1972 III, p. 4968).
(d) S.I. 1972/1698 (1972 III, p. 4965).
(e) S.I. 1972/1871 (1972 III, p. 5439).
(f) S.I. 1972/1294 (1972 II, p. 2902).
(g) S.I. 1972/1805 (1972 III, p. 5198).
(h) S.I. 1972/1697 (1972 III, p. 4961).
(i) S.I. 1972/1874 (1972 III, p. 5467).

PART I (*continued*)

Column 1 Provision of the Merchant Shipping Act 1970	Column 2 Exception, adaptation or modification to which extension is subject
Section 42. Section 61.	Where— (*a*) any person dies in a ship of the description contained in regulation 3; or (*b*) the master of or a seaman employed in such a ship dies in a country outside the United Kingdom; an inquiry into the cause of death shall be held only if the Secretary of State so directs.
Sections 62 to 64. Section 67.	

PART II

Column 1 Provision of regulations and rules made under the Merchant Shipping Act 1970	Column 2 Exception, adaptation or modification to which extension is subject
The Merchant Shipping (Repatriation) Regulations 1972.	Except regulations 9 to 11

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations declare that the provisions of the Merchant Shipping Act 1970 and of regulations and rules made thereunder specified in the Schedules shall extend to the ships, which are not registered in the United Kingdom or elsewhere, described in regulations 2 and 3.

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