1967 No. 709

MERCHANT SHIPPING

The Oil in Navigable Waters (Prohibited Sea Areas) Order 1967

Made - - - -	8*th May* 1967
Laid before Parliament	12*th May* 1967
Coming into Operation	18*th May* 1967

The Board of Trade, in exercise of their powers under section 2(5) and (7) of the Oil in Navigable Waters Act 1955(a) (hereinafter called "the principal Act") as amended by the Oil in Navigable Waters Act 1963(b) (hereinafter called "the 1963 Act"), as having effect by virtue of the Transfer of Functions (Shipping and Construction of Ships) Order 1965(c), and of all other powers enabling them in that behalf, hereby make the following Order:—

1. There shall be such variations of the prohibited sea areas specified in Parts I and III of the Schedule to the principal Act, as varied (d), (being areas which, by virtue of section 1 of the 1963 Act, are prohibited sea areas in relation to all ships to which section 1 of the principal Act applies) as are necessary for those prohibited sea areas to read as set out in Schedule 1 to this Order.

2. The sea area specified in Schedule 2 to this Order, being an area outside the areas specified in the Schedule to the principal Act as varied by Article 1 of this Order and being an area which the Board of Trade consider it necessary to designate as a prohibited sea area for the purpose of protecting the coasts and territorial waters of the United Kingdom against pollution by oil, is hereby so designated.

3.—(1) The Interpretation Act 1889(e) shall apply to the interpretation of this Order as if this Order and the Order hereby revoked were Acts of Parliament.

(2) The Oil in Navigable Waters (Prohibited Sea Areas) (Protection of United Kingdom Coasts) Order 1956(f) is hereby revoked.

4. This Order may be cited as the Oil in Navigable Waters (Prohibited Sea Areas) Order 1967 and shall come into operation on 18th May 1967.

8th May 1967.

J. P. W. Mallalieu,
Minister of State,
Board of Trade.

(a) 1955 c. 25.
(b) 1963 c. 28.
(c) S.I. 1965/145 (1965 I, p. 438).
(d) S.I. 1961/78 (1961 I, p. 144).
(e) 1889 c. 63.
(f) S.I. 1956/899 (1956 I, p. 1198).

SCHEDULE 1

The Schedule to the Oil in Navigable Waters Act 1955

PROHIBITED SEA AREAS IN ACCORDANCE WITH THE INTERNATIONAL CONVENTION FOR THE PREVENTION OF POLLUTION OF THE SEA BY OIL 1954, AS AMENDED

1. All sea areas which lie within 50 miles from the nearest land.

2. The following sea areas, insofar as they extend more than 50 miles from the nearest land:—

(1) *Norway, North Sea and Baltic Sea*

The area lying within 100 miles from the nearest land along the coast of Norway; the whole of the North Sea; and the whole of the Baltic Sea and its Gulfs.

(2) *North-East Atlantic Ocean*

The area lying within a line drawn between the following points:

Latitude	*Longitude*
(a) 62° north	2° east;
(b) 64° north	00°;
(c) 64° north	10° west;
(d) 60° north	14° west;
(e) 54°30′ north	30° west;
(f) 53° north	40° west;
(g) 44°20′ north	40° west;
(h) 44°20′ north	30° west;
(j) 46° north	20° west;

and thence to Cape Finisterre.

(3) *Iceland*

The area lying within 100 miles from the nearest land along the coast of Iceland.

(4) *North-West Atlantic Ocean*

The area lying within a line drawn from latitude 38°47′ north, longitude 73°43′ west to latitude 39°58′ north, longitude 68°34′ west; thence to latitude 42°05′ north, longitude 64°37′ west; thence along the east coast of Canada at a distance of 100 miles from the nearest land.

(5) *Atlantic Ocean: Spain*

The area of the Atlantic Ocean lying within 100 miles from the nearest land along the coast of Spain.

(6) *Mediterranean Sea*

The areas of the Mediterranean Sea lying within 100 miles from the nearest land along the coasts of Spain, France, Israel, the United Arab Republic and Algeria.

(7) *Red Sea*

The areas of the Red Sea lying within 100 miles from the nearest land along the coasts of the United Arab Republic and Jordan.

(8) *Persian Gulf*

The area lying within 100 miles from the nearest land along the coast of Kuwait.

(9) *Malagasy*

(*a*) The area lying within 100 miles from the nearest land along the coast of the Malagasy Republic west of Cape d'Ambre in the north and Cape Ste. Marie in the South.

(*b*) The area lying within 150 miles from the nearest land along the coast of the Malagasy Republic east of those points.

(10) *Australia*

The areas lying within 150 miles from the nearest land along the coasts of Australia and Tasmania except that part thereof lying off the north and west coasts of the Australian mainland between the point opposite Thursday Island and the point on the west coast at latitude 20° south.

(11) *Western Canada*

The area lying within 100 miles from the nearest land along the west coast of Canada.

3. In this Schedule—

(1) the sea areas specified in paragraphs 1 and 2 shall not include the territorial waters of the United Kingdom;

(2) the expression "from the nearest land" in relation to any territory means from the baseline from which the territorial sea of that territory is established in accordance with the Geneva Convention on the Territorial Sea and the Contiguous Zone 1958 (Cmnd. 584).

SCHEDULE 2

PROHIBITED SEA AREA DESIGNATED PURSUANT TO SECTION 2(5) OF THE OIL IN NAVIGABLE WATERS ACT 1955, AS AMENDED

The area of the Atlantic Ocean adjacent to that specified in paragraph 2(2) of Schedule 1 and lying within a line drawn from latitude 44°20′ north, longitude 40° west to latitude 42° north, longitude 40° west; thence to latitude 44°20′ north, longitude 30° west; thence to the point of commencement.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which comes into force on 18th May 1967, varies the areas which are prohibited sea areas for the purpose of the Oil in Navigable Waters Acts 1955 and 1963, the latter of which also comes into force on that date. It gives effect to the changes in the prohibited sea areas adopted in April 1962 by the Conference of Contracting Governments to the International Convention for the Prevention of Pollution of the Sea by Oil 1954, which come into force internationally on 18th May 1967.

The Order considerably extends the prohibited sea areas specified in the Schedule to the 1955 Act as amended by the 1963 Act. This Schedule, which is reproduced as varied in Schedule 1 to this Order, sets out the sea areas which are made prohibited sea areas pursuant to the Convention. The original distinction between initial areas and additional areas in the Schedule is no longer significant and is not maintained.

Hitherto large areas of the North East Atlantic and the North Sea have been prohibited sea areas by virtue of the Oil in Navigable Waters (Prohibited Sea Areas) (Protection of United Kingdom Coasts) Order 1956 (S.I. 1956/899) made under section 2(5) of the 1955 Act. Most of these areas now fall to be treated as prohibited sea areas for the purposes of the Convention and are therefore included in Schedule 1 to this Order. The only part which remains a prohibited sea area by virtue of the exercise of the powers conferred by section 2(5) is that specified in Schedule 2 to the Order, and the 1956 Order is accordingly revoked.