1963 No. 1308 (S. 57)

PUBLIC HEALTH, SCOTLAND

The Public Health (Ships) (Scotland) Amendment Regulations 1963

Made - - - -	25*th July* 1963
Laid before Parliament	31*st July* 1963
Coming into Operation	1*st August* 1963

In exercise of the powers conferred on me by section 1 of the Public Health (Scotland) Act 1945(a), and of all other powers enabling me in that behalf, I hereby make the following regulations :—

Citation and Commencement

1.—(1) These regulations may be cited as the Public Health (Ships) (Scotland) Amendment Regulations 1963, and shall come into operation on the 1st August 1963.

(2) These regulations and the Public Health (Ships) (Scotland) Regulations 1952 to 1961(b) may be cited together as the Public Health (Ships) (Scotland) Regulations 1952 to 1963.

Interpretation

2.—(1) In these regulations, unless the context otherwise requires—

" the principal regulations " means the Public Health (Ships) (Scotland) Regulations 1952(c) ;

" regulation " means regulation contained in the principal regulations ; and other words and expressions have the same meanings as in the principal regulations.

(2) The Interpretation Act 1889(d) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(3) References in these regulations to any enactment or regulations shall be construed as references to that enactment or those regulations as amended by any subsequent enactment or regulations including these regulations.

Amendment of principal regulations

3. In Regulation 3(2) (which contains definitions of expressions used in the principal regulations)—

(*a*) for the definition of " excepted port " there shall be substituted the following definition :—

" " excepted port " means a foreign port situated on the European coast of France, the coast of Belgium, Italy, the Netherlands, Greece or the Federal Republic of Germany, including the East bank of the River Elbe between the entrance to the Kiel Canal and Hamburg, inclusive of both places, and also any port within the Kiel Canal ; "

(a) 9 & 10 Geo. 6. c. 15. (b) S.I. 1952/1586, 1954/754, 1961/2484 (1952 III, p. 2755; 1954 II, p. 1848; 1961 III, p. 4561). (c) S.I. 1952/1586 (1952 III, p. 2755).
(d) 52 & 53 Vict. c. 63.

(*b*) after the definition of "valid" there shall be inserted the following definition :—

"" valid International Vaccination Certificate" means a certificate of vaccination or re-vaccination against smallpox which is in the form laid down, and conforms with the rules as to validity contained, in Appendix 4 to the International Sanitary Regulations.".(a)

4. In Regulation 9 (which relates to the examination etc. of persons on ships)—

(*a*) after paragraph (2) there shall be inserted the following paragraphs :—

"(3) On the arrival of any ship which during its voyage has been in a foreign port or in a port or other coastal place in the Irish Republic, the medical officer, or at any port where their employment for this purpose is sanctioned by the Commissioners of Customs and Excise, a customs officer may, and if so required by the Secretary of State shall, require any person on board or disembarking from the ship to produce a valid International Vaccination Certificate.

(4) A customs officer may detain until the arrival of a medical officer or for three hours, whichever is the shorter period, any such person as aforesaid who has been required to produce such a certificate and is unable to do so.

(5) Where any such person fails to satisfy the medical officer that he possesses such a certificate, the medical officer may detain him for examination at a place appointed for that purpose, and may apply in his case the additional measures mentioned in paragraphs (1) and (2) of part IV of Schedule 4 to these regulations.

(6) The powers conferred by paragraphs (3), (4) and (5) of this regulation shall not be exercised in respect of any person on board a ship arriving from an excepted port unless the Secretary of State has directed, or the medical officer is satisfied and has so informed the customs officer, that the exercise of this power is necessary on account of danger to public health."

(*b*) paragraph (3) shall be amended by the insertion of the words :—

"or customs officer" after the words "medical officer" and paragraphs (3) and (4) shall be renumbered (7) and (8) respectively.

5. In part IV of Schedule 4 to the principal regulations (which relates to additional measures with respect to smallpox) for paragraph (1) there shall be substituted the following paragraph :—

"(1) The medical officer shall offer vaccination to any person on board or disembarking from the ship who does not show sufficient evidence of protection by a previous attack of smallpox or who does not satisfy the medical officer that he possesses a valid International Vaccination Certificate.".

Michael Noble,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.
25th July 1963.

(a) Cmnd. 30 (Misc. No. 3) (1957).

EXPLANATORY NOTE

(This note is not part of the regulations, but is intended to indicate their general purport.)

These regulations amend the Public Health (Ships) (Scotland) Regulations 1952 to 1961 and enable port health officers to require the production of international certificates of vaccination against smallpox. If a person has not a certificate he may be offered vaccination, placed under surveillance or in isolation.