

# SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 4817 GIBRALTAR Thursday 4th February 2021

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LEGAL NOTICE NO. 111 OF 2021.

## **GIBRALTAR MERCHANT SHIPPING (REGISTRATION) ACT, 1993**

### **GIBRALTAR MERCHANT SHIPPING (PLEASURE YACHTS) (AMENDMENT) REGULATIONS 2021**

In exercise of the powers conferred upon the Government by section 38 of the Gibraltar Merchant Shipping (Registration) Act, 1993, and all other enabling powers, the Government has made the following Regulations-

#### **Title.**

1. These Regulations may be cited as the Gibraltar Merchant Shipping (Pleasure Yachts)(Amendment) Regulations 2021.

#### **Commencement.**

2. These Regulations shall be deemed to have come into operation on the 1<sup>st</sup> January 2021.

#### **Amendment of the Gibraltar Merchant Shipping (Pleasure Yachts) Regulations, 1997.**

3. Regulation 4(3) of the Gibraltar Merchant Shipping (Pleasure Yachts) Regulations, 1997 is amended by substituting paragraphs (a) and (b) with the following-

“(a) the following individuals are qualified persons-

- (i) British citizens;
- (ii) British Overseas Territories citizens;
- (iii) British Overseas citizens;
- (iv) persons who under the British Nationality Act 1981, are British subjects;
- (v) persons who under the Hong Kong (British Nationality) Order 1986, are British Nationals (Overseas);
- (vi) Commonwealth citizens;
- (vii) citizens of an approved country as specified in Schedule 10;
- (viii) nationals of an EEA State,

Provided that where an individual otherwise qualified under this paragraph is not resident in Gibraltar he shall have appointed a representative person;

- (b) the following persons are qualified persons-
  - (i) bodies corporate or legal entities incorporated, established or registered, as the case may be,-
    - (aa) under the law of Gibraltar;
    - (bb) under the law of the United Kingdom;
    - (cc) under the law of Jersey, Guernsey or Isle of Man;
    - (dd) under the law of an EEA State; or
    - (ee) under the law of a Commonwealth State or of an approved country specified in Schedule 10,  
and either –
      - (ff) having their principal place of business in Gibraltar; or
      - (gg) having appointed a representative person;
  - (ii) a foreign maritime entity;”.

Dated: 4<sup>th</sup> February 2021.

V. DARYANANI,  
Minister for the Port and Shipping,  
For the Government.

### **EXPLANATORY MEMORANDUM**

These Regulations amend the Gibraltar Merchant Shipping (Pleasure Yachts) Regulations, 1997 so as to amend the persons who are “qualified persons” for the purposes of regulation 4(3).