

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 0000 of 00 January, 2000

LEGAL NOTICE NO. 103 OF 1995.

IMPORTS AND EXPORTS ORDINANCE 1986

**IMPORTS AND EXPORTS (CONTROL) (AMENDMENT)
REGULATIONS 1995**

In exercise of the powers conferred on him by section 16 and 129 of the Imports and Exports Ordinance 1986, and of all other enabling powers, the Governor has made the following regulations -

1. Title.

These regulations may be cited as the Imports and Exports (Control) (Amendment) Regulations 1995.

2. Amendment to Schedule 1.

Schedule 1 to the Imports and Exports (Control) Regulations 1987 is amended by inserting after item 15 the following new paragraph -

“16. (1) Ships and parts of ships of the following descriptions, that is to say-

- (a) any rigid inflatable boat of 6 metres or more in overall length or any adaptation of such a boat;
- (b) any part or parts intended for use in the construction, assembly or repair of such a ship as is specified in paragraph (a) except under a licence issued by the Collector of Customs, which licence shall apply to one importation only,

and in respect of the importation of a ship or parts of a ship it shall be for the importer to prove to the satisfaction of the Collector that -

- (c) the ship or the part or parts of the ship, as the case may be, are not a ship or part or parts of a ship falling within paragraph (a) or (b), or

- (d) that the ship had been imported into Gibraltar prior to 7th July 1995 and complies with the terms of that importation.

(2) For the purposes of this paragraph a "rigid inflatable boat" means

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- (a) a boat, howsoever described by the manufacturer, the importer or a surveyor, which may be known as any of the following (which list is by way of example and is not exhaustive), that is to say -

(i) a rigid inflatable boat;

(ii) a semi-rigid boat;

(iii) a hard bottomed inflatable boat; or

- (b) a ship, within the meaning given to that term in the Ordinance, or a vessel as defined in the Seaside Pleasure Boats Rules made under the Public Health Ordinance, the lower part of the hull of which is constructed as a rigid unit and-

(i) having the top sides of the hull (or part thereof) achieving its intended shape (or part thereof) or buoyancy (or part thereof) or its capability to provide buoyancy (or part thereof) by the medium of inflation; or

(ii) the circumference of the top sides of the hull (or part thereof) has a collar (whether segmented or in one piece) surrounding part or all of the circumference of the top sides of the hull made up of material which provides buoyancy or is capable of providing buoyancy.

(3) A ship to which sub-paragraph (1) would apply but for the provisions of this sub-paragraph shall not be a prohibited import where the Collector of Customs is satisfied that the ship entered territorial waters only for the purpose of safety at sea and the ship is surrendered to the custody of the Collector until such time as the ship leaves territorial waters, being a period of time no longer than is in the opinion of the Collector, acting on the advice of the Captain of the Port, necessary for safety purposes.

(4) For the purposes of sub-paragraph (1) in establishing whether the terms of importation are being complied with, regard shall be had to any condition which the

Collector required to be satisfied prior to the entry of the ship and the extent to which that condition or those conditions are met.”.

Dated this 6th day of July 1995.

By Command,

Deputy Governor

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