

**FIRST SUPPLEMENT TO THE GIBRALTAR
GAZETTE
No. 2,196 of 29th NOVEMBER, 1984.**

I ASSENT,

DAVID WILLIAMS,

GOVERNOR.

29th November, 1984.



GIBRALTAR

No. 15 of 1984.

AN ACT to amend the Merchant Shipping Act (Chapter 106).

ENACTED by the Legislature of Gibraltar.

Short title and commencement.

1. (1) This Act may be cited as the Merchant Shipping (Amendment) Act, 1984.

(2) This Act shall come into operation on the date of a proclamation by the Governor signifying the approval of Her Majesty.

Insertion of new section 221A in Cap. 106.

2. The Merchant Shipping Act is amended by inserting the following new section after section 221: -

Application of collision Regulations to hovercraft and seaplanes

Merchant Shipping (Amendment) Act, 1984.

221A (1) Without prejudice to the Admiralty Waters (Gibraltar) Order 1972 or any regulations made or thing done thereunder, the provisions of the Merchant Shipping (Distress Signals and Prevention of Collisions) Regulations 1983, modified as in this Section and in Schedule 2 to the Merchant Shipping (Distress Signals and Prevention of Collisions) (Overseas Territories) Order 1983 (which regulations by virtue of that Order, hereinafter referred to as "the Order", extend to Gibraltar) shall apply to hovercraft and to seaplanes on the surface of the water, wherever they may be, being hovercraft or seaplanes registered in Gibraltar, and to other hovercraft and other seaplanes on the surface of the water while they are within Gibraltar or the territorial waters thereof.

(2) Accordingly Schedule 2 to the Order is modified as follows: -

- (a) in regulation 1 (2) (a) (ii) the words "hovercraft or seaplane" shall be inserted after the word "vessel" wherever that word appears;
- (b) in regulation 1(4) all the words after "ships" in sub-paragraph (a) and the whole of paragraph (b) shall be deleted;
- (c) in regulation 1 (5) (c) all the words after "revoked" shall be deleted;
- (d) in regulation 2, the words ",hovercraft and seaplanes" shall be inserted after the word "vessels" wherever that word appears, and all the words after "thereof" shall be deleted;
- (e) in regulation 3, the words ",hovercraft and seaplanes" shall be inserted after the word "vessels";
- (f) in regulation 4, the words ",hovercraft and seaplanes" shall be inserted after the word "vessels" where that word appears;
- (g) in regulation 5(1) all the words down to and including "conduct of the vessel" shall be deleted and the following words substituted -

"Any contravention of or failure to comply with these Regulations shall be an offence on the part of the owner or master of the vessel or hovercraft or the captain of the seaplane

Merchant Shipping (Amendment) Act, 1984.

or any person for the time being responsible for the conduct of the vessel, hovercraft or seaplane."

(3) In this section "hovercraft" means a vehicle which is designed to be supported when in motion wholly or partly by air expelled from the vehicle to form a cushion of which the boundaries include the ground, water or other surface beneath the vehicle."

Passed by the Gibraltar House of Assembly on the 26th day of November, 1984.

P. A. GARBARINO,

Clerk to the Assembly.