

REPUBLIC OF VANUATU

SHIPPING REGULATION (AMENDMENT) ACT No. 8 OF 1983

Arrangement of Sections

1. Amendment.
2. Commencement

REPUBLIC OF VANUATU

SHIPPING REGULATION (AMENDMENT) ACT No. 8 OF 1983

An Act to amend the Shipping Regulation Cap. 20

BE IT ENACTED by the President and Parliament as follows :-

AMENDMENT

1. The Shipping Regulation Cap. 20 is amended as follows -
 - (a) by substituting "Vanuatu" for "British" in the long title;
 - (b) by substituting
 - (i) "Vanuatu" for "the New Hebrides" and for "N.H.", and
 - (ii) "Minister of Transport" for "Resident Commissioner",wherever these expressions appear throughout the Regulation;
 - (c) in section 2 -
 - (i) by substituting "International Maritime Dangerous Goods Code, 1977 as from time to time amended" for "Explosives Act 1875" in the definition of "dangerous goods";
 - (ii) by omitting the definitions of "Department of Trade and Industry" and "Merchant Shipping Acts";
 - (iii) in the definition of "vessel" by substituting -

"except where otherwise provided in this Regulation, any vessel not exceeding 500 gross tons engaged primarily in trade between places in Vanuatu" for -

"anything made or used to carry by water or to hold or contain on water any person or goods or property whatsoever";
 - (iv) by substituting "Government" for "Joint Administration" in the definition of "Vila Radio".
 - (d) in section 6 by inserting "Bislama or French" after "English" where it appears (twice) in subsections (1)(c) and (3);
 - (e) in section 12 -
 - (i) in paragraphs (a) and (b) by substituting "competent authority of a specified country" for "Department of Trade and Industry";
 - (ii) by repealing paragraph (c);
 - (iii) by adding the following subsection (the existing section 12 thereby becoming subsection (1)) -

"(2) In this section "specified country" means any country which the Minister may by order specify for the purpose of this section .

- (f) in section 21(2) by substituting "International Convention for Safety of Life at Sea, 1974 as from time to time amended" for "Merchant Shipping Acts" where these words appear (twice);
- (g) in section 23 by substituting "twelve months" for "twenty four months";
- (h) in section 34(2)(i) by substituting "the International Convention on Load Lines, 1966 as from time to time amended" for "the Department of Trade and Industry in accordance with the Load Line Rules made from time to time under the Merchant Shipping Act";
- (i) in section 35(4) by substituting "the Attorney-General" for "a Legal Officer as defined in section 2 of the Criminal Procedure Code Regulation";
- (j) in section 39(1) by substituting "International Convention on Safety of Life at Sea, 1974 as from time to time amended" for "Merchant Shipping (Radio) Rules, 1952, made under the Merchant Shipping Act";
- (k) in section 47(2) by substituting 'Supreme Court' for 'High Court' and 'High Court of the Western Pacific'.
- (l) by repealing section 48 and substituting the following therefor:

"Application

- (1) Notwithstanding anything to the contrary the provisions of this Regulation shall not apply to vessels registered under the Maritime Act No. 8 of 1981.
- (2) This Regulation shall apply to vessels and persons in the public service of the government in a civil capacity".

- (m) by repealing section 49;
- (n) by substituting -
 - "25,000 vatu" for "fifty dollars";
 - "50,000 vatu" for "one hundred dollars";
 - "100,000 vatu" for "two hundred dollars";
 - "300,000 vatu" for "six hundred dollars";
 - "500,000 vatu" for "one thousand dollars";throughout the Regulation.

- (o) in the Third Schedule by substituting the following fees for the fees shown in the third column thereof in the same order respectively -

"Vatu
500
1,000
1,000
1,500
1,500
2,000
2,000
500
1,000
1,000
1,500
2,000
200
200"

- (p) in the Fifth Schedule -

(i) in paragraph (1)(b)(i) by substituting "rules contained in Part B of the International Regulations for Preventing Collisions at Sea, 1972 as from time to time amended" for "Rules (C Part C, Prevention of Collision at Sea Regulation";

(ii) in paragraph (3)(b)(x) by substituting "the International Regulations for Preventing Collisions at Sea, 1972 as from time to time amended" for "Prevention of Collisions at Sea Regulation";

- (q) in the Ninth Schedule by omitting the table of survey fees and substituting therefor the following table -

Surveying Fees for Safety Certificate

<u>Gross Tonnage of Vessel (1)</u>	<u>For Survey(2)</u>	<u>For every additional visit (3)</u>
	<u>Vatu</u>	<u>Vatu</u>
Less than 10 tons	2.500	500
10 tons and over but less than 25 tons	5.000	1.000
25 tons and over but less than 50 tons	7.500	1.500
50 tons and over but less than 100 tons	10.000	2.000
100 tons and over but less than 150 tons	15.000	3.000
150 tons and over but less than 300 tons	20.000	4.000
300 tons and over but less than 500 tons	25.000	5.000
500 tons and over	30.000	6.000

COMMENCEMENT

2. This Act shall come into operation on the date of its publication in the Gazette.