



Administration of Justice Act 1956

1956 CHAPTER 46 4 and 5 Eliz 2

PART V

ADMIRALTY JURISDICTION AND ARRESTMENT OF SHIPS IN SCOTLAND

48 Interpretation of Part V.

In this Part of this Act, unless the context otherwise requires,—

- (a) references to an action, a pursuer and a defender include respectively references to a counter-claim, the person making a counter-claim and the person against whom a counter-claim is made;
- (b) any reference to a conclusion includes a reference to a crave, and “pecuniary conclusion” does not include a conclusion for expenses;
- (c) any reference to a warrant to arrest property includes a reference to letters of arrestment and to a precept of arrestment;
- (d) any reference to a lien includes a reference to any hypothec or charge;
- (e) any reference to claims arising out of salvage includes a reference to such claims for services rendered in saving life from a ship or an aircraft or in preserving cargo, apparel or wreck as, under sections five hundred and forty-four to five hundred and forty-six of the ^{M1}Merchant Shipping Act 1894, or any Order in Council made under section fifty-one of the ^{M2}Civil Aviation Act 1949, are authorised to be made in connection with a ship or an aircraft; and
- (f) the following expressions have the meanings hereby assigned to them respectively, that is to say—

“collision regulations” means regulations under section four hundred and eighteen of the ^{M3}Merchant Shipping Act 1894, or any such rules as are mentioned in subsection (1) of section four hundred and twenty-one of that Act or any rules made under subsection (2) of the said section four hundred and twenty-one;

“goods” includes baggage;

“master” has the same meaning as in the ^{M4}Merchant Shipping Act 1894, and accordingly includes every person (except a pilot) having command or charge of a ship;

Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Administration of Justice Act 1956, Section 48. (See end of Document for details)

“ship” includes any description of vessel used in navigation not propelled by oars;

“towage” and “pilotage” in relation to an aircraft, mean towage and pilotage while the aircraft is waterborne.

Marginal Citations

M1 1894 c. 60.

M2 1949 c. 67.

M3 1894 c. 60.

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