



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.

[^{F1}(1)] 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) ^{F2}
- ^{F3}(e)
- (f) the following expressions have the meanings hereby assigned to them respectively, that is to say—
 - “collision regulations” means [^{F4}safety regulations under section 85 of the Merchant Shipping Act 1995];
 - “goods” includes baggage;
 - “master” has the same meaning as in the [^{F4}Merchant Shipping Act 1995], and accordingly includes every person (except a pilot) having command or charge of a ship;
 - “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.

[^{F5}(2)] In this Act and in any other enactment (including an Act of the Scottish Parliament and any enactment comprised in subordinate legislation under such an Act), “maritime lien” means a hypothec over a ship, cargo or other maritime property.]

Status: Point in time view as at 01/07/2010.

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)

Textual Amendments

- F1** S. 48 renumbered as s. 48(1) (1.7.2010) by **Bankruptcy and Diligence etc. (Scotland) Act 2007** (asp 3), ss. 213, 227(3), **Sch. 4 para. 1(a)** (with s. 223); S.S.I. 2010/249, **art. 2**
- F2** S. 48(1)(d) repealed (1.7.2010) by **Bankruptcy and Diligence etc. (Scotland) Act 2007** (asp 3), ss. 213, 227(3), **Sch. 4 para. 1(b)** (with s. 223); S.S.I. 2010/249, **art. 2**
- F3** S. 48(e) repealed (1.1.1995) by 1994 c. 28, **ss. 1(6)**, 10(3), Sch. 2 para. 4(3), Sch. 4; S.I. 1994/2971, **art. 2, Sch.**
- F4** Words in s. 48(f) substituted (1.1.1996) by 1995 c. 21, s. 314(2), **Sch. 13 para. 29(3)** (with s. 312(1))
- F5** S. 48(2) inserted (1.7.2010) by **Bankruptcy and Diligence etc. (Scotland) Act 2007** (asp 3), ss. 213, 227(3), **Sch. 4 para. 1(c)** (with s. 223); S.S.I. 2010/249, **art. 2**

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Changes to legislation:

There are currently no known outstanding effects for the Administration of Justice Act 1956, Section 48.