
 STATUTORY INSTRUMENTS

1978 No. 1756

MERCHANT SHIPPING

MASTERS AND SEAMEN

**The Merchant Shipping (Crew Agreements, Lists of Crew
and Discharge of Seamen) (Amendment) Regulations 1978**

Made - - - - 4th December 1978

Laid before Parliament 5th December 1978

Coming into Operation 1st January 1979

The Secretary of State, after consulting with the organisations referred to in section 99(2) of the Merchant Shipping Act 1970(a), in exercise of powers conferred by section 3 of that Act and now vested in him(b), and of all other powers enabling him in that behalf, hereby makes the following Regulations:

1. These Regulations may be cited as the Merchant Shipping (Crew Agreements, Lists of Crew and Discharge of Seamen) (Amendment) Regulations 1978 and shall come into operation on 1st January 1979.

2. The Merchant Shipping (Crew Agreements, Lists of Crew and Discharge of Seamen) Regulations 1972(c), as amended(d), shall be further amended as follows:

In Regulation 25:

(1) at the end of paragraph (1) there shall be added:

(a) "or

(e) the seaman is employed under a crew agreement, approved by the Secretary of State, to which the National Maritime Board agreement on disciplinary procedures applies, and which requires him to comply with the Code of Conduct and the master is satisfied that that seaman has committed any one of the breaches in the Code specified in paragraph 9 thereof."

(b) a new paragraph:

"(1A) The Code of Conduct referred to in paragraph (1) of this regulation means the National Maritime Board publication entitled "Code of Conduct for the Merchant Navy" published in 1978 by the Board."

Stanley Clinton Davis,

Parliamentary Under-Secretary of State,
Department of Trade.

4th December 1978.

(a) 1970 c. 36.

(b) S.I. 1970/1537.

(c) S.I. 1972/918.

(d) The amendment is not relevant to the subject matter of these Regulations.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Merchant Shipping (Crew Agreements, Lists of Crew and Discharge of Seamen) Regulations 1972 by providing that a seaman (who is employed under a crew agreement, approved by the Secretary of State, to which the National Maritime Board agreement on disciplinary procedures applies and which requires him to comply with the Code of Conduct) can be discharged from the ship outside the United Kingdom without the consent of a proper officer if the master is satisfied that that seaman has committed one of the acts of misconduct set out in paragraph 9 of a National Maritime Board publication entitled "Code of Conduct for the Merchant Navy" published in 1978 by the Board and obtainable from its office at 17/18 Bury Street, London E.C.3.

Consequential amendments are being made by the following Regulations, which will come into operation at the same time as these Regulations: the Merchant Shipping (Seamen's Wages and Accounts) (Amendment) Regulations 1978 (S.I. 1978/1757); the Merchant Shipping (Official Log Books) (Amendment) Regulations 1978 (S.I. 1978/1755); the Merchant Shipping (Seamen's Documents) (Amendment No. 3) Regulations 1978 (S.I. 1978/1758); and the Merchant Shipping (Disciplinary Offences) (Amendment) Regulations 1978 (S.I. 1978/1754).

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