

STATUTORY INSTRUMENTS

1981 No. 581

MERCHANT SHIPPING

SAFETY

**The Merchant Shipping (Pilot Ladders and Hoists)
(Amendment) Regulations 1981**

<i>Made - - - -</i>	<i>8th April 1981</i>
<i>Laid before Parliament</i>	<i>10th April 1981</i>
<i>Coming into Operation</i>	<i>1st May 1981</i>

The Secretary of State, after consulting with the persons referred to in section 22(2) of the Merchant Shipping Act 1979(a), in exercise of the powers conferred on him by subsections (1)(a) and (b), (3)(a), (d), (e), (g) and (o), (4)(a), (b) and (c), (6)(a) and (c) of section 21 and by section 22(1)(a) and (c) of that Act 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 (Pilot Ladders and Hoists) (Amendment) Regulations 1981 and shall come into operation on 1st May 1981.
2. The Merchant Shipping (Pilot Ladders) Rules 1965(b) are hereby revoked to the extent that they apply to ships within the United Kingdom or the territorial waters thereof.
3. The Merchant Shipping (Pilot Ladders and Hoists) Regulations 1980(c) shall be amended as follows:
 - (1) in regulation 2(1) the definition of "Safety Convention ship" shall be deleted;
 - (2) in regulation 2(2) the words "Safety Convention" shall be deleted;
 - (3) in regulation 3(b) the words "Safety Convention" shall be deleted;
 - (4) in regulation 8(6) for sub-paragraph (d) there shall be substituted:

"(d) (i) The master shall ensure that, in addition to the testing required in sub-paragraphs (a), (b) and (c) of this regulation, regular test rigging and inspection, including a load test to at least 150 kg, shall be carried out by the ship's personnel at intervals of not more than six months.

(a) 1979 c.39.

(b) S.I. 1965/1046, amended by S.I. 1972/531.

(c) S.I. 1980/543.

(ii) A record to that effect shall be made by the master in the ship's official logbook.

(iii) In ships not required to keep an official logbook, a record to that effect shall be made by the master or person responsible for maintaining such records and be retained on board for a period of not less than 12 months.”;

(5) in regulation 10:

(a) in paragraph (1) for “6(1) or (11)” there shall be substituted “6(1), (2) or (11)” and after “or 6(d)” there shall be inserted “(i)”;

(b) after paragraph (4) there shall be added:

“(5) Any person who fails to comply with regulation 8(6)(d)(iii) shall be guilty of an offence and liable on summary conviction to a fine not exceeding £50.”.

8th April 1981.

Trefgarne,
Parliamentary Under Secretary of State,
Department of Trade.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations revoke the Merchant Shipping (Pilot Ladders) Rules 1965 to the extent that those Rules still apply to ships within the United Kingdom or United Kingdom territorial waters. They also amend the Merchant Shipping (Pilot Ladders and Hoists) Regulations 1980 (which prescribe requirements in respect of pilot ladders and hoists to be provided on specified ships) and give effect to the Protocol of 1978 relating to the International Convention for the Safety of Life at Sea 1974 (Cmd. 7346) which was laid before Parliament in October 1978. Pursuant to the Protocol the application of the 1980 Regulations is extended to all ships, whether or not registered in a country to which a Safety of Life at Sea Convention applies, while they are within the United Kingdom or United Kingdom territorial waters.

The 1980 Regulations are further amended to provide for a record to be kept of the test rigging and inspection required by regulation 8(6)(d) in cases where a ship is not required to keep an official logbook, subject to a maximum penalty of £50 for failure to comply. (A similar penalty for failure to make the entry required in the official logbook is prescribed by the Merchant Shipping (Official Logbooks) Regulations 1981 (S.I. 1981/569)).

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