
 S T A T U T O R Y I N S T R U M E N T S

1982 No. 1085

MERCHANT SHIPPING

**The Tonnage (Various Countries)
Order 1982**

<i>Made</i> - - - - -	30th July 1982
<i>Laid before Parliament</i>	9th August 1982
<i>Coming into Operation</i>	1st September 1982

At the Court at Buckingham Palace the 30th day of July 1982

Present,

The Queen's Most Excellent Majesty in Council

Whereas by section 84(1) and (2) of the Merchant Shipping Act 1894(a) it is enacted that whenever it appears to Her Majesty the Queen in Council that the tonnage regulations of the said Act have been adopted by any foreign country and are in force there, Her Majesty in Council may order that the ships of that country shall, without being re-measured in Her Majesty's dominions, be deemed to be of the tonnage denoted in their certificates of registry or other national papers, in the same manner, to the same extent, and for the same purposes as the tonnage denoted in the certificate of registry of a British ship is deemed to be the tonnage of that ship and limit the time during which such Order is to remain in operation:

And whereas the Orders in Council listed in Schedule 1 hereto have been made in pursuance of that section or continued in force by section 745(1) of the said Act:

And whereas the United Kingdom has ratified and by Regulations under the Merchant Shipping Act 1965(b) has given effect to the International Convention on Tonnage Measurement of Ships 1969(c) which came into force internationally on 18th July 1982:

And whereas the said Regulations make provision for the acceptance in the United Kingdom of tonnage certificates issued for new ships by States which are parties to the said Convention:

And whereas it appears to Her Majesty that the provisions of the said Orders in Council should be revoked and a new Order in Council made:

(a) 1894 c. 60; section 84(1) has been amended by Schedules 1 and 2 to the Merchant Shipping Act 1965 (c. 47).

(b) 1965 c.47; see S.I. 1982/841.

(c) Cmnd. 4332.

Now, therefore, Her Majesty, in exercise of the powers conferred upon Her by the said section 84(1) and (2) and by section 738(1) of that Act and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

1.—(1) This Order may be cited as the Tonnage (Various Countries) Order 1982.

(2) This Order shall come into operation on 1st September 1982 and shall remain in operation (unless previously revoked) until 17th July 1994.

2.—(1) The Orders in Council set out in Schedule 1 hereto are hereby revoked.

(2) In this Order:

“existing ship” means a ship which is not a new ship;

“new ship” means a ship the keel of which was laid, or which was at a similar stage of construction, on or after 18th July 1982; and for the purposes of this definition “a similar stage of construction” means the stage at which:

(a) construction identifiable with a specific ship begins and

(b) assembly of that ship has commenced comprising at least 50 tonnes or one per cent of the estimated mass of all structural material, whichever is the less.

3. Existing ships of the countries listed in Schedule 2 hereto the tonnage of which is denoted in their certificate of registry or other national papers denoting tonnage shall, without being re-measured in Her Majesty's dominions, be deemed to be of the tonnage denoted in such certificates of registry or other national papers, in the same manner, to the same extent, and for the same purposes as the tonnage denoted in the certificate of registry of an existing British ship is deemed to be the tonnage of that ship:

Provided that this provision shall apply to ships of Kuwait, Lebanon, Monaco and the Union of Soviet Socialist Republics only when in the United Kingdom.

N. E. Leigh,
Clerk of the Privy Council.

SCHEDULE 1

Article 2(1)

ORDERS IN COUNCIL REVOKED

Country	Date of Order in Council	Reference
Austria-Hungary	19th August 1871	S.R. & O.Rev. 1948 XIV, p. 2.
Belgium	17th October 1884	S.R. & O.Rev. 1948 XIV, p. 3.
Denmark	21st November 1895	S.R. & O. 1895/571. (Rev. 1948 XIV, p. 4).
Egypt	23rd June 1939 17th July 1940	S.R. & O. 1939/709; S.R. & O. 1940/1315. (Rev. 1948 XIV, pp. 5 and 6).
Finland	6th April 1966	S.I. 1966/390.
France	10th August 1904	S.R. & O. 1904/1433. (Rev. 1948 XIV, p. 8).
Germany	22nd February 1896	S.R. & O. 1896/56. (Rev. 1948 XIV, p. 10).
Greece	7th February 1927	S.R. & O. 1927/63. (Rev. 1948 XIV, p. 11).
Iceland	2nd May 1925	S.R. & O. 1925/417. (Rev. 1948 XIV, p. 12).
Italy	11th May 1906	S.R. & O. 1906/384. (Rev. 1948 XIV, p. 13).
Japan	12th February 1923	S.R. & O. 1923/232. (Rev. 1948 XIV, p. 13).
Kuwait	5th April 1971	S.I. 1971/595.
Lebanon	12th November 1975	S.I. 1975/1839.
Monaco	14th March 1979	S.I. 1979/306.
Netherlands	3rd May 1888	S.R. & O. Rev. 1948 XIV, p. 15.
Norway	27th June 1894	S.R. & O. 1894/161. (Rev. 1948 XIV, p. 17).
Poland	29th March 1935	S.R. & O. 1935/309. (Rev. 1948 XIV, p. 19).
Portugal	28th June 1926	S.R. & O. 1926/827. (Rev. 1948 XIV, p. 19).
Spain	25th May 1911	S.R. & O. 1911/544. (Rev. 1948 XIV, p. 21).
Sweden	18th August 1882	S.R. & O. Rev. 1948 XIV, p. 22.
Union of Soviet Socialist Republics	28th November 1972	S.I. 1972/1817.
United States of America	3rd October 1895	S.R. & O. 1895/411. (Rev. 1948 XIV, p. 24).

Article 3

SCHEDULE 2

LIST OF COUNTRIES

Belgium	Lebanon
Denmark	Monaco
Egypt	Netherlands
Finland	Norway
France	Poland
Federal Republic of Germany	Portugal
Greece	Spain
Iceland	Sweden
Italy	Union of Soviet Socialist Republics
Japan	United States of America
Kuwait	

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order revokes the Orders in Council set out in Schedule 1 to the Order. Those Orders, made in respect of specified countries, provided that the tonnage of ships of those countries as denoted in their certificates of registry or other national papers denoting tonnage should be deemed to be the tonnage of those ships in the same manner, to the same extent, and for the same purposes as the tonnage denoted in the certificate of registry of a British ship is deemed to be the tonnage of that ship.

The International Convention on Tonnage Measurement of Ships 1969 came into force internationally on 18th July 1982 and is given effect by the Merchant Shipping (Tonnage) Regulations 1982 (S.I. 1982/841) made under the Merchant Shipping Act 1965, which amend the existing regulations for the measurement of ships and provide for the recognition of Convention certificates.

The present Order provides for the recognition of tonnage certificates issued for existing ships by the countries listed in Schedule 2. These countries have tonnage regulations for such ships similar to those of the United Kingdom. It does not provide for the recognition of certificates for new ships, since in the case of countries which are party to the Convention, certificates for such ships will be recognised in accordance with the regulations made under the Merchant Shipping Act 1965, while for other countries certificates for new ships will no longer be recognised because the tonnage measurement of such ships will no longer be deemed to be comparable with the tonnage measurement of new British ships.

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