

1986 No. 680

MERCHANT SHIPPING

**The Merchant Shipping (Fishing Vessels)
(Radios) (Fees) Regulations 1986**

<i>Made</i> - - - -	8th April 1986
<i>Laid before Parliament</i>	14th April 1986
<i>Coming into Operation</i>	15th April 1986

The Secretary of State, in exercise of the powers conferred by section 84 of the Merchant Shipping Act 1970(a) (hereinafter called "the Act of 1970") and now vested in him (b) and of all other powers enabling him in that behalf, and with the consent and approval of the Treasury hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Merchant Shipping (Fishing Vessels) (Radios) (Fees) Regulations 1986 and shall come into operation on 15th April 1986.

2. In these Regulations:

"Class" in relation to fishing vessel means the class of that vessel as determined by Rule 2 of the fishing vessels Radio Rules;

"the fishing vessels Radio Rules" means the Merchant Shipping (Radio) (Fishing Vessels) Rules 1974(c).

3. Nothing in these Regulations shall apply to any fees for services payable under or by virtue of the Merchant Shipping (Fees) Regulations 1983(d): Provided that if the fee that would be chargeable under these Regulations if they applied would be less than the fee payable under or by virtue of the said 1983 Regulations, then such lesser fee shall be payable.

(a) 1970 c.36.

(b) See S.I. 1970/1537.

(c) S.I. 1974/1919.

(d) S.I. 1983/1167, to which there are amendments not relevant to these Regulations. The Merchant Shipping (Fees) Regulations 1983 were revoked by the Merchant Shipping (Fees) Regulations 1985 (S.I. 1985/1607) but certain provisions as regards the charging of fees under or by virtue of those 1983 Regulations for services started before those 1985 Regulations came into operation were saved by regulation 3 of those Regulations.

4. The fees, or maximum fees as the case may be, payable for the services specified below shall be the fees, or maximum fees, specified in relation thereto.

SERVICE	FEE
(1) Inspection of a fishing vessel, on the application of the owner, under section 76(1) of the Act of 1970 for the purpose of seeing that the vessel is properly provided with a radio installation and radio operators in compliance with the fishing vessels Radio Rules, for the issue or renewal of a United Kingdom fishing vessel certificate issued under Rule 126 of the Fishing Vessels (Safety Provisions) Rules 1975(a), in the case of a vessel of:-	
Class I	
exceeding 1,600 tons	£250
not exceeding 1,600 tons	£133
Class II or III	£133
(2) Periodical inspection of a fishing vessel, on the application of the owner, under section 76(1) of the Act of 1970 pursuant to Rule 130 of the Fishing Vessels (Safety Provisions) Rules 1975 for the purpose of seeing that the radio equipment and installations are in compliance with the fishing vessels Radio Rules, in the case of a vessel of:-	
Class I	
exceeding 1,600 tons	£250
not exceeding 1,600 tons	£133
Class II or III	£133
(3) Inspection of a fishing vessel under section 76(1) of the Act of 1970:-	
(a) on the application of the owner (not being a case to which sub-paragraphs (1) and (2) above apply) for the purpose of seeing that the vessel is properly provided with a radio installation and radio operators in compliance with the fishing vessels Radio Rules, or	
(b) otherwise than on the application of the owner, as a result of changes or modification in the radio equipment after compliance with the fishing vessels Radio Rules:-	
(i) a complete inspection, in the case of a vessel of:-	
Class I	
exceeding 1,600 tons	£250
not exceeding 1,600 tons	£133

(a) S.I. 1975/330, to which there are amendments not relevant to these Regulations.

Class II or III	£133
(ii) a partial inspection—for each visit made to the vessel	£67 subject to a maximum of the appropriate fee for a complete inspection.
(4) Inspection of a fishing vessel, otherwise than on the application of the owner, under section 76(1) of the Act of 1970 where the vessel is found not to be properly provided with a radio installation or radio operators required by the fishing vessels Radio Rules or any condition subject to which the vessel has been exempted from a requirement of the fishing vessels Radio Rules:— for each visit made to the vessel	£67 subject to a maximum of the appropriate fee for a complete inspection.
(5) Inspection of a fishing vessel, on the application of the owner, under section 76(1) of the Act of 1970 for the purpose of exempting the vessel from a requirement of the fishing vessels Radio Rules.	£67

Nicholas Ridley,
Secretary of State for Transport.

7th April 1986.

We approve the making of these Regulations.

Tristan Garel-Jones,
Donald Thompson,
Two of the Lord's Commissioners of
Her Majesty's Treasury.

8th April 1986.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations reinstate (fixed) fees for inspections for compliance with or exemption from, the Merchant Shipping (Radio) (Fishing Vessels) Rules 1974. The fees are increased by 12% over those prescribed in paragraph 4 of Part III of the Schedule to the Merchant Shipping (Fees) Regulations 1983. Those Regulations were repealed by the Merchant Shipping (Fees) Regulations 1985 which contained no power to charge fees for these particular services (but retained the power to charge for services started or applied for during the currency of the 1983 Regulations).

SI 1986/680
ISBN 0-11-066680-1



780110 666808