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STATUTORY INSTRUMENTS

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**1997 No. 2581**

**MERCHANT SHIPPING**

**The Merchant Shipping (Oil Pollution) (Bermuda) Order 1997**

*Made - - - - 30th October 1997*

*Coming into force 30th November 1997*

**THE MERCHANT SHIPPING (OIL  
POLLUTION) (BERMUDA) ORDER 1997**

1. Citation and commencement
  2. Implementation of the Liability and Fund Convention
  3. Revocations
- Signature

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SCHEDULE TO THE — THE MERCHANT SHIPPING ACT 1995  
ORDER  
PART VI — PREVENTION OF POLLUTION

CHAPTER III

LIABILITY FOR OIL POLLUTION

*Preliminary*

152. Meaning of “the Liability Convention” and related expressions.

*Liability*

153. Liability for oil pollution in case of tankers.  
154. Liability for oil pollution in case of other ships.  
155. Exceptions from liability under sections 153 and 154.  
156. Restriction of liability for oil pollution.

*Limitation of liability*

157. Limitation of liability under section 153.  
158. Limitation actions.  
159. Restriction on enforcement after establishment of limitation fund.

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

- 160. Concurrent liabilities of owners and others.
- 161. Establishment of limitation fund outside Bermuda.
- 162. Extinguishment of claims.

*Compulsory insurance*

- 163. Compulsory insurance against liability for pollution.
- 164. Issue of certificate by the Minister
- 165. Rights of third parties against insurers.

*Supplementary*

- 166. Jurisdiction of Bermuda courts and registration of foreign judgements.
- 167. Government ships.
- 168. Limitation of liability under section 154.
- 169. Saving for recourse actions.
- 170. Interpretation.

CHAPTER IV

INTERNATIONAL OIL POLLUTION COMPENSATION FUND

*Preliminary*

- 172. Meaning of the “Liability Convention” and related expressions.

*Contributions to Fund*

- 173. Contributions by importers of oil and others.
- 174. Power to obtain information

*Compensation for persons suffering pollution damage*

- 175. Liability of the Fund.
- 176. Limitation of Fund’s liability under section 175.

*Supplemental*

- 177. Jurisdiction and effect of judgments.
- 178. Extinguishment of claims.
- 179. Subrogation.
- 180. Supplementary provisions as to proceedings involving the Fund.
- 181. Interpretation.

SCHEDULE 5 — OVERALL LIMIT ON LIABILITY OF FUND  
PART I — PERMANENT PROVISION

*Article 4—paragraphs 4 and 5*

- 4. (a) Except as otherwise provided in sub-paragraphs (b) and (c)...
- 5. Where the amount of established claims against the Fund exceeds...

Explanatory Note