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STATUTORY INSTRUMENTS

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**1997 No. 2584**

**MERCHANT SHIPPING**

**The Merchant Shipping (Oil Pollution)  
(Falkland Islands) Order 1997**

*Made - - - - 30th October 1997*

*Coming into force 30th November 1997*

**THE MERCHANT SHIPPING (OIL POLLUTION)  
(FALKLAND ISLANDS) ORDER 1997**

1. Citation and Commencement
  2. Implementation of the Liability and Fund Conventions
  3. Interpretation
  4. Revocations
- Signature

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

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

*Status:* This is the original version (as it was originally made).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

*Limitation of liability*

- 157. Limitation of liability under section 153.
- 158. Limitation actions.
- 159. Restriction enforcement after establishment of limitation fund.
- 160. Concurrent liabilities of owners and others.
- 161. Establishment of limitation fund outside Falkland Islands.
- 162. Extinguishment of claims.

*Compulsory insurance*

- 163. Compulsory insurance against liability for pollution.
- 164. Issue of certificate by Governor.
- 165. Rights of third party against insurers.

*Supplementary*

- 166. (1) . . . (2) Where— (a) any oil is...
- 167. Government ships.
- 168. Limitation of liability under section 154.
- 169. Saving for recourse actions.
- 170. Interpretation.
- 171. —. . .

CHAPTER IV

INTERNATIONAL OIL POLLUTION COMPENSATION FUND

*Preliminary*

- 172. Meaning of the “Liability Convention”, “the Fund 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 judgements.
- 178. Extinguishment of claims.
- 179. Subrogation.
- 180. Supplementary provisions as to proceedings involving the Fund.
- 181. (1) In this Chapter, unless the context otherwise requires— “damage”...

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...

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5. Where the amount of established claims against the Fund exceeds...

Explanatory Note