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STATUTORY INSTRUMENTS

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**1995 No. 965 (C.24)**

**MERCHANT SHIPPING**

**The Merchant Shipping Act 1970  
(Commencement No. 11) Order 1995**

*Made - - - - 29th March 1995*

The Secretary of State for Transport, in exercise of powers conferred by section 101(4) of the Merchant Shipping Act 1970<sup>(1)</sup> and now vested in him<sup>(2)</sup>, and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Merchant Shipping Act 1970 (Commencement No. 11) Order 1995.
2. The provisions of the Merchant Shipping Act 1970 specified in the first column of the Schedule to this Order (which relate to the matters specified in the second column of the Schedule) shall come into force on 1st May 1995.

Signed by authority of the Secretary of State for Transport

29th March 1995

*Goschen*  
Parliamentary Under Secretary of State,  
Department of Transport

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(1) 1970 c. 36; section 101(4) was amended by section 37(7) of the Merchant Shipping Act 1979 (c. 39).  
(2) See S.I. 1970/1537.

**Status:** This is the original version (as it was originally made).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

SCHEDULE

Article 2

Provisions coming into force on 1st May 1995.

Provisions of the Act	Subject matter of provisions
Section 51	Restriction on employment of persons under 18 on board ship.
In section 100, subsection (3) so far as it relates to the provisions of Schedule 5 brought into force by this Schedule	Repeals.
Schedule 5, so far as it relates to the repeals set out in the Appendix to this Schedule	Enactments repealed.

## APPENDIX TO SCHEDULE

Repeals taking effect on 1st May 1995.

Chapter	Short Title	Extent of Repeal
1894 c. 60.	The Merchant Shipping Act 1894.	Part II to the extent that it is not already repealed. Sections 369, 413, 415, 416 and 417. In section 676, in subsection (1), in paragraph (b), the words “Second and” and the words from “including” to the end of the paragraph, and paragraphs (d) and (f). In section 677,, paragraph (a), in paragraph (b) the words from “and the remuneration” to the end of the paragraph, and paragraph (e). In section 721, the word “Second”. In section 722, subsection (2) (a). Schedules 5 and 6.
1906 c. 48.	The Merchant Shipping Act 1906.	Section 56.
1925 c. 65.	The Employment of Women, Young Persons and Children Act 1920.	In section 1, subsections (2) and (5), and in subsection (6) the sub-paragraph beginning “This section so far as it relates to employment in a ship” and, in the sub-paragraph following it, the words “or in any ship” and paragraphs (b) and (d).
1925 c. 42.	The Merchant Shipping (International Labour Convention) 1925.	The whole Act.
1950 c. 9.	The Merchant Shipping Act 1950.	Section 3, to the extent it is not already repealed.
1967 c. 26.	The Merchant Shipping Act 1967.	The whole Act.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force section 51 of the Merchant Shipping Act 1970 which confers powers to make regulations about the employment of young persons on ships and consequential repeals of earlier legislation. The Order also brings into force the repeals of other enactments relating to seamen which have been superseded by later legislation.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

In this Note:

“MSA 1974” means the Merchant Shipping Act 1974(3);

“MSA 1979” means the Merchant Shipping Act 1979(4);

an asterisk (\*) denotes that the prescribed penalty has been increased by Schedule 6 to the MSA 1979.

The following provisions of the Merchant Shipping Act 1970 have been brought into force by commencement orders made before the date of this Order:

Provision	Date of commencement	S.I. No
ss. 1*, 2*, 3*, 4, 5, 7, 8*, 9, 1	1.1.73	1972/1977
s. 11 (see s. 39(3) MSA 1979)	1.1.73	1972/1977
ss. 12 to 14	1.1.73	1972/1977
s. 15 (amended by s. 37(1) MSA 1979)	1.8.79	1979/809
ss. 16 to 18	1.1.73	1972/1977
s. 19*	1.8.79	1979/809
s. 20*	19.12.75	1975/2156
ss. 21*, 22*, 23*	1.1.73	1972/1977
s. 24*	1.10.74	1974/1194
ss. 25, 26	1.1.73	1972/1977
s. 27* (amended by s. 45(1) MSA 1979)	1.1.73	1972/1977
s. 28* (amended by s. 45(2) MSA 1979)	1.1.73	1972/1977
s. 29 (repealed by s. 19(3) MSA 1974)	1.1.73	1972/1977

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(3) 1974 c. 43.

(4) 1979 c. 39.

Provision	Date of commencement	S.I. No
s. 30* (amended by s. 19(4) MSA 1974)	1.1.73	1972/1977
s. 31 (repealed by s. 19(3) MSA 1974)	1.1.73	1972/1977
s. 32 (amended by s. 19(6) MSA 1974)	1.1.73	1972/1977
ss. 33, 34*, 35, 37 to 42	1.1.73	1972/1977
s. 43* (see s. 37(2) and (3) MSA 1979)	19.12.75	1975/2156
ss. 44, 45*, 46*, 47*	19.12.75	1975/2156
s. 48*	1.1.73	1972/1977
s. 49	19.12.75	1975/2156
s. 50*	1.9.81	1981/1186
ss. 52, 53, 54	1.1.83	1982/1617
ss. 55, 56	1.7.83	1982/1617
ss. 57, 59	1.1.83 and 1.7.83	1982/1617
s. 60	1.9.81	1981/1186
s. 61* (amended by s. 28 (7) (b), 29(1) and (2) MSA 1979)	1.1.73	1972/1977
ss. 62*, 63, 64, 65*, 66, 67, 68*, 69*, 70*, 71*	1.1.73	1972/1977
s. 72* (amended by s. 30 MSA 1979)	1.1.73	1972/1977
ss. 73*, 74*, 75	1.1.73	1972/1977
s. 76* (amended by s. 37(5) MSA 1979)	1.1.73	1972/1977
ss. 77*, 78*, 79 to 84	1.1.73	1972/1977
ss. 85 and 86*	18.11.74	1974/1908
ss. 88, 89*, 90	1.1.73	1972/1977
s. 91*	16.7.82	1982/840
s. 92 (amended by s. 37(6) MSA 1979)	1.1.73	1972/1977
ss. 93, 94	1.1.73	1972/1977
s. 95(1) (amended by s. 45(3) MSA 1979), (4) to (6)	1.1.73	1972/1977
s. 95(2)	1.8.79	1979/809
s. 96	1.1.73	1972/1977

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Provision	Date of commencement	S.I. No
s. 97 (amended by s. 29(3) MSA 1979)	1.1.73	1972/1977
ss. 98 and 99	1.1.73	1972/1977
s. 100 and Sch. 5 partially	1.1.73 and 6.4.74	1972/1977
	1.10.74	1974/1194
	18.11.74	1974/1908
	1.7.79	1978/797
	1.8.79	1979/809
	1.9.81	1981/1186
	16.7.82	1982/840
	1.1.83 and 1.7.83	1982/1617
	1.1.87 and 1.9.87	1986/2066
s. 101 (amended by s. 37(7) MSA 1979)	1.1.73	1972/1977
Sch. 1	18.11.74	1974/1908
Sch. 2 Part I, paragraph 1 and Part II	1.1.73	1972/1977
Sch. 3, paragraphs 1 to 4, 8 and 9, 11 to 14	1.1.73 and 6.4.74	1972/1977
Sch. 3, paragraph 10	18.11.74	1974/1908
Sch. 3, paragraphs 5, 6 and 7	1.9.81	1981/1186
Sch. 4, paragraphs 1 to 4	1.1.73	1972/1977
Sch. 4, paragraph 9	1.9.81	1981/1186
Sch. 4, paragraph 18	1.1.83 and 1.7.83	1982/1617
Sch. 5 (partially)	1.1.73 and 6.4.74	1972/1977
	1.10.74	1974/1194
	18.11.74	1974/1908
	1.7.79	1978/797
	1.8.79	1979/809
	1.9.81	1981/1186
	16.7.82	1982/840
	1.1.87 and 1.9.87	1986/2066