
DRAFT STATUTORY INSTRUMENTS

1998 No.

The Merchant Shipping (Convention on Limitation of Liability for Maritime Claims) (Amendment) Order 1998

Scope of application of Convention

5. In the text of the Convention as set out in Part I of Schedule 7 to the Act, in Article 15—

- (a) the existing text shall be numbered 1; and
- (b) at the end there shall be added the following paragraphs—

“2. A State Party may regulate by specific provisions of national law the system of limitation of liability to be applied to vessels which are:

- (a) according to the law of that State, ships intended for navigation on inland waterways;
- (b) ships of less than 300 tons.

A State Party which makes use of the option provided for in this paragraph shall inform the depositary of the limits of liability adopted in its national legislation or of the fact that there are none.

3bis. Notwithstanding the limit of liability prescribed in paragraph 1 of article 7, a State Party may regulate by specific provisions of national law the system of liability to be applied to claims for loss of life or personal injury to passengers of a ship, provided that the limit of liability is not lower than that prescribed in paragraph 1 of article 7. A State Party which makes use of the option provided for in this paragraph shall inform the Secretary-General of the limits of liability adopted or of the fact that there are none.”.