



Merchant Shipping Act 1970

CHAPTER 36

MERCHANT SHIPPING ACT 1970

Engagement and discharge of crews

- 1 Crew agreements.
- 2 Regulations relating to crew agreements.
- 3 Discharge of seamen.
- 4 Seamen left behind abroad otherwise than on discharge.
- 5 Discharge of seamen when ship ceases to be registered in U.K.
- 6 Restrictions on making arrangements for employment of seamen.

Wages, etc.

- 7 Payment of seamen's wages.
- 8 Account of seamen's wages.
- 9 Regulations relating to wages and accounts.
- 10 Power of superintendent or proper officer to decide disputes about wages.
- 11 Restriction on assignment of and charge upon wages.
- 12 Power of court to award interest on wages due otherwise than under crew agreement.
- 13 Allotment notes.
- 14 Right of person named in allotment note to sue in own name.
- 15 Right, or loss of right, to wages in certain circumstances.
- 16 Protection of certain rights and remedies.
- 17 Claims against seaman's wages for maintenance, etc. of dependants.
- 18 Remedies of master for remuneration, disbursements, etc.

Safety, health and welfare

- 19 Safety Regulations.

Changes to legislation: There are currently no known outstanding effects for the Merchant Shipping Act 1970. (See end of Document for details)

- 20 Crew accommodation.
- 21
- 22 Complaints about provisions or water.
- 23 Other complaints.
- 24 Medical stores.
- 25 Medical treatment on board ship.
- 26 Expenses of medical treatment, etc. during voyage.

Offences by seamen, etc.

- 27 Conduct endangering ships, structures or individuals.
- 28 Drunkenness, etc. on duty.
- 29
- 30 Continued or concerted disobedience, neglect of duty, etc.
- 31
- 32 Offences committed by certain other persons.

Defence of drug taken for medical purposes

- 33 Defence of drug taken for medical purposes.

Disciplinary offences

- 34–38

Civil liability for absence without leave, smuggling and fines imposed under immigration laws

- 39 Civil liability for absence without leave.
- 40 Civil liability for smuggling.
- 41 Civil liability for fines imposed under immigration laws.

Trade disputes

- 42 Trade disputes involving seamen

Manning and certification

- 43 Manning.
- 44 Power to exempt from manning requirements.
- 45 Prohibition of going to sea undermanned.
- 46 Unqualified persons going to sea as qualified officers or seamen.
- 47 Production of certificates and other documents of qualification.
- 48 Crew's knowledge of English.
- 49 Application of sections 43, 45, 47 and 48.
- 50 Special certificates of competency.
- 51 Restriction on employment of persons under eighteen on board ship.

Disqualification of seamen, inquiries and investigations.

- 52 Inquiry into fitness or conduct of officer.
- 53 Disqualification of holder of certificate other than officer's.
- 54 Inquiry into fitness or conduct of seaman other than officer.
- 55
- 56 Formal investigation into shipping casualty.
- 57 Re-hearing of and appeal from inquiries and investigations.

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- 58 Rules as to inquiries, investigations and appeals.
- 59 Failure to deliver cancelled or suspended certificate.
- 60 Power to restore certificate.
- 61 Inquiries into deaths of crew members and others.

Relief and repatriation of seamen left behind

- 62 Relief and return of seamen left behind, etc.
- 63 Limit of employer's liability under s. 62.
- 64 Recovery of expenses incurred for relief and return, etc.

Property of deceased seamen

- 65, 66

Application of sections 62 to 66 to masters

- 67 Application of sections 62 to 66 to masters.

Documentation, reports and returns

- 68 Official log books.
- 69 Lists of crew.
- 70 British seamen's cards.
- 71 Discharge books.
- 72 Returns of births and deaths in ships, etc.
- 73 Reports of shipping casualties.
- 74 Handing over of documents on change of master.
- 75 Admissibility in evidence and inspection of certain documents.
- 75A Inspection and admissibility in evidence of copies of certain documents.

Inspections

- 76 Inspections.

Stowaways, unauthorised presence on board ship and master's power of arrest

- 77 Stowaways.
- 78 Unauthorised presence on board ship.
- 79 Master's power of arrest.

Administrative provisions

- 80 Registrar General of Shipping and Seamen.
- 81 Appointment of superintendents.
- 82 Appointment of wreck commissioners.
- 83 Remuneration of wreck commissioners and assessors.
- 84 Fees.

Miscellaneous

- 85 Amendment of Merchant Shipping (Safety Convention) Act 1949.
- 86 Nautical publications.
- 87 The merchant navy uniform.
- 88 Increase of penalty for sailing while ship under detention.
- 89 Dealing with deserters under reciprocal arrangements.
- 90 Adaptation to metric units.

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91 Tonnage measurement and certificates.

Unregistered ships and ships registered outside the United Kingdom

92 Unregistered . . . ships.

93 Ships registered in independent Commonwealth countries.

94 Power to extend Act to certain territories outside the United Kingdom,
and to ships registered therein.

Fishing vessels and non-sea-going ships

95 Fishing vessels.

96 Non-sea-going ships.

Supplementary

97 Interpretation.

98 Expenses and receipts.

99 Regulations and rules.

100 Amendments, savings, transitional provisions and repeals.

101 Citation, construction and commencement.

SCHEDULES

SCHEDULE 1 —

3 Radio rules.

6 Radio navigational aids.

SCHEDULE 2 —

Part I — ADDITIONAL PROVISIONS

Regulations relating to crew agreements

1 (1) The Board of Trade may make regulations prescribing the...

2

Production of certificates and other documents of qualification

3 Any person serving or engaged to serve in a fishing...

Hours of work

4 (1) The Board of Trade may make regulations prescribing maximum...

Reports of and inquiries into injuries

5 (1) Where the master or a member of the crew...

Part II — SECTIONS 7 AND 8 SET OUT AS THEY APPLY TO FISHING VESSELS AND PERSONS EMPLOYED IN THEM

7 Payment of seamen's wages.

8 Accounts of wages and catch.

SCHEDULE 3 —

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for the Merchant Shipping Act 1970. (See end of Document for details)

The Conspiracy and Protection of Property Act 1875

1

The Merchant Shipping Act 1894

- 2 In subsection (1) of section 689 of the Merchant Shipping...
- 3 In subsection (1) of section 695 of that Act, after...
- 4 In section 742 of that Act, in the definition of...

The Pilotage Act 1913

- 5 In section 17(1)(l) of the Pilotage Act 1913 for the...
- 6 In paragraph (b) of the proviso to section 23(1) of...
- 7 In section 25 of that Act for the words “certificates...

The Illegal Trawling (Scotland) Act 1934

- 8 In section 1(6) of the Illegal Trawling (Scotland) Act 1934...

The Pensions (Navy, Army, Air Force and Mercantile Marine) Act 1939

- 9 In section 6(3) of the Pensions (Navy, Army, Air Force...

The Merchant Shipping Act 1964

- 10 For subsection (2) of section 10 of the Merchant Shipping...

The Administration of Estates (Small Payments) Act 1965

- 11 In section 6 of the Administration of Estates (Small Payments)...

The Merchant Shipping (Load Lines) Act 1967

- 12 In section 10(2) of the Merchant Shipping (Load Lines) Act...

The Hovercraft Act 1968

- 13 The enactments and instruments with respect to which provision may...

The Income and Corporation Taxes Act 1970

- 14 In section 414(1) of the Income and Corporation Taxes Act...

SCHEDULE 4 —

- 1 The repeals made by this Act shall not be taken...
- 2 The repeal by this Act of sections 145 and 146...
- 3 The repeal by this Act of sections 148 to 153...
- 4 The repeal by this Act of section 254 of the...
- 5 Any licence granted under section 110 of the Merchant Shipping...
- 6 Any regulations made under section 1 of the Merchant Shipping...
- 7 Any reference in regulations made under section 1 of the...
- 8 The references in section 57 of this Act to an...
- 9 The references in section 60 of this Act to a...
- 10 For the purposes of section 87 of this Act the...

SCHEDULE 5 —

Changes to legislation:

There are currently no known outstanding effects for the Merchant Shipping Act 1970.