



# Pilotage Act 1987

## 1987 CHAPTER 21

### PART IV

#### SUPPLEMENTARY

#### 30 Orders and regulations.

- (1) Any power to make an order or regulations under this Act shall be exercisable by statutory instrument.
- (2) Any statutory instrument containing such an order or regulations (except an order made under section 1 [<sup>F1</sup>to which subsection (8) of that section applies] or an order made under section 33 below) shall be subject to annulment in pursuance of a resolution of either House of Parliament.

#### Textual Amendments

- F1** Words in s. 30(2) repealed (S.) (28.12.2007) by [Transport and Works \(Scotland\) Act 2007 \(asp 8\)](#), s. 30(4), [Sch. 3](#); [S.S.I. 2007/516](#), art. 2

#### 31 Interpretation.

- (1) In this Act except where the context otherwise requires—
  - “the appointed day” means the date appointed for the coming into force of Part I of this Act;
  - “authorised pilot”, in relation to any area, means a person authorised under section 3 above for that area and, in relation to any ship, a person so authorised in respect of ships of that description;
  - “competent harbour authority” has the meaning given in section 1 above;
  - [<sup>F2</sup> “deck officer”, in relation to a ship, includes the master and first mate; ]
  - “former pilotage district” has the meaning given in section 1(2) above;

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“harbour”, in relation to a competent harbour authority, has the meaning given in section 1 above;

“harbour authority” has the same meaning as in the <sup>M1</sup>Harbours Act 1964 (“the 1964 Act”) or, in Northern Ireland, the Harbours Act (Northern Ireland) 1970 (“the 1970 Act”);

“harbour operations” has the same meaning as in the 1964 Act or, in Northern Ireland, the 1970 Act;

“master” has the same meaning as in the [<sup>F3</sup>Merchant Shipping Act 1995];

“pilot” [<sup>F4</sup>means any person not belonging to a ship who has the conduct thereof] and “pilotage” shall be construed accordingly;

“pilot boat” has the meaning given in section 6 above;

“pilotage direction” has the meaning given in section 7(1) above;

“pilotage exemption certificate” means a certificate granted under section 8 above;

“ship” has the same meaning as in the 1964 Act or, in Northern Ireland, the 1970 Act and includes both British and foreign ships;

“statutory powers” and “statutory duties” have the same meanings as in the 1964 Act or, in Northern Ireland, mean powers or, as the case may be, duties which are statutory functions within the meaning of the 1970 Act.

- (2) In this Act references to a ship navigating or being navigated include references to its moving or being moved within a harbour for the purpose of changing from one mooring to another or of being taken into or out of any dock.

#### Textual Amendments

- F2** Words in s. 31(1) inserted (1.10.2013) by [Marine Navigation Act 2013 \(c. 23\)](#), **ss. 2(4)**, 13; [S.S.I. 2013/254](#), art. 2; [S.I. 2013/1489](#), art. 3
- F3** Words in definition of “master” in s. 31(1) substituted (1.1.1996) by [1995 c. 21](#), **ss. 314(2)**, 316(2), **Sch. 13 para. 80(b)(i)** (with s. 312(1))
- F4** Words in definition of “pilot” in s. 31(1) substituted (1.1.1996) by [1995 c. 21](#), **ss. 314(2)**, 316(2), **Sch. 13 para. 80(b)(ii)** (with s. 312(1))

#### Marginal Citations

- M1** [1964 c. 40](#).

## 32 Transitional and consequential provisions and repeals.

- (1) The Secretary of State may by regulations make such transitional, consequential or incidental provision (including provision repealing or amending any local enactment) as he considers necessary or expedient for the purpose of giving effect to or in consequence of any provision of this Act.
- (2) In subsection (1) above “local enactment” includes an Act confirming a provisional Order, an instrument made under a local enactment and an instrument in the nature of a local enactment made under any other Act.
- (3) Schedule 1 to this Act shall have effect for the purpose of making transitional provision.

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- (4) The enactments mentioned in Schedule 2 to this Act shall have effect with the amendments specified in that Schedule (which are consequential on the provisions of this Act).
- (5) The enactments and instrument specified in Schedule 3 to this Act are hereby repealed or, as the case may be, revoked to the extent specified in the third column of that Schedule.

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#### **Commencement Information**

- I1** S. 32 wholly in force at 30.4.1991; s. 32 not in force at Royal Assent see s. 33(2); s. 32 partly in force at 1.9.1987 by [S.I. 1987/1306](#); s. 32 partly in force at 1.2.1988 by [S.I. 1987/2138](#); s. 32 partly in force at 1.10.1988 by [S.I. 1988/1137](#); s. 32 wholly in force at 30.4.1991 by [S.I. 1991/1029](#)

### **33 Short title, commencement and extent.**

- (1) This Act may be cited as the Pilotage Act 1987.
- (2) Subject to subsection (3) below, the provisions of this Act <sup>F5</sup> . . . shall come into force on such day as the Secretary of State may by order appoint and different days may be appointed for different provisions or for different purposes.
- (3) The day appointed under subsection (2) above for the coming into force of Part 1 of this Act shall be not less than nine months after the passing of this Act.
- (4) This Act extends to Northern Ireland.

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#### **Subordinate Legislation Made**

- P1** S. 33(2) power of appointment exercised by S.Is. 1987/1306, 2138, 1988/1137, 1991/1029

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#### **Textual Amendments**

- F5** Words in s. 33(2) repealed (5.11.1993) by [1993 c. 50, s. 1\(1\)](#), [Sch. 1 Pt. XV](#) Group 1.

**Changes to legislation:**

There are currently no known outstanding effects for the Pilotage Act 1987, Part IV.