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**Changes to legislation:** Merchant Shipping Act 1995, Cross Heading: Direction following accident: person in control of land is up to date with all changes known to be in force on or before 02 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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## SCHEDULES

### [<sup>F1</sup>SCHEDULE 3A

#### SAFETY DIRECTIONS

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#### Textual Amendments

**F1** Sch. 3A inserted (10.9.2003) by [Marine Safety Act 2003 \(c. 16\)](#), s. 4, [Sch. 1](#)

#### *Direction following accident: person in control of land*

- 2 (1) The Secretary of State may give a direction under this paragraph in respect of a ship if in his opinion—
- (a) an accident has occurred to or in the ship,
  - (b) the accident has created a risk to safety or a risk of pollution by a hazardous substance, and
  - (c) the direction is necessary to remove or reduce the risk.
- (2) The direction may be given to a person in charge of coastal land or premises.
- (3) For the purposes of this paragraph—
- (a) a person is in charge of land or premises if he is wholly or partly able to control the use made of the land or premises, and
  - (b) “coastal” means adjacent to or accessible from United Kingdom waters over which the public are permitted to navigate.
- (4) The direction may require the person to whom it is given to grant access or facilities to or in relation to the ship or any person or thing which is or was on the ship.
- (5) In particular, a direction may require a person—
- (a) to permit persons to land;
  - (b) to make facilities available for the undertaking of repairs or other works;
  - (c) to make facilities available for the landing, storage and disposal of cargo or of other things.
- (6) A direction under this paragraph—
- (a) must be given in writing, or
  - (b) where it is not reasonably practicable to give it in writing, must be confirmed in writing as soon as is reasonably practicable.]

**Changes to legislation:**

Merchant Shipping Act 1995, Cross Heading: Direction following accident: person in control of land is up to date with all changes known to be in force on or before 02 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 145(2)(a)(ia) inserted by [2003 c. 44 Sch. 36 para. 13\(2\)](#)
- s. 145(2)(a)(ia) words substituted by [2015 c. 2 Sch. 11 para. 16\(2\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 145(2)(a)(ia) by 2003 c. 44, Sch. 36 para. 13 is still prospective.)
- s. 145(2A) inserted by [2003 c. 44 Sch. 36 para. 13\(3\)](#)
- s. 145(2A) words substituted by [2015 c. 2 Sch. 11 para. 16\(3\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 145(2A) by 2003 c. 44, Sch. 36 para. 13 is still prospective.)