
 STATUTORY INSTRUMENTS

1980 No. 184

CONTINENTAL SHELF

The Continental Shelf (Jurisdiction) Order 1980

Made - - - - - 13th February 1980

Laid before Parliament 21st February 1980

Coming into Operation 13th March 1980

At the Court at Buckingham Palace, the 13th day of February 1980

Present,

The Queen's Most Excellent Majesty in Council

Whereas, by sections 3(2), 3(4), 6 and 7 of the Continental Shelf Act 1964(a), Her Majesty is enabled by Order in Council to make provision for the determination of questions arising out of acts or omissions taking place in areas outside the territorial waters of the United Kingdom designated by Order in Council pursuant to section 1(7) of the said Act, and for treating, for the purposes of the Wireless Telegraphy Act 1949(b) and the Radioactive Substances Act 1960(c), installations in such areas as being in England, Wales, Scotland or Northern Ireland:

And whereas, by the Continental Shelf (Designation of Areas) Orders 1964 to 1979(d) several such areas have been designated, and provision has been made by the Continental Shelf (Jurisdiction) Orders specified in Schedule 2 hereto for the matters aforesaid in respect of certain of those areas, and it is expedient that further provision should be made for those matters in respect of the remainder of those areas, and for the purposes of consolidation to revoke and re-enact the said Orders in Schedule 2 hereto:

Now, therefore, Her Majesty, in exercise of the powers conferred on Her by the said sections 3(2), 3(4), 6 and 7, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Citation and Interpretation

1.—(1) This Order may be cited as the Continental Shelf (Jurisdiction) Order 1980.

(2) In this Order—

“the Act” means the Continental Shelf Act 1964;

“co-ordinate” means a co-ordinate on European datum;

the expressions set out in Column 1 of Schedule 1 hereto shall have the meanings respectively assigned thereto in Column 2 of that Schedule, and a

(a) 1964 c. 29.

(b) 1949 c. 54.

(c) 1960 c. 34.

(d) S.I. 1964/697, 1965/1531, 1968/891, 1971/594, 1974/1489, 1976/1153, 1977/1871, 1978/178, 1978/1029, 1979/1447

reference to a designated area shall include a reference to any of those areas;

“the Scottish border” means, in relation to the first and second designated areas, latitude $55^{\circ} 50' 00''$ N; in relation to the fifth designated area, a line joining the following co-ordinates:—

- (1) $54^{\circ} 30' 00''$ N: $5^{\circ} 00' 00''$ W;
- (2) $54^{\circ} 30' 00''$ N: $4^{\circ} 05' 29''$ W;
- (3) $54^{\circ} 36' 03''$ N: $3^{\circ} 55' 14''$ W;

and, in relation to the seventh designated area, latitude $54^{\circ} 30' 00''$ N;

“the Northern Irish border” means, in relation to the seventh designated area, a line joining the following co-ordinates:—

- (1) $55^{\circ} 20' 00''$ N: $6^{\circ} 00' 00''$ W;
- (2) $55^{\circ} 10' 00''$ N: $5^{\circ} 48' 00''$ W;
- (3) $55^{\circ} 00' 00''$ N: $5^{\circ} 36' 00''$ W;
- (4) $54^{\circ} 50' 00''$ N: $5^{\circ} 24' 00''$ W;
- (5) $54^{\circ} 40' 00''$ N: $5^{\circ} 12' 00''$ W;
- (6) $54^{\circ} 30' 00''$ N: $5^{\circ} 00' 00''$ W;
- (7) $54^{\circ} 20' 00''$ N: $5^{\circ} 00' 00''$ W;
- (8) $54^{\circ} 10' 00''$ N: $5^{\circ} 12' 00''$ W;
- (9) $54^{\circ} 00' 00''$ N: $5^{\circ} 24' 00''$ W;

“the English area” means the areas included in the third, fourth, eighth, eleventh, twelfth and fourteenth designated areas, those parts of the first, second and fifth designated areas which lie south of the Scottish border and that part of the seventh designated area which lies south of the Scottish and east of the Northern Irish border;

“the Scottish area” means the areas included in the sixth, ninth, tenth, fifteenth and sixteenth designated areas, those parts of the first, second and fifth designated areas which lie north of the Scottish border and that part of the seventh designated area which lies north of the Scottish and east of the Northern Irish border;

“the Northern Irish area” means that part of the seventh designated area which lies west of the Northern Irish border.

Application of English, Scottish and Northern Irish law

2. Subject to section 3(1) of the Act, the law in force in England and Wales shall apply for the determination of questions to which section 3(2) of the Act refers arising out of acts or omissions taking place in the English area; the law in force in Scotland shall apply for the determination of such questions arising out of acts or omissions taking place in the Scottish area, and the law in force in Northern Ireland shall apply for the determination of such questions arising out of acts or omissions taking place in the Northern Irish area.

Jurisdiction

3. The High Court shall have such jurisdiction for the determination of any questions to which section 3(2) of the Act refers and which, under the last foregoing Article, fall to be determined in accordance with the law in force in England and Wales, as it would have if the acts or omissions in question had taken place in England and Wales; the Court of Session shall have such jurisdiction for the determination of any such questions so falling to be determined

in accordance with the law in force in Scotland, as it would have if the acts or omissions in question had taken place in Scotland; and the High Court in Northern Ireland shall have such jurisdiction for the determination of any such questions so falling to be determined in accordance with the law in force in Northern Ireland, as it would have if the acts or omissions in question had taken place in Northern Ireland.

Application of Wireless Telegraphy Act 1949 and the Radioactive Substances Act 1960

4. For the purposes of the Wireless Telegraphy Act 1949, the Radioactive Substances Act 1960 and any regulations or orders made under either of those Acts (subject, however, in the case of any such regulations or orders made hereafter, to any contrary intention appearing therein) any installation in the English area and any waters in a designated area within 500 metres of such an installation (not being waters lying in the Scottish or Northern Irish area and within 500 metres of an installation in either of those areas) shall be deemed to be situated in England and Wales; any installation in the Scottish area and any such waters within 500 metres of such an installation (not being waters lying in the English or Northern Irish area and within 500 metres of an installation in either of those areas) shall be deemed to be situated in Scotland; and any installation in the Northern Irish area and any such waters lying within 500 metres of such an installation (not being waters lying within the English or Scottish area and within 500 metres of an installation in either of those areas) shall be deemed to be situated in Northern Ireland.

Revocation of previous Orders

5. The Orders specified in Schedule 2 hereto are hereby revoked.

Commencement

6. This Order shall come into force on 13th March 1980.

N. E. Leigh,
Clerk of the Privy Council.

Article 1(2)

SCHEDULE 1

Interpretation of certain expressions

<i>Column 1—expressions</i>	<i>Column 2—meanings</i>
the first designated area	the area designated by the Continental Shelf (Designation of Areas) Order 1964
the second designated area	the area described in paragraph (1) of the Schedule to the Continental Shelf (Designation of Additional Areas) Order 1965
the third designated area	the area described in paragraph (2)(a) of the Schedule to the last-mentioned Order
the fourth designated area	the area described in paragraph (2)(b) of the Schedule to the last-mentioned Order
the fifth designated area	the area described in paragraph (3) of the Schedule to the last-mentioned Order
the sixth designated area	the area described in paragraph (4) of the Schedule to the last-mentioned Order
the seventh designated area	the area designated by the Continental Shelf (Designation of Additional Areas) Order 1968
the eighth designated area	the areas described in paragraphs (1) and (2) of the Schedule to the Continental Shelf (Designation of Additional Areas) Order 1971
the ninth designated area	the areas described in paragraphs (3) and (4) of the Schedule to the last-mentioned Order
the tenth designated area	the area designated by the Continental Shelf (Designation of Additional Areas) Order 1974
the eleventh designated area	the area designated by the Continental Shelf (Designation of Additional Areas) Order 1976
the twelfth designated area	the area designated by the Continental Shelf (Designation of Additional Areas) Order 1977
the thirteenth designated area	the area designated by the Continental Shelf (Designation of Additional Areas) Order 1978
the fourteenth designated area	the area designated by the Continental Shelf (Designation of Additional Areas) (No. 2) Order 1978
the fifteenth designated area	the area described in paragraph (1) of the Schedule to the Continental Shelf (Designation of Additional Areas) Order 1979
the sixteenth designated area	the area described in paragraph (2) of the Schedule to the last-mentioned Order

SCHEDULE 2

Article 5

Orders Revoked

1. The Continental Shelf (Jurisdiction) Order 1968 (S.I. 1968/892)
2. The Continental Shelf (Jurisdiction) (Amendment) Order 1971 (S.I. 1971/721)
3. The Continental Shelf (Jurisdiction) (Amendment) Order 1974 (S.I. 1974/1490)
4. The Continental Shelf (Jurisdiction) (Amendment) Order 1976 (S.I. 1976/1517)
5. The Continental Shelf (Jurisdiction) (Amendment) Order 1978 (S.I. 1978/454)
6. The Continental Shelf (Jurisdiction) (Amendment) (No. 2) Order 1978 (S.I. 1978/1024)

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order divides the area designated as areas of the United Kingdom Continental Shelf by the Continental Shelf (Designation of Areas) Orders 1964 to 1979 into English, Scottish and Northern Irish parts to which English, Scottish and Northern Irish civil law are applied respectively, and confers jurisdiction accordingly on the High Court, the Court of Session and the High Court in Northern Ireland. The Order also provides for installations in an English, Scottish or Northern Irish part to be treated, for the purposes of the Wireless Telegraphy Act 1949 and the Radioactive Substances Act 1960, as being in England, Scotland or Northern Ireland, as the case may be. The Order revokes and re-enacts the provisions of earlier Jurisdiction Orders and makes corresponding provision in respect of new areas designated as part of the Shelf by the Continental Shelf (Designation of Additional Areas) Order 1979.

