

1981 No. 1539

MERCHANT SHIPPING**MASTERS AND SEAMEN****The Merchant Shipping (Foreign Deserters) (Revocation) Order
1981**

<i>Made - - - -</i>	<i>28th October 1981</i>
<i>Laid before Parliament</i>	<i>5th November 1981</i>
<i>Coming into Operation</i>	<i>26th November 1981</i>

At the Court at Buckingham Palace, the 28th day of October 1981

Present,

The Queen's Most Excellent Majesty in Council

Whereas notwithstanding the repeal of the Foreign Deserters Act 1852^(a) Orders in Council made under section 1 of that Act shall by virtue of section 745 of the Merchant Shipping Act 1894^(b) (hereinafter referred to as "the Act") continue in force as if they had been made under the Act:

And whereas it is expedient that certain such Orders in Council should be revoked:

Now, therefore, Her Majesty, in exercise of the powers vested in Her by section 738 of the Act, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. This Order may be cited as the Merchant Shipping (Foreign Deserters) (Revocation) Order 1981 and shall come into operation on 26th November 1981.

2. The following are hereby revoked:—

- (a) the provisions of the Order in Council relating to seamen who desert from merchant ships belonging to subjects of the Sublime Porte made on the 18th day of May 1865^(c), to the extent to which those provisions relate to seamen who when within any of the Channel Islands or any Colony desert from merchant ships belonging to subjects of the Republic of Turkey;
- (b) the provisions of the Order in Council relating to seamen who desert from merchant ships belonging to the United States of Colombia made on the 28th day of December 1866^(d), to the extent to which

^(a) 1852 c.26.

^(c) S.R. & O. Rev. XIV, p. 156.

^(b) 1894 c.60.

^(d) S.R. & O. Rev. XIV, p. 144.

those provisions relate to seamen who when within any of the Channel Islands or any Colony desert from merchant ships belonging to subjects of the Republic of Colombia;

- (c) the provisions of the Order in Council relating to seamen who desert from merchant ships belonging to subjects of His Majesty the Emperor of Brazil made on the 17th day of November 1888^(a), to the extent to which those provisions relate to seamen who when within any of the Channel Islands or any Colony desert from merchant ships belonging to subjects of the Federative Republic of Brazil.

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

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which is made pursuant to the Merchant Shipping Act 1894, revokes the specified Orders to the extent to which they had provided for the apprehension and return to their ship of deserters from merchant ships of Brazil, Colombia and Turkey at ports in the Channel Islands or any Colony. The provisions of section 89 of the Merchant Shipping Act 1970 (c. 36), which supersede the specified Orders as far as the United Kingdom is concerned, cease to apply to Brazil, Colombia and Turkey by virtue of the Merchant Shipping (Foreign Deserters) (Disapplication) Order 1981 (S.I. 1981/1538), which comes into operation on 26th November 1981. A similar effect is achieved in the Isle of Man by virtue of local legislation.

^(a) S.R. & O. Rev. XIV, p. 143.

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