

---

STATUTORY INSTRUMENTS

---

1985 No. 1430

## MERCHANT SHIPPING

**The Merchant Shipping (Sterling Equivalents)  
(Various Enactments) (No. 2) Order 1985**
*Made - - - -*

12th September 1985

*Coming into Operation*

4th October 1985

The Secretary of State for Transport, in exercise of the powers conferred by section 1(7) of the Merchant Shipping Act 1974<sup>(a)</sup>, by section 28(4) of the Unfair Contract Terms Act 1977<sup>(b)</sup>, by paragraph 5 of Part II of Schedule 3 to the Merchant Shipping Act 1979<sup>(c)</sup> and of all other powers enabling him in that behalf, hereby makes the following Order:—

*Citation, commencement and revocation*

1.—(1) This Order may be cited as the Merchant Shipping (Sterling Equivalents) (Various Enactments) (No. 2) Order 1985 and shall come into operation on 4th October 1985.

(2) The Merchant Shipping (Sterling Equivalents) (Various Enactments) Order 1985<sup>(d)</sup> is hereby revoked.

*Merchant Shipping Act 1974*

2.—(1) For the purposes of Part I of the Merchant Shipping Act 1974:—

- (a) £22,122,200 and £44,244,400 are hereby specified as the amounts which shall be taken as equivalent to 450 million gold francs and 900 million gold francs respectively, being the amounts specified in Article 4.4 and 4.6 of the Fund Convention as set out in Schedule 1 to that Act; and £33,183,300 is hereby specified as the amount which shall be taken as equivalent to 675 million francs, being the amount substituted by a decision of the Assembly of the Fund on 20th April 1979 (pursuant to the said Article 4.6 of that Convention) for the 450 million francs specified in the said Article 4.4 of that Convention;
- (b) £73.74, £98.32, £6,145,050 and £10,323,700 are hereby specified as the amounts which shall be taken as equivalents to 1,500 gold francs, 2,000 gold francs, 125 million gold francs and 210 million gold francs respectively, being the amounts specified in section 5(1) of that Act (which gives effect to Article 5.1 of the Fund Convention).

(2) In paragraph (1) of this Article “the Fund Convention” has the same meaning as in section 1(1)(b) of the Merchant Shipping Act 1974.

*Unfair Contract Terms Act 1977 and Merchant Shipping Act 1979*

3. For the purposes of section 28 of the Unfair Contract Terms Act 1977 and paragraph 5 of Part II of Schedule 3 to the Merchant Shipping Act 1979,

---

(a) 1974 c.43.

(b) 1977 c.50.

(c) 1979 c.39, as having effect by virtue of the Carriage of Passengers and their Luggage by Sea (Interim Provisions) Order 1980 (S.I. 1980/1092).

(d) S.I. 1985/230.

the official values in the United Kingdom of the amounts (expressed in gold francs) by reference to which liability under the provisions of the Athens Convention is limited are hereby specified as follows:—

Athens Convention	Gold Francs	Official Value
Article 7, paragraph 1 ... ..	700,000	£34,412.30
Article 8, paragraph 1 ... ..	12,500	£614.50
Article 8, paragraph 2 ... ..	50,000	£2,458.02
Article 8, paragraph 3 ... ..	18,000	£884.89
Article 8, paragraph 4 ... ..	{ 1,750	{ £86.03
	{ 200	{ £9.83

*Nicholas Ridley,*  
Secretary of State for Transport.

12th September 1985.

#### EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order specifies the sterling amounts which are to be taken as equivalent to the amounts expressed in gold francs in the following enactments:

- (a) Merchant Shipping Act 1974 (limitation of liability of, and indemnification of shipowners by, the International Oil Pollution Compensation Fund) (Article 2);
- (b) Unfair Contract Terms Act 1977 and Merchant Shipping Act 1979 (limitation of carriers' liability for death of, or personal injury to, passengers and loss of, or damage to, passengers' luggage by reference to the Athens Convention relating to the Carriage of Passengers and their Luggage by Sea (Article 3).

The Order revokes the previous Order specifying sterling equivalents in relation to those Acts.

The sterling equivalents have been calculated by reference to the special drawing right ("SDR") value of a gold franc converted into sterling at current market rates: the SDR is based on a basket of major world currencies.



SI 1985/1430  
ISBN 0-11-057430-3

