
STATUTORY INSTRUMENTS

2018 No. 58

The Merchant Shipping (Maritime Labour Convention) (Hours of Work) Regulations 2018

Inspection of United Kingdom ships and non-MLC ships

19.—(1) For the purpose of checking compliance with these Regulations, a relevant inspector (or in the case of a United Kingdom ship, a proper officer) may at all reasonable times go on board and inspect a ship, its equipment, any article on it and any document carried on it.

(2) Subsections (1A), (2), (3) and (5) of section 258 of the Merchant Shipping Act 1995 (powers to inspect ships and their equipment, etc.)^{M1} apply in relation to the power conferred by paragraph (1) as they apply to the power conferred under subsection (1) of that section.

(3) The powers conferred by section 259 of the Merchant Shipping Act 1995 (powers of inspectors in relation to ships) are available to any person conducting an inspection under paragraph (1), for the purpose of performing his or her functions in relation to the inspection.

(4) In its application by virtue of paragraph (3), section 259 of the Merchant Shipping Act 1995 applies as if—

- (a) subsections (3), (4) and (6) were omitted;
- (b) in subsection (2)(h)(iii)—
 - (i) for the words “this Act” there were substituted “ these Regulations ”; and
 - (ii) the words “or any instrument made under it” were omitted;
- (c) in subsection (2)(j)(i), for the words “this Act” there were substituted “ these Regulations ”;
- (d) in subsection (5)—
 - (i) for the words “subsections (2) and (4) above for the purposes of Chapter II of Part VI” there were substituted “ subsection (2) above ”; and
 - (ii) for the words “those subsections” there were substituted “ that subsection ”.

(5) Section 260 (provisions supplementary to section 259) applies in relation to the powers conferred by section 259 by virtue of paragraph (3).

(6) Sections 261 to 266 (improvement notices and prohibition notices) apply in relation to a person conducting an inspection under paragraph (1) as they apply in relation to an inspector appointed under section 256(6).

(7) In its application by virtue of paragraph (6), section 261 (meaning of “the relevant statutory provisions”)^{M2}, has effect as if in subsection (4), after paragraph (b) there were inserted—

- “(c) the Merchant Shipping (Maritime Labour Convention) (Hours of Work) Regulations 2018.”.

(8) Any regulations made under subsection (8) of section 259 or subsection (3) of section 260 of the Merchant Shipping Act 1995 apply for the purposes of the provisions of those sections as applied by this regulation as they apply for the purposes of the Merchant Shipping Act 1995.

Changes to legislation: There are currently no known outstanding effects for the The Merchant Shipping (Maritime Labour Convention) (Hours of Work) Regulations 2018, Section 19. (See end of Document for details)

Marginal Citations

- M1** Subsection (1A) was inserted by the [Merchant Shipping and Maritime Security Act 1997 \(c.28\)](#), [Schedule 1](#), paragraph 4.
- M2** [Section 261](#) was amended by the Merchant Shipping and Maritime Security Act 1997, Schedule 6, paragraph 16 and by [S.I. 1998/2241](#) and [S.I. 1998/2647](#). [Section 264](#) was amended by the [Arbitration Act 1996 \(c.23\)](#), [Schedule 4](#), and by the [Constitutional Reform Act 2005 \(c.4\)](#), [Schedule 11](#); there are further amendments made by the [Tribunals, Courts and Enforcement Act 2007 \(c.15\)](#), [schedule 10](#) which have yet to be brought into force. The meaning of “the relevant statutory provisions” as provided in [section 261\(4\)](#) applies to sections 261 to 266 of the Merchant Shipping Act 1995.

Changes to legislation:

There are currently no known outstanding effects for the The Merchant Shipping (Maritime Labour Convention) (Hours of Work) Regulations 2018, Section 19.