

GREFFE  
ROYAL COURT  
23 MAY 1996  
GUERNSEY

GUERNSEY

STATUTORY INSTRUMENT 1996 No. 14

THE MERCHANT SHIPPING (REGISTRATION)

ORDER 1996

Made..... 21 May 1996 .....

Laid before the States.....

Coming into Operation..... 22 May 1996 .....

THE STATES BOARD OF ADMINISTRATION, in pursuance of powers conferred upon it by Section 3 (1) of the Merchant Shipping (Registration) (Bailiwick of Guernsey) Law 1987 and all other powers enabling it in that behalf, hereby orders as follows:-

1. This Order applies to any fishing vessel which, if this Order had not been made, would be eligible to be registered in Guernsey, unless in respect of such vessel it can be shown to the satisfaction of the Board -
  - (a) that the vessel is wholly owned by (i) an individual or individuals normally resident in the Bailiwick; or (ii) one or more bodies corporate which are incorporated under the laws of the Bailiwick, the principal place of business of which is in the Bailiwick and in respect of which the entire legal and beneficial ownership is vested in an individual or individuals normally resident in the Bailiwick; and
  - (b) that the vessel is actually based in a port in the Bailiwick and will be operated from a port in the Bailiwick; and
  - (c) that the vessel has a clear economic connection with the Bailiwick; and
  - (d) that, having regard to the safety of the vessel and to the safety, health and welfare of persons employed or engaged in any capacity on board the vessel, it is not detrimental to the interests of the Bailiwick or to international merchant shipping for the vessel to be registered in Guernsey.
2.
  - (a) The Registrar shall refuse to register any vessel to which this Order applies.
  - (b) The Registrar shall refuse to grant an application for the transfer of a registration to Guernsey from a port of registry outside Guernsey in relation to any vessel to which this Order applies.

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- (c) The Registrar shall remove from any relevant register any vessel to which this Order applies at the expiration of three months from the date of commencement of this Order.
3. This Order may be cited as the Merchant Shipping (Registration) Order 1996 and shall come into operation on 22 May 1996.
  4. This order shall apply throughout the Bailiwick of Guernsey.
  5. The Interpretation (Guernsey) Law, 1948 shall apply to the interpretation of this Order.



R C BERRY  
President of the States Board of Administration  
for and on behalf of the Board

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EXPLANATORY NOTE

This Order, made for the purposes of the Merchant Shipping (Registration) (Bailiwick of Guernsey) Law, 1987, prohibits the Registrar of Shipping from entering a fishing vessel in the merchant shipping registers kept by the Registrar under the Merchant Shipping Act 1894 unless the Board is satisfied as to certain criteria specified in the regulations designed to ensure that the vessel is owned by persons resident in the Bailiwick and that its fishing activities will produce an actual economic benefit for the Bailiwick.