

ORDINANCE

OF THE STATES OF DELIBERATION

ENTITLED

The Boats and Vessels (Registration, Speed Limits and Abatement of Noise) Ordinance, 1970 *

[CONSOLIDATED TEXT]

NOTE

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Recueil d'Ordonnances Tome XVI, p. 346; as amended by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1974 (Recueil d'Ordonnances Tome XIX, p. 220); the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1977 (Recueil d'Ordonnances Tome XXI, p. 16); the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1994 (Recueil d'Ordonnances Tome XXVI, p. 308); the Harbours Ordinance, 1988 (Recueil d'Ordonnances Tome XXIV, p. 418); the Miscellaneous Offences (Increase in Fines) Ordinance, 1996 (No. XXXIII of 1996, Recueil d'Ordonnances Tome XXVII, p. 148); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2005 (No. XV of 2005, Recueil d'Ordonnances Tome XXX, p. 86); the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2008 (No. IX of 2008); the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2009 (No. XV of 2009); the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2010 (No. XV of 2010); the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016 (No. IX of 2016); the Boats and Vessels (Registration Number Display Requirements) Order, 2010 (G.S.I. No. 24 of 2010). See also the Police Force (Bailiwick of Guernsey) Law, 1986 (Ordres en Conseil Vol. XXIX, p. 207); the Offences (Fixed Penalties) (Guernsey) Law, 2009 (No. XV of 2010).

ORDINANCE OF THE STATES OF DELIBERATION

ENTITLED

The Boats and Vessels (Registration, Speed Limits and Abatement of Noise) Ordinance, 1970

ARRANGEMENT OF SECTIONS

PART I

Registration of boats

1. Obligation to register local boats.
2. Application for registration.
3. Registration of boats.
4. Board may require policy of insurance in case of speedboats.
- 4A. Board may require confirmation and evidence of residence.
5. Display of numbers on boats.
6. Prohibition on use of unregistered boats.
7. Boats to which this Part applies.

PART II

Restrictions on speed, navigating, noise and use of Harbours

8. Speed limit in coastal restricted zones.
9. ...
10. Savings for emergencies.
11. Navigating dangerously or without due care and attention.
12. Abatement of noise.
13. Examination of power-driven boats.
14. ...

PART III

Service of notices, offences, interpretation, repeals, extent, citation and commencement

15. Service of notices.
16. Offences.
17. Offences by bodies corporate.
18. Interpretation and power to amend by order.
19. Repeals.
20. Extent.
21. Citation.
22. Commencement.

FIRST SCHEDULE

Requirements as to numbers on all personal watercraft, and other boats except speedboats, registered under Part I of this Ordinance.

SECOND SCHEDULE

Requirements as to numbers on speedboats (except personal watercraft) registered under Part I of this Ordinance" Ordinance.

(Made on 25th March, 1970.)

The Boats and Vessels (Registration, Speed Limits and Abatement of Noise) Ordinance, 1970

THE STATES, in pursuance of their Resolution of the twenty-eighth day of April, nineteen hundred and sixty-five, hereby order: –

PART I

Registration of boats

Obligation to register local boats.

1. Every boat to which this Part of this Ordinance applies shall be registered –

- (a) by the owner thereof, or
- (b) if the boat is owned by more than one person, by one of those persons who is ordinarily resident in the Islands of Guernsey, Herm or Jethou and who is authorised in writing in that behalf by the remainder of those persons (hereinafter referred to as "**the designated owner**"),

in accordance with the succeeding provisions of this Part of this Ordinance.

NOTE

In accordance with the provisions of the Offences (Fixed Penalties) (Guernsey) Law, 2009, section 1, section 2 and the Schedule, with effect from 1st July, 2012, any liability to conviction of offences against section 1 of this Ordinance may be discharged by payment of a fixed penalty.

Application for registration.

2. An application for the registration of a boat to which this Part of this Ordinance applies shall be made in writing to the Board and shall be accompanied by such information, including evidence of ownership, as the Board may, from time to time, require.

Registration of boats.

3. (1) Upon the receipt of an application in accordance with the provisions of the last preceding section, the Board shall, upon being satisfied –

- (a) that the person making the application is either the owner or the designated owner, as the case may be, of the boat concerned, and
- (b) if the boat concerned is a speedboat [or personal water craft (which expression shall, in this Ordinance, mean any boat commonly known as a jet ski, wet bike, water scooter or fun craft or by any other like description and any other power-driven boat steered by means of a handlebar operated linkage system or by altering the relationship between the body weight of any person on the boat and the boat itself)], that there is in force in relation to the user of the speedboat [or personal water craft] a policy of insurance in accordance with the provisions of [the Law of 1972],

assign a number to the boat and register it by entering or causing to be entered in a book which may be a loose-leaf book (hereinafter referred to as "**the register of boats**") the number assigned to the boat as aforesaid and such other particulars

relating to it as the Board may, from time to time, determine.

(2) As soon as may be after the registration of a boat in pursuance of the provisions of the last preceding subsection, the Board shall issue or cause to be issued to the owner or the designated owner thereof, as the case may be, a certificate of registration relating to the boat in such form and containing such particulars as the Board may, from time to time, determine.

(3) If, in the case of a boat which is registered in pursuance of the provisions of this section –

- (a) the owner or the designated owner thereof changes his address or the name of the boat is changed, the owner or the designated owner, as the case may be, shall, prior to the expiration of the twenty-eight days next following the date of such change, inform the Board in writing of the fact and return the certificate of registration relating to the boat to the Board and the Board shall amend the register of boats and the certificate of registration accordingly and return the latter to the owner or the designated owner, as the case may be,
- (b) the owner thereof transfers his ownership of the boat, or, in the case where the boat is owned by more than one person, one of those persons transfers any share of his in the boat to another by way of sale or otherwise, the said owner or the designated owner thereof, as the case may be, shall, prior to the expiration of the twenty-eight days next following the date of such transfer, inform the Board in writing of the fact and shall return

the certificate of registration relating to the boat to the Board and the Board shall delete the entry relating to the boat from the register of boats and cancel the said certificate,

- (c) the owner or the designated owner thereof, as the case may be, dies, his legal personal representative shall, prior to the expiration of the twenty-eight days next following the date of such death, inform the Board in writing of the fact and shall return the certificate of registration relating to the boat to the Board and the Board shall delete the entry relating to the boat from the register of boats and cancel the said certificate,
- (d) any material change is made to the hull, superstructure or method of propulsion of the boat, the owner or the designated owner thereof, as the case may be, shall, prior to the expiration of the twenty-eight days next following the date of the completion of such change, inform the Board in writing of the fact and shall return the certificate of registration relating to the boat to the Board and the Board shall amend the register of boats and the certificate of registration accordingly and return the latter to the owner or the designated owner, as the case may be,
- (e) the boat is wrecked, broken up or removed permanently from the Islands of Guernsey, Herm and Jethou, the owner or the designated owner thereof, as the case may be, shall, prior to the expiration of the twenty-eight days next following the date of such wreck, the

completion of such breaking up or such removal, inform the Board in writing of the fact and shall return the certificate of registration relating to the boat to the Board and the Board shall delete the entry relating to the boat from the register of boats and cancel the said certificate[,

- (f) the owner or the designated owner thereof is no longer ordinarily resident in the islands of Guernsey, Herm or Jethou, he shall, as soon as practicable, inform the Board in writing of the fact and return the certificate of registration relating to the boat to the Board, and the Board shall delete the entry relating to the boat from the register of boats and cancel the said certificate.]

NOTES

In section 3,

the words in the first and second pairs of square brackets in paragraph (b) of subsection (1) were inserted, and the words in the third pair of square brackets therein were substituted, by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1994, respectively section 1(a)(i), section 1(a)(ii) and section 1(a)(iii), with effect from 29th June, 1994;

paragraph (f) of subsection (3), and the punctuation immediately after paragraph (e) thereof, were, respectively, inserted and substituted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2008, section 1, with effect from 27th February, 2008.

Board may require policy of insurance in case of speedboats.

4. (1) The Board may at any time by notice in writing served on the owner or the designated owner, as the case may be, of a speedboat [or personal water craft] which is for the time being registered in pursuance of the provisions of this Part

of this Ordinance require the said owner or designated owner to produce to the Board, within such period as may be specified in the notice, the policy of insurance for the time being in force in relation to the user of the speedboat [or personal water craft] in accordance with the provisions of [the Law of 1972].

(2) If an owner or a designated owner, as the case may be, upon whom has been served a notice in pursuance of the provisions of the last preceding subsection refuses or fails to comply with the requirements of that notice, the Board shall delete the entry relating to the speedboat [or personal water craft] concerned from the register of boats and thereupon the certificate of registration relating to the speedboat [or personal water craft] shall cease to be valid.

NOTES

In section 4,

the words "or personal water craft" in square brackets, wherever occurring, were inserted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1994, section 1(b), with effect from 29th June, 1994;

the words in the fifth pair of square brackets in subsection (1) were substituted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1977, section 1(a), with effect from 30th March, 1977.

[Board may require confirmation and evidence of residence.]

4A. (1) The Board may at any time by notice in writing served on the owner or the designated owner, as the case may be, of a boat registered in pursuance of the provisions of this Part of the Ordinance, require the said owner or designated owner to confirm to the Board, within such period as may be specified in the notice, that he remains ordinarily resident in the islands of Guernsey, Herm or Jethou; and the Board may require him, in the notice or otherwise, to provide evidence in support of such a confirmation.

(2) If an owner or the designated owner, as the case be, of a boat registered in pursuance of the provisions of this Part of the Ordinance, on whom a notice has been served under subsection (1) above, refuses or fails to comply with the requirements of that notice or to provide evidence required by the Board under that subsection, or if the Board is otherwise satisfied that he is no longer ordinarily resident in the islands of Guernsey, Herm or Jethou, the Board shall delete the entry relating to the boat from the register of boats; and thereupon the certificate of registration relating to the boat shall cease to be valid.]

NOTE

Section 4A was inserted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2008, section 2, with effect from 27th February, 2008.

Display of numbers on boats.

5. The owner or the designated owner, as the case may be, of a boat registered in pursuance of the provisions of this Part of this Ordinance, other than a registered fishing boat, shall cause the number assigned to the boat by the Board in pursuance of the provisions of subsection (1) of section three of this Ordinance to be [painted or marked on the boat as follows –

- (a) in the case of such a boat as aforesaid which is not a personal watercraft: on the exterior of the hull at the transom or the extreme after end of the boat, in accordance with the requirements specified in the First Schedule, or, in the case of a speedboat, the Second Schedule,
- (b) in the case of such a boat as aforesaid which is a personal watercraft: on both left and right sides of the fore deck, in accordance with the requirements

specified in the First Schedule,]

and the person for the time being having the command or charge of such a boat shall cause the number as aforesaid to be kept plainly and distinctly visible at all times.

NOTES

In section 5,

the words in the second pair of square brackets were inserted by the Boats and Vessels (Registration Number Display Requirements) Order, 2010, article 1, with effect from 1st April, 2010.¹

In accordance with the provisions of the Offences (Fixed Penalties) (Guernsey) Law, 2009, section 1, section 2 and the Schedule, with effect from 1st July, 2012, any liability to conviction of offences against section 5 of this Ordinance may be discharged by payment of a fixed penalty.

Prohibition on use of unregistered boats.

6. A person for the time being having the command or charge of a boat to which this Part of this Ordinance applies shall not use or attempt to use that boat within the territorial waters adjacent to the Islands of Guernsey, Herm and Jethou unless it is for the time being registered in accordance with the provisions of this Part of this Ordinance.

Boats to which this Part applies.

7. This Part of this Ordinance applies to any boat –
- (a) which is owned by a person who is ordinarily resident in the Islands of Guernsey, Herm or Jethou, or
 - (b) which is owned by more than one person if one of those persons is ordinarily so resident, or

- (c) which is owned by a body corporate registered in pursuance of the provisions of the Law entitled "Loi relative aux Sociétés ou à Responsabilité Limitée" registered on the twenty-first day of March, nineteen hundred and eight^b[:

Provided that this Part of this Ordinance shall not apply to a boat –

- (a) which does not exceed twelve feet in length overall of the boat excluding any fixed bowsprit, pulpit, bumkin or davit, and
- (b) which is not a speedboat [or personal water craft] in relation to the user of which there is required to be a policy of insurance for the time being in force in accordance with the provisions of the Law of 1972.]

NOTES

In section 7,

the proviso thereto was inserted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1977, section 1(b), with effect from 30th March, 1977;

the words in square brackets within the proviso thereto were inserted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1994, section 1(b), with effect from 29th June, 1994.

The Loi relative aux Sociétés Anonymes ou à Responsabilité Limitée, 1908 has since been repealed by the Companies (Guernsey) Law, 1994, section 122, with effect from 31st March, 1995, subject to the savings and transitional provisions in section 121 of, and Schedule 1 to, the 1994 Law.

^b Ordres en Conseil Vol. IV, p. 178.

The Companies (Guernsey) Law, 1994 has since been repealed by the Companies (Guernsey) Law, 2008, section 543, Schedule 5, paragraph 4(1)(a), with effect from 1st July, 2008, subject to the savings and transitional provisions in, first, section 541 of and Schedule 4 (paragraphs 2 and 4 of which entered into force on 12th June, 2008) to the 2008 Law, second, the Companies (Transitional Provisions) Regulations, 2008, third, the Companies (Transitional Provisions) (No. 2) Regulations, 2008 and, fourth, the Companies (Transitional Provisions) (No. 3) Regulations, 2008.

PART II

Restrictions on speed, navigating, noise and use of Harbours

Speed limit in coastal restricted zones.

8. (1) A person for the time being having the command or charge of a power-driven boat shall not, except with the permission of [the Committee for the Environment & Infrastructure] and subject to such conditions as [the Committee for the Environment & Infrastructure] may specify, cause or permit that boat to proceed ahead or astern or to manoeuvre within the coastal restricted zones, [...] at a speed in excess of six knots.

(2) In this section the expression "**the coastal restricted zones**" means –

- (a) those parts of the territorial waters adjacent to the Island of Guernsey more particularly shown and delineated on a map and thereon coloured red which map for the purpose of identification was signed by the Bailiff on the thirteenth day of March, nineteen hundred and seventy, and lodged at the Greffe, and
- (b) any part of the territorial waters adjacent to the Islands of Herm and Jethou more particularly shown and

delineated on a map and thereon coloured red which map for the purpose of identification was signed by the Bailiff on the [10th March, 2004] and lodged at the Greffe.

NOTES

In section 8,

the words "the Committee for the Environment & Infrastructure" in square brackets, wherever occurring in subsection (1), were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 3, paragraph 5, with effect from 1st May, 2016;²

the words omitted in the third pair of square brackets in subsection (1) were repealed by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1994, section 1(c), with effect from 29th June, 1994;

the date in square brackets in paragraph (b) of subsection (2) was substituted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2005, section 1, with effect from 13th June, 2005.³

The functions, rights and liabilities of the Environment Department and of its Minister or Deputy Minister arising under or by virtue of section 8(1) of this Ordinance were transferred to and vested in, respectively, the Committee for the Environment & Infrastructure and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 4(a), with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.⁴

In accordance with the provisions of the Offences (Fixed Penalties) (Guernsey) Law, 2009, section 1, section 2 and the Schedule, with effect from 1st July, 2012, any liability to conviction of offences against section 8 of this Ordinance may be discharged by payment of a fixed penalty.

Speed limit in St. Peter Port and St. Sampson's restricted zones.

9. ...

NOTE

Section 9 was repealed by the Harbours Ordinance, 1988, section 59(1), Schedule 2, with effect from 5th August, 1988, subject to the savings in section 60 of the 1988 Ordinance.

Savings for emergencies.

10. Nothing in [section eight of this Ordinance] shall apply to a person [...] engaged on a life-saving operation or in any other emergency.

NOTE

In section 10, the words in the first pair of square brackets and those omitted in the second pair of square brackets were, respectively, substituted and repealed by the Harbours Ordinance, 1988, section 59(1), with effect from 5th August, 1988.

Navigating dangerously or without due care and attention.

11. (1) A person for the time being having the command or charge of a power-driven boat shall not, in the territorial waters adjacent to the Islands of Guernsey, Herm and Jethou, cause or permit that boat to proceed ahead or astern or to manoeuvre recklessly or at a speed or in a manner which is dangerous to other persons in or on the sea.

(2) A person for the time being having the command or charge of a power-driven boat shall not, in the territorial waters adjacent to the Islands of Guernsey, Herm and Jethou, cause or permit that boat to proceed ahead or astern or to manoeuvre without due care and attention or without reasonable consideration for other persons in or on the sea.

(3) If any person contravenes either of the preceding subsections of this section he shall be guilty of an offence and liable, on conviction –

- (a) in the case of a contravention of subsection (1), to a fine not exceeding [level 5 on the uniform scale],
- (b) in the case of a contravention of subsection (2), to a fine not exceeding [level 4 on the uniform scale].

NOTE

In section 11, the words and figures in square brackets in paragraph (a) and paragraph (b) of subsection (3) were substituted by the Miscellaneous Offences (Increase in Fines) Ordinance, 1996, respectively section 1(a) and section 1(b), with effect from 27th November, 1996.

Abatement of noise.

12. A person for the time being having the command or charge of a power-driven boat shall not use or attempt to use that boat within the territorial waters adjacent to the Islands of Guernsey, Herm and Jethou –

- (a) unless the engine thereof is fitted with a silencer, expansion chamber or other contrivance suitable and sufficient for reducing as far as may be reasonably possible the noise caused by the escape of exhaust gases, or
- (b) if the engine thereof causes any excessive noise either directly or indirectly as a result of any defect (including a defect in design or construction) lack of repair or faulty adjustment in the engine or any part or accessory of the engine, or
- (c) in such manner as to cause any excessive noise which would have been avoided by the exercise of reasonable

care.

Examination of power-driven boats.

13. (1) A police officer or an examiner may, on production of his authority if required, at any time examine any power-driven boat including the engine thereof and any equipment attached thereto for the purpose of ensuring that the provisions of the last preceding section are being complied with and for that purpose may require any power-driven boat to be stopped.

(2) For the purposes of the last preceding subsection the power to examine any power-driven boat shall include a power to embark upon or enter any such boat.

Restriction on stay.

14. ...

NOTE

Section 14 was repealed by the Harbours Ordinance, 1988, section 59(1), Schedule 2, with effect from 5th August, 1988, subject to the savings in section 60 of the 1988 Ordinance.⁵

PART III

Service of notices, offences, interpretation, repeals, extent, citation and commencement

Service of notices.

15. Any notice which may be served for the purposes of this Ordinance shall be validly served –

(a) on any person, if delivered to him, left, or sent by

registered post or by recorded delivery service to him at his usual or last known place of abode,

- (b) on any firm, if delivered to any partner of the firm, or left at, or sent by registered post or by recorded delivery service to, the principal or last known principal place of business of the firm,
- (c) on any body corporate, if left at, or sent by registered post or by recorded delivery service to, its registered office if situate in the Island of Guernsey, or, if its registered office is not so situate, its principal or last known principal place of business in the said Island.

Offences.

- 16. (1) Except where otherwise expressly provided, any person who –
 - (a) contravenes or fails to comply with any of the provisions of this Ordinance or any of the provisions of a licence granted by the Board in pursuance of the provisions of section eight of this Ordinance or fails to comply with any condition specified in any such licence,
 - (b) in connection with any application for the registration of a boat to which Part I of this Ordinance applies or in supplying any information which he is required to supply to the Board in pursuance of the provisions of the said Part, knowingly makes any false statement or recklessly makes any statement which is false in a material particular or produces or furnishes any

information which is false,

shall be guilty of an offence and liable, on conviction, to a fine not exceeding [level 4 on the uniform scale] and, in the case of a continuing offence, to a further fine not exceeding ten pounds for each day during which the offence continues after conviction.

(2) Any person who obstructs any person in the exercise of his powers under this Ordinance shall be guilty of an offence and liable, on conviction, to a fine not exceeding [level 4 on the uniform scale].

NOTE

In section 16, the words and figures in square brackets were substituted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1994, section 1(e), with effect from 29th June, 1994.

Offences by bodies corporate.

17. Where a person convicted of an offence under this Ordinance is a body corporate, every person who, at the time of the commission of the offence, was a director or officer of the body corporate, or was purporting to act in any such capacity, shall be deemed to be guilty of that offence unless he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of the offence.

[Interpretation and power to amend by order.]

18. (1) In this Ordinance, except where the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say –

"the Board" means the States [States' Trading Supervisory Board],

"boat" means anything made for the conveyance by water of human beings or of property other than a boat which is a passenger steamer within the meaning of that expression in the Law entitled "Loi relative à la Marine Marchande dans le Bailliage de l'Île de Guernesey" registered on the sixth day of June, nineteen hundred and sixteen^c, or a load line ship within the meaning of that expression in the Merchant Shipping (Safety and Load Line Conventions) Act, 1932, as extended to the Bailiwick of Guernsey by the Merchant Shipping Load Line Convention (Guernsey) Order, 1933^d,

"certificate of registration" means a certificate of registration issued by the Board in pursuance of the provisions of subsection (2) of section three of this Ordinance,

"examiner" means a person appointed by the Board to examine power-driven boats,

[**"the Law of 1972"** means the Vessels and Speedboats (Compulsory Third-Party Insurance, Mooring Charges and Removal of Boats) (Guernsey) Law, 1972,]

"owner" in relation to a boat which is the subject of a hire-purchase agreement, means the person in possession of the boat under that agreement,

"police officer" means a member of the salaried police force of the Island of Guernsey and, within the limits of his jurisdiction, a member of the special constabulary of the Island of Guernsey,

^c Ordres en Conseil Vol. V, p. 189.

^d Ordres en Conseil Vol. IX, p. 302.

"policy of insurance" includes a covering note,

"power-driven boat" means any boat propelled by machinery and includes every boat under power, whether under sail or not, and includes any prime mover used for towing persons on the sea,

"registered fishing boat" means a fishing boat registered under the provisions of Part IV of the Merchant Shipping Act, 1894,

"speedboat" means any power-driven boat capable of traveling on the sea at a speed in excess of [seventeen] knots.

(2) Any reference in this Ordinance to any other enactment shall, except where the context otherwise requires, be construed as a reference to that enactment as amended, repealed or replaced, extended or applied by or under any other enactment including this Ordinance.

[(3) The Board may amend the provisions of section 5 of, and the Schedules to, this Ordinance, by order.]

NOTES

In section 18,

the marginal note thereto was substituted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2009, section 1, with effect from 29th April, 2009;

the words in square brackets in the definition of the expression "the Board" in subsection (1) were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 2, Schedule 1, paragraph 12(b), Schedule 2, Part 8, with effect from 1st May, 2016;⁶

the definition of the expression "the Law of 1972" in subsection (1) was inserted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1977, section 1(c), with effect from 30th March, 1977;

the word in square brackets in the definition of the expression "speedboat" in subsection (1) was substituted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1974, section 1(a), with effect from 27th March, 1974;

subsection (3) (which was originally inserted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2009, section 1, with effect from 29th April, 2009) was substituted by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 2010, section 1, with effect from 24th February, 2010.

The functions, rights and liabilities of the Public Services Department and of its Minister or Deputy Minister arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the States' Trading Supervisory Board and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 12(b), Schedule 2, Part 8, with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.⁷

The following Order has been made under section 18:

Boats and Vessels (Registration Number Display Requirements) Order, 2010.

In accordance with the provisions of the Police Force (Bailiwick of Guernsey) Law, 1986, section 2(2), with effect from 19th August, 1986, the reference herein to a member of the salaried police force of the Island of Guernsey shall include a reference to a member of a force present in the Island by virtue of an agreement made under section 1 of the 1986 Law.

Repeals.

19. The St. Peter Port Harbour (Speed Limit) Ordinance, 1954^e, and the St. Peter Port Harbour (Speed Limit) (Amendment) Ordinance, 1954^f, are hereby repealed.

Extent.

20. This Ordinance shall have effect in the Islands of Guernsey, Herm and

^e Recueil d'Ordonnances Tome XI, p. 1.

^f Recueil d'Ordonnances Tome XI, p. 48.

Jethou.

Citation.

21. This Ordinance may be cited as the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) Ordinance, 1970.

Commencement.

22. This Ordinance shall come into force on the first day of April, nineteen hundred and seventy.

[FIRST SCHEDULE

Section five

REQUIREMENTS AS TO NUMBERS ON ALL PERSONAL WATERCRAFT,
AND OTHER BOATS EXCEPT SPEEDBOATS, REGISTERED UNDER PART I
OF THIS ORDINANCE

1. The number shall be of a distinctive colour compared with the colour of the hull (or, in the case of personal watercraft, the colour of the surrounding background).
2. Each numeral shall be at least six inches high.]

NOTE

The First Schedule was substituted by the Boats and Vessels (Registration Number Display Requirements) Order, 2010, article 2(1), with effect from 1st April, 2010.

SECOND SCHEDULE

Section five

[REQUIREMENTS AS TO NUMBERS ON SPEEDBOATS (EXCEPT PERSONAL WATERCRAFT) REGISTERED UNDER PART I OF THIS ORDINANCE]

1. The number shall be black on a white ground.
2. Each numeral of the number shall be at least six inches high and each part thereof shall be at least one and one quarter inches broad.
3. Except in the case of the numeral "1" the total width of the space taken by each numeral shall be at least three inches.
4. The space between the nearest parts of each numeral shall be at least one inch.
5. There shall be a margin of at least three inches between the nearest part of each numeral and the top and bottom of the white ground on which the number appears and of at least two inches between the nearest parts of each numeral and the sides of such ground.

NOTE

In the Second Schedule, the heading was substituted by the Boats and Vessels (Registration Number Display Requirements) Order, 2010, article 2(2), with effect from 1st April, 2010.

¹ Section 5 was previously amended by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1994, section 1(b), with effect from 29th June, 1994.

² These words were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 3(b), Schedule 2, paragraph 2(c) (as amended by the Machinery of Government

(Transfer of Functions) (Guernsey) (Amendment) Ordinance, 2015, section 1), with effect from 1st June, 2015.

³ Paragraph (b) of subsection (2) was previously amended by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1994, section 1(d), with effect from 29th June, 1994.

⁴ The functions, rights and liabilities of the Environment Department and its Minister arising under or by virtue of section 8(1) of this Ordinance were previously transferred to and vested in them, respectively, from the Public Services Department and its Minister by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 3(b), Schedule 2, paragraph 2(c) (as amended by the Machinery of Government (Transfer of Functions) (Guernsey) (Amendment) Ordinance, 2015, section 1), with effect from 1st June, 2015, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance; the functions, rights and liabilities of the Public Services Department and its Minister arising under or by virtue of section 8(1) of this Ordinance were previously transferred to and vested in them, respectively, from the Board of Administration and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 3(b), Schedule 2, paragraph 2(c), with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.

⁵ Prior to its repeal, section 14 was amended by the Boats and Vessels (Registration, Speed Limits and Abatement of Noise) (Amendment) Ordinance, 1974, section 1(a), with effect from 27th March, 1974.

⁶ These words were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 3(b), Schedule 2, paragraph 2(b), with effect from 6th May, 2004.

⁷ The functions, rights and liabilities of the Public Services Department and its Minister arising under or by virtue of this Ordinance were transferred to and vested in them, respectively, from the Board of Administration and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 3(b), Schedule 2, paragraph 2(b), with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.