

**The Merchant Shipping (Passenger Ships) (Bailiwick of  
Guernsey) (Amendment) Regulations, 2013**

<i>Made by the Public Services Department</i>	28 <sup>m</sup> February, 2013
<i>Made by the General Services Committee</i>	14 <sup>m</sup> March, 2013
<i>Made by the Harbours and Pilotage Committee</i>	5 <sup>m</sup> March, 2013
<i>Coming into operation</i>	1 <sup>st</sup> April, 2013

**THE STATES OF GUERNSEY PUBLIC SERVICES DEPARTMENT, THE STATES OF ALDERNEY GENERAL SERVICES COMMITTEE, and THE CHIEF PLEAS OF SARK HARBOURS AND PILOTAGE COMMITTEE**, in exercise of the powers conferred on them by sections 45, 46, 80, 81, and 289 of the Merchant Shipping (Bailiwick of Guernsey) Law, 2002<sup>a</sup>, and all other powers enabling them in that behalf, hereby make the following Regulations:-

**Amendment of the Regulations.**

1. (1) The Merchant Shipping (Passenger Ships) (Bailiwick of Guernsey) Regulations, 2013 are amended as follows.

(2) The text at regulation 1 is renumbered paragraph (1), and immediately after that paragraph the following paragraph is inserted –

"(2) Where there has been a contravention of the prohibition in

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<sup>a</sup> Order in Council No. VIII of 2004; as amended by Recueil d'Ordonnances Tome XXIX, p. 406.

paragraph (1), then the master and owner of the ship are each guilty of an offence and liable on summary conviction to a term of imprisonment not exceeding three months, or a fine, or both."

(3) In regulation 16(1), for the words "to a fine not exceeding level 5 on the uniform scale", there are substituted, "to a term of imprisonment not exceeding three months, or a fine, or both".

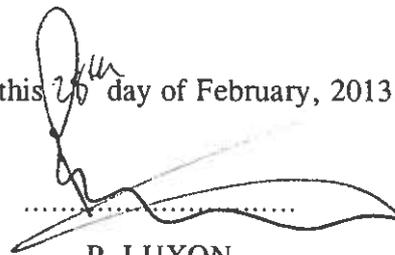
(4) In regulation 17(5), for the words "to a month's imprisonment", there are substituted, "to a term of imprisonment not exceeding one month".

(5) In regulation 17(6), for the words "to three months' imprisonment", there are substituted, "to a term of imprisonment not exceeding three months".

**Citation and commencement.**

2. These Regulations may be cited as the Merchant Shipping (Passenger Ships) (Bailiwick of Guernsey) (Amendment) Regulations, and shall come into force on 1<sup>st</sup> April 2013.

Dated this *26* day of February, 2013.



P. LUXON

Minister

For and on behalf of the Public Services Department

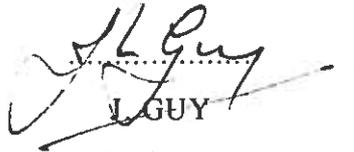
Dated this 14<sup>th</sup> day of March, 2013.



L. JEAN  
Chairman

For and on behalf of the General Services Committee of the States of Alderney

Dated this 5<sup>th</sup> day of March, 2013.



J. GUY  
Chairman

For and on behalf of the Harbours and Pilotage Committee of the Chief Pleas of Sark

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#### EXPLANATORY NOTE

*(This Note is not part of the Regulations)*

These Regulations amend the Merchant Shipping (Passenger Ships) (Bailiwick of Guernsey) Regulations, 2013 ("the Regulations") by providing for it to be an offence to operate a passenger ship carrying more than 12 passengers on an intra-Bailiwick voyage without a Certificate or Exemption having been issued in respect of the ship under the Regulations. They also increase the penalty for breaching a condition or restriction in a Certificate or Exemption, or any provision of Part III of the Regulations, to three months' imprisonment or a fine or both.

