

Merchant Shipping (Amendment No. 2) Bill

Table of Contents

Bill No: 44/1970

Read the first time: 4th November 1970

Long Title

Enacting Formula

1 Short title and commencement

2 Repeal and re-enactment of section 524

3 New section 526A

4 Amendment of section 531

Explanatory Statement

Expenditure of Public Money

Merchant Shipping (Amendment No. 2) Bill

Bill No. 44/1970

Read the first time on 4th November 1970.

An Act to amend the Merchant Shipping Ordinance (Chapter 207 of the Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of

Singapore, as follows: —

Short title and commencement

1. This Act may be cited as the Merchant Shipping (Amendment No. 2) Act, 1970, and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Repeal and re-enactment of section 524

2. Section 524 of the Merchant Shipping Ordinance (hereinafter in this Act referred to as “the Ordinance”) is hereby repealed and the following substituted therefor: —

“Mortgage of ship or share

524.—(1) A Singapore ship or a share therein may be made a security for a loan or other valuable consideration, and the instrument creating the security (in this Part referred to as “a mortgage”) shall be in the prescribed form or as near thereto as circumstances permit, and on production of such instrument the Registrar shall record it in the register book.

(2) Mortgages shall be recorded by the Registrar in the order in time in which they are produced to him for that purpose, and the Registrar shall endorse and sign a memorandum on each mortgage stating the date and time of that record.

(3) A mortgage executed outside Singapore and produced before a diplomatic or consular officer of Singapore duly authorised to receive the same may be recorded by the Registrar on the advice of such diplomatic or consular officer.

Obligation of mortgagor before execution and registration of mortgage

524A.—(1) Before executing any mortgage to be registered under this Ordinance, the mortgagor shall disclose in writing to the mortgagee the existence of any maritime lien, prior mortgage, or other liability in respect of the ship to be mortgaged, which is known to the mortgagor.

(2) Where the mortgagor has failed to comply with this section the mortgage debt shall at the election of the mortgagee become immediately due and payable, notwithstanding anything to the contrary in the mortgage.

Entry of discharge of mortgage

524B. Where a registered mortgage is discharged, the Registrar shall, on production of the mortgage, with a receipt for the mortgage money endorsed thereon, duly signed and attested, make an entry in the register book to the effect that the mortgage has been discharged, and on that entry being made the estate, if any, which passed to the mortgagee shall vest in the person in whom (having