

# **Merchant Shipping (Amendment) Bill**

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**Bill No: 53/1968**

***Read the first time: 9th December 1968***

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## **Merchant Shipping (Amendment) Bill**

**Bill No. 53/1968**

*Read the first time on 9th December 1968.*

An Act to amend the Merchant Shipping Ordinance (Chapter 207 of the Revised Edition) and for purposes connected therewith.

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) Act, 1968, and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

### **Amendment of section 3**

2. Paragraph (a) of section 3 of the Merchant Shipping Ordinance (hereinafter in this Act referred to as “the Ordinance”) is hereby amended —

- (a) by inserting, immediately after the definition of “buoys and beacons” appearing therein, the following new definition: —

“ “cargo ship” means any ship which is not a passenger ship;”;

- (b) by inserting, immediately after the definition of “certificated officer” appearing therein, the following new definition —

“ “collision regulations” means regulations made under section 260A of this Ordinance;”;

- (c) by deleting the definition of “Consular Officer” appearing therein, and substituting therefor the following: —

“ “Consular Officer” —

- (a) when used in relation to a foreign country, means the officer recognized by the President as a Consular Officer of that foreign country; and
- (b) when used in relation to Singapore, includes any person or organization appointed by the Minister to exercise the functions of a Consular Officer under this Ordinance;”;

- (d) by inserting, immediately after the definition of “Consular Officer” appearing therein, the following new definition: —

“ “country to which the Safety Convention applies” means —

- (a) a country the Government of which has been declared by the Minister, by notification in the *Gazette*, to have accepted the Safety Convention, and has not been so declared to have denounced that Convention; and
  - (b) a territory to which it has been so declared that the Safety Convention extends, not being a territory to which it has been so declared that the Convention has ceased to extend;”;
- (e) by inserting, immediately after the definition of “home-trade voyage” appearing therein, the following new definition: —
  - “ “international voyage” means a voyage from Singapore to a port or place outside Singapore or a voyage to Singapore from a port or place outside Singapore;”;
- (f) by inserting, immediately after the definition of “The Merchant Shipping Acts” appearing therein, the following new definition: —
  - “ “mile” means six thousand and eighty feet or one thousand eight hundred and fifty-two metres;”;
- (g) by deleting the definition of “passenger” appearing therein and substituting therefor the following: —
  - “ “passenger” means every person other than —
    - (a) the master and the members of the crew or other persons employed or engaged in any capacity on board a ship on the business of the ship; and
    - (b) a child under one year of age;”;
- (h) by deleting the definition of “passenger steamer” appearing therein and substituting therefor the following: —
  - “ “passenger ship” means a ship which carries more than twelve passengers;”;
- (i) by inserting, immediately after the definition of “representation” appearing therein, the following new definition: —

“ “Safety Convention” means the International Convention for the Safety of Life at Sea signed in London on the 17th day of June 1960, and includes the regulations annexed thereto;” and

- (j) by deleting the definition of “Singapore ship” appearing therein and substituting therefor the following: —

“ “Singapore ship” means a ship registered under Part XIV of this Ordinance;”.

### **Repeal and re-enactment of section 11**

3. Section 11 of the Ordinance is hereby repealed and the following substituted therefor: —

#### **“Appointment of surveyors**

11.—(1) The Minister may appoint a Surveyor-General of Ships for Singapore.

(2) The Minister may appoint, either generally or for special purposes or on special occasions, any person to be a surveyor of ships or a radio surveyor for the purposes of this Ordinance.

(3) The Surveyor-General of Ships and every surveyor of ships and every radio surveyor shall have and perform the powers, functions and duties prescribed by this Ordinance or by any rules or regulations made thereunder.”.

### **Repeal and re-enactment of Part III**

4. Part III of the Ordinance is hereby repealed and the following substituted therefor: —

#### **“PART III**

#### **CONSTRUCTION, EQUIPMENT AND SURVEY**

#### **Prohibition on proceeding to sea without certificates**

155.—(1) No passenger ship shall proceed on a voyage to or from any port or place in Singapore unless there is in force in respect of the ship either —

- (a) a passenger ship safety certificate; or
- (b) a qualified passenger ship safety certificate and an exemption

certificate,

being certificates which by the terms thereof are applicable to the voyages on which the ship is about to proceed and to the trade in which she is for the time being engaged.

(2) No cargo ship of five hundred tons gross or more shall proceed on a voyage to or from any place in Singapore unless there is in force in respect of the ship —

- (a) a cargo ship safety construction certificate, a cargo ship safety equipment certificate and a cargo ship safety radiotelegraphy certificate or a cargo ship safety radiotelephony certificate; or
- (b) a qualified cargo ship safety equipment certificate and a qualified cargo ship safety radiotelegraphy certificate or, as the case may be, a qualified cargo ship safety radiotelephony certificate.

(3) No cargo ship of less than five hundred tons shall proceed on a voyage from any place in Singapore unless there is in force in respect of the ship such certificates as may be prescribed or in the case of foreign ships such equivalent certificates acceptable to the Director.

(4) If any ship proceeds, or attempts to proceed, to sea in contravention of this section —

- (a) in the case of a passenger ship, the owner or the master of the ship shall be liable on conviction to a fine not exceeding two hundred dollars for every passenger carried on board the ship; and
- (b) in the case of a cargo ship, the owner or the master of the ship shall be liable on conviction to a fine not exceeding one thousand dollars.

(5) The master of every ship shall produce to the Director, at the time a clearance for the ship is demanded for an international voyage, the certificate or certificates required by the foregoing provisions of this section to be in force when the ship proceeds to sea; and a clearance shall not be granted, and the ship may be detained, until the said certificate or certificates are so produced.

### **Surveys and declaration of survey**

**156.**—(1) The owner, the master or the agent of a ship requiring the issue of any certificate referred to in section 155 of this Ordinance shall apply for the ship to be surveyed.

(2) The surveyor conducting the survey shall, if satisfied that the ship complies