
Northern Ireland

ORDER IN COUNCIL UNDER SECTION 80 OF THE MERCHANT SHIPPING ACT, 1906 (6 EDW. 7. C. 48) MAKING REGULATIONS FOR THE REGISTRATION AS BRITISH SHIPS OF VESSELS IN THE SERVICE OF THE NORTHERN IRELAND GOVERNMENT.

1930 No. 336

At the Court at Buckingham Palace, the 15th day of May, 1930.

PRESENT,

The King's Most Excellent Majesty in Council.

Whereas by Section 80 of the Merchant Shipping Act, 1906, power is given to His Majesty by Order in Council to make regulations as to the manner in which Government ships may be registered as British ships under the Merchant Shipping Acts :

And whereas by the said section, it is provided that those Acts shall, subject to any exceptions or modifications which may be made by Order in Council, either generally, or, as respects any special class of Government ships, apply to Government ships registered in accordance with such Regulations as if they were registered in manner provided by those Acts :

MERCHANT SHIPPING

56 & 57 Vict.
c. 66. And whereas the provisions of Section 1 of the Rules Publication Act, 1893, have been complied with :

Now, therefore, His Majesty, by virtue of the powers in this behalf by the said Act, or otherwise, in Him vested, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, that the following Regulations shall have effect as regards any Government ships in the service of the Government of Northern Ireland :—

1. An application for registry of a Government ship in the service of the Government of Northern Ireland shall be made in writing under the hand of the Secretary or one of the Assistant Secretaries of the Ministry of Finance for Northern Ireland (hereinafter referred to as the Ministry). Such application shall contain the following particulars :—

- (i) A statement of the name and description of the ship ;
- (ii) A statement of the time when, and place where, the ship was built ; or, if the ship was foreign built and the time and place of building are unknown, a statement to that effect, and of her foreign name ;
- (iii) A statement of the nature of the title to the said ship, whether by original construction by or for the Government of Northern Ireland, or by purchase or otherwise, and a list of the documents of title, if any, in case she was not originally constructed by or for the Government of Northern Ireland ;
- (iv) A statement of the name of the Master.

2. The Registrar, on receiving such application in respect of a Government ship in the service of the Government of Northern Ireland, shall :—

- (i) enter the ship in the Register Book as belonging to the Government of Northern Ireland, and shall also enter therein :—
- (ii) the name of the port to which she belongs ;
- (iii) the particulars stated in the application for registration ;
- (iv) the details comprised in the Surveyor's Certificate.

3. On the registry of a Government ship in the service of the Government of Northern Ireland, the Registrar shall retain in his possession the Surveyor's Certificate, the application for registry, and any documents of title mentioned in such application.

57 & 58 Vict.
c. 60. 4. Upon the transfer of a registered Government ship in the service of the Government of Northern Ireland by Bill of Sale, the Ministry shall be the transferors and the Bill of Sale shall be in Form A in the proper form prescribed under the Merchant Shipping Act, 1894, hereinafter called the Principal Act, omitting the covenant therein contained. Any such Bill of Sale shall be signed by the Secretary or by one of the Assistant Secretaries of the Ministry on behalf of the Government of Northern Ireland.

5. The application for a Certificate of Sale referred to in Sections 39 to 42 and Sections 44 to 46 of the Principal Act may be made in respect of a Government ship in the service of the Government of Northern Ireland by the Ministry.

6. The person to whom the management of any Government ship in the service of the Government of Northern Ireland is entrusted by the Government of Northern Ireland shall be registered as provided by Section 59 (2) of the Principal Act.

Registration of Australian Government Ships

7. Where any section of the Merchant Shipping Acts which, by virtue of the Merchant Shipping Act, 1906, and this Order in Council, is applicable to Government ships in the service of the Government of Northern Ireland imposes any duty or liability or confers any right or power upon or contemplates any act being performed by the owner of a ship, such duty, liability, right or power shall, subject always to the other provisions of this Order in Council, be carried out, borne or exercised by the Government of Northern Ireland on behalf of His Majesty.

8. In this Order in Council the term Merchant Shipping Acts shall mean and include any of the Merchant Shipping Acts any provision of which is by virtue of the Merchant Shipping Act, 1906, and this Order, applicable to Government ships.

9. Section 1 and Sections 8 to 12 of the Principal Act shall not apply to Government ships in the service of the Government of Northern Ireland registered in pursuance of the provisions of this Order in Council.

Provided always that no provision of the Merchant Shipping Acts which, according to a reasonable construction, would not apply in the case of Government ships in the service of the Government of Northern Ireland shall be deemed to apply to such ships by reason only that its application is not hereby expressly excluded.

10. Anything required or authorised by this Order in Council to be done by the Government of Northern Ireland may be done by the Secretary or by one of the Assistant Secretaries of the Ministry.

M. P. A. Hankey.
