

# **STATES OF JERSEY**

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## **DRAFT HARBOURS (AMENDMENT No. 37)(JERSEY) REGULATIONS 200**

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**Lodged au Greffe on 20th April 2004  
by Harbours and Airport Committee**

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**STATES GREFFE**





Jersey

## **DRAFT HARBOURS (AMENDMENT No. 37)(JERSEY) REGULATIONS 200**

### **Report**

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In anticipation of the Shipping (Jersey) Law 2002, due to come into force on 1st June 2004, and in recognition of the repeal of the Harbour and Light Dues Law 1947 (as agreed by the States in October 2002), certain amendments are now needed.

*Regulation 1* is necessary to ensure there is a continuation of the existing power of the Harbour Master to regulate the time at which vessels berth in the harbour. The Harbour Master's current power in this respect emanates from the Harbour and Light Dues Law 1947 and it is inappropriate to re-instate it in the proposed draft Harbour Charges Law as it is an operational and not a charging issue.

*Regulation 2* is necessary in that the present Regulations require the master of a ship in a harbour to comply with the Collision Regulations made in pursuance of the Merchant Shipping Act 1894, which is to be repealed.

The Committee regard these Regulations as important aspects of ensuring that maritime legislation in Jersey is consistent and effective.

These Draft Regulations have no implications for the financial or manpower resources of the States.

## **Explanatory Note**

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These regulations make 2 amendments to the Harbours (Jersey) Regulations 1962 consequential on changes brought about by the Harbour Charges (Jersey) Law and Shipping (Jersey) Law.





Jersey

## **DRAFT HARBOURS (AMENDMENT No. 37)(JERSEY) REGULATIONS 200**

*Made*

*[date to be inserted]*

*Coming into force*

*in accordance with Regulation 3(2)*

**THE STATES**, in pursuance of Article 4 of the Harbours (Administration) (Jersey) Law 1961<sup>[1]</sup> have made the following Regulations –

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### **1 Regulation 4 amended**

In Regulation 4(1)(b) of the Harbours (Jersey) Regulations 1962<sup>[2]</sup> for “the position in which” there shall be substituted “the time at, and the position in which.”

### **2 Regulation 7 repealed and replaced**

Regulation 7 of the Harbours (Jersey) Regulations 1962<sup>[3]</sup> is repealed and the following Regulation substituted –

#### **“7 Collision regulations**

The master of a vessel within a harbour must observe and obey the Regulations for preventing collisions at sea made in pursuance of the Shipping (Jersey) Law 2002<sup>[4]</sup>.”

### **3 Citation**

- (1) These Regulations may be cited as the Harbours (Amendment No. 37) (Jersey) Regulations 200.
- (2) They shall come into force on the same day as the Shipping (Jersey) Law 2002.

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[1] *Recueil des Lois, Volume 1961-1962, page 165, Volume 1998, page 424, Volume 2000, page 865 and Volume 2002, page 492.*

[2] *Nos. 4338 and 4843.*

[3] *Nos. 4338 and 7541.*

[4] *Recueil des Lois, Volume 2002, page 801, Volume 2003, page 457 and Nos. 9/2004 and 10/2004.*