

**MERCHANT SHIPPING (SHIPS' DOCTORS) REGULATIONS
2004**

BR 68 / 2004

MERCHANT SHIPPING ACT 2002

2002 : 35

**MERCHANT SHIPPING (SHIPS' DOCTORS) REGULATIONS
2004**

ARRANGEMENT OF REGULATIONS

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The Minister of Transport, in exercise of the powers conferred by section 59(1)(a) and (b) of the Merchant Shipping Act 2002, makes the following regulations:

Citation

1 These Regulations may be cited as the Merchant Shipping (Ships' Doctors) Regulations 2004.

Interpretation

2 In these Regulations —

"owner" in relation to a ship means the registered owner of the ship unless that ship has been chartered by demise or is managed, either wholly or in part, by a person other than the registered owner under the terms of a management agreement; in that case "owner" includes the demise charterer or person managing the ship, as the case may be;

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"qualified doctor" means a medical practitioner registered to practice medicine in the countries listed in the Schedule to these regulations.

Carriage of qualified doctor

3 The owner of a Bermuda ship having more than one hundred persons on board and engaged on an international voyage of more than three days or on a voyage which is more than one and a half day's sailing time from a port with adequate medical equipment, shall carry a qualified doctor.

Exemption

4 Notwithstanding regulation 3, the Minister may grant exemption from all or any of the provisions of these regulations (as may be specified in the exemption) for classes of cases or individual cases on such terms as he may so specify and may, subject to giving reasonable notice, alter or cancel any such exemption.

Offences

5 (1) A person who contravenes regulation 3 commits an offence is liable on summary conviction to a fine not exceeding \$10,000.00.

(2) It shall be a defence for a person charged under this regulation to show that he took all reasonable precautions and exercised due diligence to avoid the commission of the offence.

Revocation

6 The Merchant Shipping (Ships' Doctors) Regulations 1986 are revoked.

SCHEDULE

(regulation 2)

Australia
Bermuda
Canada
European Union (EU) Countries
Hong Kong
New Zealand
Singapore
South Africa
USA

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West Indies

Made this 8th day of October 2004

Minister of Tourism and Transport