



BERMUDA

SUPERYACHTS AND OTHER VESSELS (MISCELLANEOUS)
AMENDMENT ACT 2019

2019 : 53

WHEREAS it is expedient to amend the Superyachts and Other Vessels (Miscellaneous) Act 2019 to further amend the Passenger Ships Act 1972 regarding transit and cruising permits, and to amend the Bermuda Immigration and Protection Act 1956 to classify the crew of superyachts under charter as special category persons;

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Citation

1 This Act, which amends the Superyachts and Other Vessels (Miscellaneous) Act 2019 ("the principal Act") may be cited as the Superyachts and Other Vessels (Miscellaneous) Amendment Act 2019.

Amends section 3

2 (1) This section amends new sections 3A, 3B and 3D to be inserted into the Passenger Ships Act 1972 by section 3(5) of the principal Act.

(2) In section 3A—

(a) delete subsection (1) and substitute—

"(1) Except in case of emergency, on or before arrival at an anchorage, mooring or port in Bermuda for a proposed visit not exceeding five days, the owner or operator of a pleasure craft or superyacht shall apply for a transit permit and pay the prescribed fee.";

(b) in subsection (2), delete "enter the waters of Bermuda or";

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(c) in subsection (3), after “five days” insert “or put ashore any passengers”.

(3) In section 3B, delete subsection (1) and substitute—

“(1) Except in case of emergency, on or before arrival at an anchorage, mooring or port in Bermuda—

(a) for a proposed visit exceeding five days; or

(b) in any case where passengers are to be put ashore,

the owner or operator of a pleasure craft or superyacht shall apply for a cruising permit.”

(4) In section 3D, repeal paragraph (f).

Inserts section 7A

3 After section 7 of the principal Act, insert—

“Amends the Bermuda Immigration and Protection Act 1956

7A In Part II of the First Schedule to the Bermuda Immigration and Protection Act 1956 (special category persons), after paragraph 1 insert—

“1A Any person (not falling within paragraph 1) who is a member of the crew of a superyacht, as defined in section 1 of the Passenger Ships Act 1972, which is providing chartering services in Bermuda in accordance with a charter permit granted under section 3C of that Act.”

Commencement

4 This Act comes into operation on the same day as the principal Act.

[Assent Date: 23 December 2019]

[Operative Date: 01 January 2020]