

**MERCHANT SHIPPING (MANDATORY SHIP REPORTING)
REGULATIONS 2004**

BR 51/2004

MERCHANT SHIPPING ACT 2002

2002 : 35

**MERCHANT SHIPPING (MANDATORY SHIP REPORTING)
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ARRANGEMENT OF REGULATIONS

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The Minister of Transport, in exercise of the powers conferred by section 93 and section 94(1) of the Merchant Shipping Act 2002 and after consulting the persons referred to in section 94(3) of that Act makes the following regulations:

Citation

- 1 These Regulations may be cited as the Merchant Shipping (Mandatory Ship Reporting) Regulations 2004.

Interpretation

- 2 In these Regulations —

"Admiralty List of Radio Signals" means the publication of that name published by the Hydrographer of the Navy in force at the date of these Regulations, and any amendment, correction or replacement, which the Hydrographer considers relevant from time to time;

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"adopted ship reporting system" means any ship reporting system that has been established by a Government or Governments after it has been adopted by the International Maritime Organization as complying with all the requirements of regulation 11 of Chapter V of the Safety of Life at Sea Convention 1974, set out in Part 1, 2 or 3 of Volume 6 of the Admiralty List of Radio Signals and annotated therein as "Mandatory System under SOLAS Regulation V/11";

"Bermuda adopted ship reporting system" means an adopted ship reporting system which was submitted to the International Maritime Organisation by the United Kingdom for or on behalf of Bermuda;

"Hydrographer of the Navy" means the person for the time being appointed to that office by the Admiralty Board.

Duty to comply with adopted ship reporting systems

3 (1) The master of every Bermuda ship shall comply with any adopted ship reporting system which applies in relation to his ship, and he shall report to the appropriate authority specified in the system all information required in accordance with the provisions of the system.

(2) The master of every ship which is not a Bermuda ship shall comply when in Bermuda waters, with any Bermuda adopted ship reporting systems and he shall report to the appropriate authority specified in the system all information in accordance with the provisions of the system.

Offences and penalties

4 (1) A master of a ship who contravenes any requirement under regulation 3 commits an offence and is liable on summary conviction to a fine not exceeding \$10,000.00 or on conviction on indictment to a fine not exceeding \$20,000.00.

(2) It shall be a defence to any charge under these Regulations for the master to prove he took all necessary steps to avoid committing the offence.

Made this 20th day of July 2004

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Minister of Transport