

INTERPRETATION AND GENERAL CLAUSES
ORDINANCE

RESOLUTION

(Under section 34(2) of the Interpretation and General Clauses
Ordinance (Cap. 1))

MERCHANT SHIPPING (LOCAL VESSELS)(GENERAL)
REGULATION

MERCHANT SHIPPING (LOCAL VESSELS)(SAFETY
AND SURVEY) REGULATION

RESOLVED that –

- (a) the Merchant Shipping (Local Vessels)(General) Regulation, published in the Gazette as Legal Notice No. 193 of 2006 and laid on the table of the Legislative Council on 11 October 2006, be amended –
- (i) by repealing section 91 and substituting –

“91. Control over bunkering activities

- (1) Except with the permission of the Director, no bunker shall be delivered –
- (a) from a local vessel to any other vessel; or

Kong declared under section 56 of the Shipping and Port Control Ordinance (Cap. 313) as Victoria port.

- (3) If subsection (1) is contravened –
- (a) the owner of the vessel from which bunker is delivered, his agent and the coxswain or person in charge or command of the vessel; and
 - (b) the owner of the vessel to which bunker is delivered, his agent and the coxswain or person in charge or command of the vessel,

commit an offence and each of them is liable on conviction to a fine at level 5 and to imprisonment for 6 months.”;

- (ii) in Schedule 4, in section 2, by repealing “91(4)” and substituting “91”;
- (b) the Merchant Shipping (Local Vessels)(Safety and Survey) Regulation, published in the Gazette as Legal Notice No. 194 of 2006 and laid on the table of the Legislative Council on 11 October 2006, be amended –
 - (i) by repealing section 27(1)(b) and substituting –

- “(b) if, on the date of completion of the survey, the period of validity of the existing certificate of inspection issued in respect of the local vessel concerned has not expired, the expiry date of such existing certificate.”;
- (ii) in section 86(1)(a), in the English text, by repealing “withholding the approval of any plan temporarily” and substituting “temporarily withholding the approval of any plan”;
- (iii) in section 86(1)(d), in the English text, by repealing “withholding the issue of a certificate of inspection temporarily” and substituting “temporarily withholding the issue of a certificate of inspection”;
- (iv) in section 86(1)(g), in the English text, by repealing “withholding the issue of a certificate of survey temporarily” and substituting “temporarily withholding the issue of a certificate of survey”;
- (v) in section 86(1)(h), in the English text, by repealing “survey” and substituting “survey”;
- (vi) in section 86(1)(k), in the English text, by repealing “withholding the issue of a survey record of safety equipment, HKLL certificate, FA certificate or declaration of fitness temporarily” and substituting “temporarily withholding the issue of a survey record of safety equipment, HKLL certificate, FA certificate or declaration of fitness”;

(vii) in section 86(2), by repealing everything after “shall” and substituting –

“be made within 14 days after the following date –

- (a) in the case of a decision referred to in subsection (1)(a), (c), (d), (f), (g), (h), (j), (k) or (l), the date on which the person aggrieved has received notice of the decision; or
- (b) in the case of a decision referred to in subsection (1)(b), (e) or (i), the date on which the person aggrieved has received the certificate, survey record or declaration concerned.”.