L.N. 348 of 2003

MERCHANT SHIPPING ACT (CAP. 234)

Merchant Shipping (Ships Eligible for Registration) (Amendment) Regulations, 2003

IN exercise of the powers conferred by articles 4(1)(c) and 374 of the Merchant Shipping Act, the Minister for Transport and Communications has made the following regulations: -

Citation and commencement.

1. (1) The title of these regulations is the Merchant Shipping (Ships Eligible for Registration) (Amendment) Regulations, 2003, which shall be read and construed as one with the Merchant Shipping (Ships Eligible for Registration) Regulations, 2003, hereinafter referred to as "the principal regulations". L.N. 71 of 2003.

(2) These regulations shall come into force on the lst May, 2004.

Amends regulation 2 of the principal regulations.

2. In regulation 2 of the principal regulations after the definition of "Act" there shall be added the following new definition: -

" "international owner" means:–

(a) either a foreign corporate body or other entity which enjoys to the satisfaction of the Registrar-General legal personality in terms of the law under which it has been established or constituted and which has satisfied the Registrar-General that it can and will ensure due observance of the laws of Malta relating to merchant shipping; or

(b) a citizen of a Member State of the European Union;".

Substitutes regulation 3 of the principal regulations.

3. For regulation 3 of the principal regulations there shall be substituted the following:

"International owner.

3. (1) An international owner shall be qualified to own a Maltese ship or a share therein.

(2) A foreign body or entity shall be deemed to satisfy the Registrar-General that it can and will ensure due observance of the law of Malta relating to merchant shipping, unless the Registrar-General has made a declaration to the contrary; and the Registrar-General may, in order not to make such a declaration or before withdrawing such declaration, impose such conditions as he may deem fit in the circumstances that may include the provision of a guarantee or bond.".