L.N. 152 of 1989

# MERCHANT SHIPPING ACT, 1973

## (ACT NO. XI OF 1973)

## Merchant Shipping (Substitution of First Schedule) Regulations, 1989

IN exercise of the powers conferred by sections 6(2) and 374 of the Merchant Shipping Act, 1973, the Minister for Development of Tertiary Sector, with the concurrence of the Minister of Finance, has made the following regulations:—

Citation.

**1.** These regulations may be cited as the Merchant Shipping (Substitution of First Schedule) Regulations, 1989, and shall be read and construed as one with the Merchant Shipping Act, 1973, hereinafter referred to as "the principal Act".

Substitutes First Schedule to principal Act.

**2.** For the First Schedule to the principal Act, there shall be substituted the following new Schedule:

"FIRST SCHEDULE

Section 6

REGISTRATION FEES

A. (1) In respect of all ships, except fishing boats wholly owned by citizens of Malta who are whole-time gainfully occupied fishermen:

*(a) Fee on first registration:*

| *Ship's tonnage in respect of which fee is payable* | *Rate per ton* |
|---|---|
| for each of the first 8,000 tons ..... | 10 cents |
| for each ton in excess of 8,000 tons ..... | 3 cents. |

*(b) Annual fee:*

| *Ship's tonnage in respect of which fee is payable* | *Rate per ton* |
|---|---|
| for each of the first 8,000 tons ..... | 15 cents |
| for each ton in excess of 8,000 tons but not in excess of 10,000 ..... | 8 cents |
| for each ton in excess of 10,000 tons but not in excess of 15,000 ..... | 6 cents |
| for each ton in excess of 15,000 tons but not in excess of 20,000 ..... | 5 cents |
| for each ton in excess of 20,000 tons but not in excess of 30,000 ..... | 4 cents |
| for each ton in excess of 30,000 tons but not in excess of 50,000 ..... | 3 cents |
| for each ton in excess of 50,000 tons ..... | 2 cents. |

(2) The minimum fee on first registration and the minimum annual fee shall be equal to the fee respectively due on one hundred tons.

(3) The annual fee due in respect of any one year (other than the year of first registration) shall be increased in accordance with the scale listed hereunder for each member of the crew who was not a citizen of Malta in respect of each period of, or each aggregate of periods amounting to, thirty days during which such member of the crew was engaged on the ship in the year immediately preceding the year in respect of which the fee is due:

| *Crew members* | *Rate per crew member* |
|---|---|
| for each of the first 30 members ..... | 100 cents |
| for each member in excess of 30 but not in excess of 100 ..... | 50 cents |
| for every member in excess of 100 ..... | 20 cents |

B. In respect of fishing boats wholly owned by citizens of Malta who are whole-time gainfully occupied fishermen:

| | |
|---|---|
| Fee on first registration ..... | 10 cents per ton |
| Annual fee ..... | 5 cents per ton. |

C. The fee on first registration and the annual fee in respect of any ship shall be rounded upwards to the nearest whole lira.

D. The Minister may, in special circumstances, and under such conditions as he may deem appropriate, exempt any ship or any class of ships from the payment of all or part of the fees payable in terms of these regulations.

E. For the purposes of this Schedule,

"fishing boat" shall have the meaning assigned to it in section 206(7) of the Merchant Shipping Act, 1973; and

"ton" means a unit of net or register tonnage, and the net or register tonnage of a ship having alternative net or register tonnage shall be taken to be the larger tonnage.".

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