



ANALYSIS

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. Engagement of seamen for other ports.</p> <p>3. Complement of crew.</p> | <p>4. Allowance for engine room space in certain cases.</p> <p>5. Scale of officers for ships plying to ports not served by a regular shipping service.</p> |
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1954, No. 88

AN ACT to amend the Shipping and Seamen Act 1952. Title.
 [1 October 1954]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. This Act may be cited as the Shipping and Seamen Amendment Act 1954, and shall be read together with and deemed part of the Shipping and Seamen Act 1952 (hereinafter referred to as the principal Act). Short Title.
1952, No. 49

2. Section forty-four of the principal Act is hereby amended by omitting from subsection one the words "other than the ports named in this subsection", and substituting the words "other than the port at which the seamen are engaged". Engagement of seamen for other ports.

3. Section fifty-five of the principal Act is hereby amended by adding the following subsection: Complement of crew.

"(10) Nothing in this section or in any regulations under this section shall apply with respect to any ship that does not ply or proceed beyond extended river limits."

Allowance for engine room space in certain cases.

Cf. Merchant Shipping Act 1954, s. 1 (U.K.)

4. (1) The principal Act is hereby amended by inserting, after section four hundred and forty-six, the following section:

“446A. (1) Where in the case of a ship to which this section applies the space solely occupied by and necessary for the proper working of the boilers and machinery is thirteen per cent or less of the gross tonnage of the ship, then, in ascertaining the register tonnage of the ship, the deduction allowable for that space under section four hundred and forty-six of this Act—

“(a) Shall be computed in accordance with subsection two of this section; but

“(b) Shall not be made unless the Surveyor of Ships is satisfied that the space provided for the working of the boilers and machinery and the ventilation and lighting of that space are adequate.

“(2) Subject to the limit imposed by subsection two of section four hundred and forty-six of this Act, the amount of the said deduction shall be as follows:

“(a) If the tonnage of the first-mentioned space is thirteen per cent of the gross tonnage of the ship, the said amount shall be thirty-two per cent of that gross tonnage:

“(b) If the tonnage of that space is less than thirteen per cent of the gross tonnage of the ship, the said amount shall be thirty-two per cent of that gross tonnage proportionately reduced.

“(3) In relation to ships propelled by paddle wheels the foregoing provisions of this section shall have effect as if for the references to thirteen per cent and thirty-two per cent there were substituted respectively references to twenty per cent and thirty-seven per cent.

“(4) This section applies—

“(a) To any ship the keel of which is laid after the commencement of this section; and

“(b) If the owner has made a request in writing to that effect to the Minister, to any ship in respect of which the Surveyor of Ships is for the time being satisfied as mentioned in paragraph (b) of subsection one of this section.

“(5) Where under the foregoing provisions of this section the making of the deduction mentioned in subsection one of this section, or its computation in accordance with subsection two of this section, depends on the Surveyor of Ships being satisfied as mentioned in paragraph (b) of the said subsection one, and the deduction—

“(a) Has been made and so computed but a Surveyor of Ships, on inspecting the ship, fails to be satisfied as aforesaid; or

“(b) Has not been made or, as the case may be, has not been so computed, but a Surveyor of Ships on inspecting the ship, is satisfied as aforesaid,—

the Surveyor shall inform the Registrar of Ships, and the register tonnage of the ship shall be altered accordingly.”

(2) Section four hundred and forty-six of the principal Act is hereby amended as follows:

(a) By omitting from paragraph (b) of subsection one the words “other ships”, and substituting the words “ships (other than ships to which paragraph (a) of this subsection or section four hundred and forty-six A of this Act applies),”:

(b) By omitting from subsection two the words “the next succeeding section”, and substituting the words “section four hundred and forty-seven of this Act”.

5. The First Schedule to the principal Act is hereby amended by omitting from the second column of paragraph (b) of clause 2 of Part I of that Schedule the words “sand, shingle, firewood, or the produce or other goods of the owner”, and substituting the word “cargo”.

REP. 1960
No. 88

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