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*Number 2 of 1992*

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**MERCHANT SHIPPING ACT 1992**

**REVISED**

**Updated to 1 March 2022**

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This Revised Act is an administrative consolidation of the *Merchant Shipping Act 1992*. It is prepared by the Law Reform Commission in accordance with its function under the *Law Reform Commission Act 1975 (3/1975)* to keep the law under review and to undertake revision and consolidation of statute law.

All Acts up to and including the *Electricity Costs (Domestic Electricity Accounts) Emergency Measures Act 2022 (1/2022)*, enacted 4 March 2022, and all statutory instruments up to and including the *Fishing Vessel (Radio Installations Survey) (Revocation) Regulations 2022 (S.I. No. 91 of 2022)*, made 1 March 2022, were considered in the preparation of this revision.

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[1992.]

Public Health Acts Amendment Act, 1907

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**MERCHANT SHIPPING ACT 1992**

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**Updated to 1 March 2022**

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AN ACT TO MAKE FURTHER PROVISION IN RELATION TO THE SAFETY OF PASSENGER SHIPS, PASSENGER BOATS, FISHING VESSELS AND PLEASURE CRAFT, TO AMEND THE MERCHANT SHIPPING ACTS, 1894 TO 1983, AND TO PROVIDE FOR RELATED MATTERS. [11th March, 1992]

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

**PART I**

**PRELIMINARY AND GENERAL**

Short title,  
commencement,  
construction and  
collective  
citation.

**1.** — (1) This Act may be cited as the Merchant Shipping Act, 1992.

(2) This Act shall come into operation on such day or days as, by order or orders made by the Minister under this section, may be fixed therefor either generally or with reference to any particular purpose or provision and different days may be so fixed for different purposes and different provisions.

(3) This Act shall be construed as one with the Merchant Shipping Acts, 1894 to 1983, and may be cited together therewith as the Merchant Shipping Acts, 1894 to 1992.

Interpretation.

**2.** — (1) In this Act, save where the context otherwise requires—

“ authorised officer ” means—

(a) any person authorised in writing by the Minister to exercise the powers conferred on an authorised officer by this Act,

(b) a person holding commissioned naval rank in the Permanent Defence Forces, while in uniform,

(c) a member of the Garda Síochána, while in uniform, or

F1[(d) as respects the harbour of which he or she is the harbour master or is in charge of, a person appointed to be such by one of the following, that is to say:

(i) a company within the meaning of the Harbours Act 1996;

(ii) the Minister for Agriculture, Food and the Marine, in respect of a fishery harbour centre (within the meaning of the Fishery Harbour Centres Act 1968);

(iii) a local authority (within the meaning of section 2 (as amended by Part 1 of Schedule 1 to the Local Government Reform Act 2014 ) of the Local Government Act 2001);

(iv) Iarnród Éireann - Irish Rail, in respect of Rosslare Harbour;]

“ authorised person ” means a surveyor or a person authorised in writing by the Minister to carry out inspections of vessels for the purposes of *Part III*;

“ certificate ” means a passenger ship's certificate issued under *section 8* and in force and cognate words shall be construed accordingly;

F2[“fishing vessel” means a vessel designed, equipped or used commercially for catching or taking fish or other living resources of the sea (including the sea bed) or freshwater;]

“ licence ” means a passenger boat licence granted under *section 15* and in force and cognate words shall be construed accordingly;

“ master ”, in relation to a vessel, means the person having, for the time being, the command or charge of the vessel;

“ the Minister ” means the F3[Minister for Transport];

“ owner ”, in relation to a vessel, means the person registered under the *Mercantile Marine Act, 1955*, as its owner or, if no person is so registered, the person who owns the vessel, and includes any part owner, charterer, manager or operator of the vessel;

“ passenger ” means any person carried on a vessel other than—

(a) the owner or a person to whom the vessel is on hire or a person employed or engaged in any capacity on board the vessel on the business of the vessel, or

(b) a person on board the vessel either in pursuance of the obligation laid upon the master of the vessel to carry shipwrecked, distressed or other persons or by reason of any circumstances that could not have been prevented or forestalled by the master or the owner of the vessel;

“ passenger boat ” means—

(a) a vessel carrying not more than 12 passengers for reward or having on board for the purposes of carriage for reward not more than 12 passengers, or

(b) a vessel that is carrying not more than 12 passengers, or has on board for the purposes of carriage not more than 12 passengers, and is on hire pursuant to a contract or other arrangement under which a crew or part of a crew is provided for the vessel by its owner,

and includes a vessel carrying not more than 12 persons to or from their place of work, or having on board not more than 12 persons for the purposes of such carriage, and owned by or on hire to their employer and a vessel registered outside the State and carrying not more than 12 passengers between places in the State, or having on board not more than 12 passengers for the purposes of such carriage, but does not include such a vessel carrying passengers to or from the State or having on board passengers for the purposes of such carriage, F4[...] F5[...] or a vessel in respect of which a certificate is in force;

“ passenger ship ” means a vessel carrying more than 12 passengers or having on board more than 12 passengers for the purposes of carriage and includes a vessel carrying more than 12 persons to or from their place of work, or having on board

more than 12 persons for the purposes of such carriage, and owned by or on hire to their employer and a vessel registered outside the State and carrying more than 12 passengers between places in the State, or having on board more than 12 passengers for the purposes of such carriage, but does not include such a vessel carrying passengers to or from the State or having passengers on board for the purposes of such carriage F4[...] F5[...];

F6[‘personal watercraft’ means a craft of less than 4 metres in length which uses an internal combustion engine having a water jet pump as its primary source of propulsion and which is designed to be operated by a person or persons sitting, standing or kneeling on, rather than within the confines of, a hull;]

“ prescribed ” means prescribed by regulations made by the Minister;

“ the Principal Act ” means the Merchant Shipping Act, 1894;

“ radio surveyor ” means a radio surveyor within the meaning of [section 16](#) of the [Merchant Shipping \(Safety Convention\) Act, 1952](#);

“ registered ” means registered under the Merchant Shipping Acts, 1894 to 1983;

“ skipper ”, in relation to a fishing vessel, means the person having for the time being the command or charge of the vessel;

“ surveyor ” means a person appointed under section 724 of the Principal Act to be a surveyor of ships for the purposes of that Act;

“ vessel ” includes any ship or boat and any other vessel used in navigation F6[and [personal watercraft](#)].

(2) In this Act—

(a) a reference to a Part or section is a reference to a Part or section of this Act, unless it is indicated that reference to some other enactment is intended,

(b) a reference to a subsection, paragraph or subparagraph is a reference to the subsection, paragraph or subparagraph of the provision in which the reference occurs, unless it is indicated that reference to some other provision is intended, and

(c) a reference to an enactment shall be construed as a reference to that enactment as amended, adapted or extended by or under any subsequent enactment including this Act.

Laying of regulations before Houses of Oireachtas.

**3.** — Regulations made under this Act shall be laid before each House of the Oireachtas as soon as may be after they are made and, if a resolution annulling the regulations is passed by either such House within the next subsequent 21 days on which that House has sat after the regulations are laid before it, the regulations shall be annulled accordingly, but without prejudice to the validity of anything previously done thereunder.

Repeals.

**4.** — (1) Each enactment mentioned in *column (2)* of the [Schedule](#) to this Act is hereby repealed to the extent specified in *column (3)* of that Schedule.

(2) All instruments or documents (other than licences under section 94 of the Public Health Acts Amendment Act, 1907, for pleasure boats or pleasure vessels to be used for carrying passengers for hire) made, issued or granted under a provision of the enactments repealed by this section and in force immediately before the commencement of the corresponding provision of this Act shall continue in force after such commencement as if made or issued under the said corresponding provision and may be amended or revoked accordingly.

Expenses. 5. — The expenses of the Minister in the administration of this Act shall, to such extent as may be sanctioned by the Minister for Finance, be paid out of monies provided by the Oireachtas.

## PART II

### PASSENGER SHIPS

Annual survey. 6. — (1) A vessel being used as a passenger ship shall be surveyed at least once in each year in accordance with this Part.

(2) If, in respect of a vessel, there is a failure or refusal to comply with *subsection (1)*, the owner of the vessel shall be guilty of an offence and shall be liable—

(a) on summary conviction, to a fine not exceeding F8[€5,000] or to imprisonment for a term not exceeding 6 months or to both, or

(b) on conviction on indictment, to a fine not exceeding F8[€100,000] or to imprisonment for a term not exceeding 2 years or to both.

Mode of survey and declaration of survey for purposes of issue of passenger ship's certificate. 7. — The survey of a vessel for the purposes of this Part shall be carried out by a surveyor and, if the vessel is required to be provided with a F9[radiocommunications] installation, by a radio surveyor, and the surveyor or each surveyor, if satisfied on the survey that it is proper to do so, shall deliver to the owner a declaration (in this Part referred to as “ a declaration of survey ”) in such form, and containing statements in relation to such matters concerning the vessel and disclosed by the survey as may be prescribed.

Issue of passenger ship's certificate. 8. — (1) On the receipt of a declaration of survey in relation to a survey carried out not more than 2 months before the date of such receipt, the Minister, if he is satisfied that this Part has been complied with, shall, subject to *subsection (4)*, issue to the owner of the vessel concerned a certificate in relation to the vessel (which shall be known as a passenger ship's certificate and is referred to in this Act as “ a certificate ”) stating such compliance and containing requirements, in accordance with the declarations in the declaration of survey delivered by the surveyor concerned, as to—

(a) the limits (if any) beyond which the vessel shall not ply,

(b) the maximum number of passengers that the vessel shall carry (specifying, if necessary, the numbers to be carried in different parts of the vessel) and any conditions and variations to which the number is subject.

(2) A certificate shall be subject to such conditions and restrictions (if any) as the Minister may impose, at the time of the grant of the certificate or subsequently, and any such conditions or restrictions shall be specified in the certificate or in another document given or sent to the holder of the certificate by the Minister.

(3) A certificate shall, unless previously revoked or suspended, remain in force for one year or for such period, being less than one year, as may be specified in the certificate and shall then expire.

(4) Subject to the provisions of this section, a certificate shall be in such form as the Minister may determine.

(5) Notwithstanding anything contained in a declaration of survey, if the owner of the vessel concerned has been convicted of—

(a) an offence under *subsection (6) (c)*, or



- (b) any other offence that, in the opinion of the Minister, is of such a nature that, in the interests of safety, the person should not be the holder of a certificate in relation to the vessel,

the Minister may refuse to grant a certificate in relation to the vessel to the person.

(6) If in respect of a vessel there is a failure or refusal to comply with a condition, restriction or requirement specified in the certificate relating to it, the owner (or, if the vessel is on hire, the person to whom it is on hire) and the master shall each be guilty of an offence and shall each be liable—

- (a) on summary conviction, to a fine not exceeding F10[€5,000] or to imprisonment for a term not exceeding 6 months or to both, or
- (b) on conviction on indictment of an offence consisting of a failure or refusal to comply with a condition or restriction specified in the certificate, to a fine not exceeding F10[€100,000] or to imprisonment for a term not exceeding 2 years or to both, or
- (c) on conviction on indictment of an offence consisting of a failure or refusal to comply with a requirement specified in the certificate, to a fine not exceeding F10[€100,000] or to imprisonment for a term not exceeding 2 years or to both.

Revocation and suspension of certificate.

9. — (1) If the Minister is satisfied that—

- (a) a declaration of survey on which a certificate was founded was in any material particular made erroneously,
- (b) information furnished to the Minister in relation to the issue of a certificate was false or misleading in a material particular, or
- (c) since the making of such a declaration as aforesaid, the hull, equipment or machinery of the vessel concerned has suffered any damage or the vessel has become unsuitable for the carriage of passengers or for the carriage of the maximum number of passengers specified in the certificate or for plying to the limits so specified,

he may, if he considers it appropriate to do so, revoke the certificate.

(2) The Minister may, if he considers it appropriate to do so, revoke or suspend a certificate if there is a failure or refusal to comply with a condition, restriction or requirement specified in the certificate.

F11[(2A) Where the Minister revokes or suspends a certificate in respect of a particular vessel, and is of opinion that it is in the interests of safety that the holder of the certificate should not be the holder of a certificate or licence in relation to other vessels, then the Minister may revoke or suspend any other certificate or licence held by the holder in relation to any other vessel.]

(3) If a certificate is suspended, the Minister may, if he so thinks fit, refuse to remove the suspension unless the vessel concerned has been surveyed and a declaration of survey in respect of it has been delivered to its owner since the suspension.

Display of certificate.

10. — (1) Whenever a certificate is in force in relation to a vessel, the certificate or a copy thereof, shall be displayed in the vessel in a position in which it is visible to and legible by all persons on board.

- (2) (a) If, without reasonable cause, there is a contravention of *subsection (1)* in respect of a vessel, the owner of the vessel shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding F12[€1,000].

(b) If a vessel is being used as a passenger ship and there is, without reasonable cause, a contravention of *subsection (1)* in respect of the vessel, the owner and the master of the vessel shall each be guilty of an offence and shall each be liable on summary conviction to a fine not exceeding F12[€5,000].

False declaration of survey or certificate.

**11.** — (1) A person shall not knowingly and wilfully make or assist in making, or procure the making of, a false or fraudulent declaration of survey or certificate or a fraudulent alteration of a declaration of survey or certificate.

(2) A person who contravenes *subsection (1)* shall be guilty of an offence and shall be liable—

(a) on summary conviction, to a fine not exceeding F13[€5,000] or to imprisonment for a term not exceeding 6 months or to both, or

(b) on conviction on indictment, to a fine not exceeding F13[€100,000] or to imprisonment for a term not exceeding 2 years or to both.

Uncertificated passenger ship.

**12.** — (1) A vessel shall not be used as a passenger ship unless a certificate is in force in relation to it.

(2) If in respect of a vessel there is a contravention of *subsection (1)*, the owner and the master of the vessel shall each be guilty of an offence and shall each be liable—

(a) on summary conviction, to a fine not exceeding F14[€5,000] or to imprisonment for a term not exceeding 6 months or to both, or

(b) on conviction on indictment, to a fine not exceeding F14[€100,000] or to imprisonment for a term not exceeding 2 years or to both.

Insurance of passenger ships.

**13.** — (1) A vessel shall not be used as a passenger ship unless there is in force a policy of insurance under which the owner of the vessel or, if the vessel is on hire, the person to whom it is on hire is insured against any sum which he or his personal representative may become liable to pay by way of compensation, damages or costs in respect of injury, loss or damage to a passenger or property on the vessel, or to a person or property not on the vessel, caused by or arising out of the operation of the vessel.

(2) Whenever a person enters into a contract of insurance for the purposes of *subsection (1)* with the owner or the hirer of a vessel, the person shall give to the owner or the hirer, as the case may be, a certificate in relation to the policy in such form and containing such particulars as may be prescribed and—

(a) the owner or the hirer, as the case may be, shall cause a copy of the certificate to be given or sent by registered post to the Minister, and

(b) the certificate or a copy thereof shall be displayed on the vessel while the vessel is in use as a passenger ship so as to be visible to and legible by all persons on board.

(3) (a) If in respect of a vessel there is a contravention of *subsection (1)*, the owner of the vessel or, if the vessel is on hire, the person to whom it is on hire shall be guilty of an offence and shall be liable—

(i) on summary conviction, to a fine not exceeding F15[€5,000] or to imprisonment for a term not exceeding 6 months or to both, or

(ii) on conviction on indictment, to a fine not exceeding F15[€100,000] or to imprisonment for a term not exceeding 2 years or to both.

(b) If in respect of a vessel there is, without reasonable cause, a contravention of *subsection (2) (a)*, the owner or, if the vessel is on hire, the person to whom it is on hire shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding F15[€2,000].

(c) If in respect of a vessel there is, without reasonable cause, a contravention of *subsection (2) (b)*, the owner (or, if the vessel is on hire, the person to whom it is on hire) and the master of the vessel shall each be guilty of an offence and shall each be liable on summary conviction to a fine not exceeding F15[€5,000].

### PART III

#### PASSENGER BOATS

Prohibition of unlicensed passenger boats.

**14.** — (1) A vessel shall not be used as a passenger boat unless a licence is in force in relation to it.

(2) If in respect of a vessel there is a contravention of *subsection (1)*, the owner and the master of the vessel shall each be guilty of an offence and shall each be liable—

(a) on summary conviction, to a fine not exceeding F16[€5,000] or to imprisonment for a term not exceeding 6 months or to both, or

(b) on conviction on indictment, to a fine not exceeding F16[€100,000] or to imprisonment for a term not exceeding 2 years or to both.

F17[(3) Notwithstanding *subsection (2)*, in proceedings for an offence under this section it shall be a defence to prove that the contravention of *subsection (1)* was necessary for the purpose of securing the safety of a vessel or of saving life or otherwise to prevent an accident.]

F18[Exemptions from licensing requirements

**14A.** (1) The Minister may by regulations—

(a) exempt from the requirement to be licensed under *section 14*, on such terms and conditions as the Minister sees fit, a specified class or classes of vessel where in the opinion of the Minister it is appropriate to do so having regard to the nature of the vessels and the use to which they are to be put, and

(b) in exceptional circumstances, exempt from the requirement to be licensed under *section 14*, on such terms and conditions as the Minister sees fit, any class of vessel carrying passengers between any inhabited island and the mainland of the State or between islands, where in the opinion of the Minister it is appropriate to do so.

(2) Regulations made under *subsection (1)* may make provision for safety and other requirements to be met by unlicensed vessels.

(3) If, in respect of a vessel, there is a contravention of regulations made under this section, the owner and the master of the vessel shall each be guilty of an offence and shall each be liable—

(a) on summary conviction, to a fine not exceeding F19[€5,000] or to imprisonment for a term not exceeding 6 months or to both, or

(b) on conviction on indictment, to a fine not exceeding F19[€100,000] or to imprisonment for a term not exceeding 2 years or to both.]

Passenger boat  
licences.

15. — (1) On application to the Minister in that behalf by the owner of a vessel, the Minister shall, subject to *subsection (5)*, grant a licence to the owner in relation to the vessel (which shall be known as a passenger boat licence and is referred to in this Act as “ a licence ”) if, but only if, an authorised person has inspected the vessel not more than 2 months before the date of the application and has stated in a report of the inspection to the Minister in writing that, in his opinion—

(a) the vessel is suitable, subject to such conditions and restrictions (if any) as he may specify, for use as a passenger boat, and

(b) if regulations under *section 18* are in force, that it complies with the regulations.

(2) A licence shall contain requirements as to—

(a) the limits (if any) beyond which the vessel shall not ply, and

(b) the maximum number of persons that the vessel concerned is fit to carry.

(3) A licence shall be subject to such conditions and restrictions (if any) as the Minister may impose, at the time of the grant of the licence or subsequently, and any such conditions or restrictions shall be specified in the licence or in another document given or sent to the holder of the licence by the Minister.

(4) Subject to the provisions of this section, a licence shall be in such form as the Minister may determine.

(5) A licence shall, unless previously revoked or suspended, remain in force for such period not exceeding 2 years as the Minister may determine and specify in the licence.

(6) Notwithstanding anything contained in a report for the purposes of *subsection (1)*, if the owner of the vessel concerned has been convicted of—

(a) an offence under *subsection (7) (c)*, or

(b) any other offence that, in the opinion of the Minister, is of such a nature that, in the interests of safety, the person should not be the holder of a licence in relation to the vessel,

the Minister may refuse to grant a licence in relation to the vessel to the person.

(7) If in respect of a vessel there is a failure or refusal to comply with a condition, restriction or requirement specified in the licence relating to it, the owner (or, if the vessel is on hire, the person to whom it is on hire) and the master shall each be guilty of an offence and shall be liable—

(a) on summary conviction, to a fine not exceeding F20[€5,000] or to imprisonment for a term not exceeding 6 months or to both, or

(b) on conviction on indictment of an offence consisting of a failure or refusal to comply with a condition or restriction specified in the licence, to a fine not exceeding F20[€100,000] or to imprisonment for a term not exceeding 2 years or to both, or

(c) on conviction on indictment of an offence consisting of a failure or refusal to comply with a requirement specified in the licence, to a fine not exceeding F20[€100,000] or to imprisonment for a term not exceeding 2 years or to both.

Revocation and  
suspension of  
licences.

16. — (1) If the Minister is satisfied that—

(a) the report of an authorised person furnished to the Minister for the purpose of the grant of a licence was in any material particular made erroneously,

- (b) information furnished to the Minister in relation to the grant of a licence was false or misleading in a material particular, or
- (c) since the furnishing of such a report as aforesaid to the Minister, the hull, equipment or machinery of the vessel concerned has suffered any damage or the vessel has become unsuitable for the carriage of passengers or for the carriage of the maximum number of passengers specified in the licence or for plying to the limits so specified,

he may, if he considers it appropriate to do so, revoke the licence.

(2) The Minister may, if he considers it appropriate to do so, revoke or suspend a licence if there is a failure or refusal to comply with a condition, restriction or requirement specified in the licence.

F21[(2A) Where the Minister revokes or suspends a licence in respect of a particular vessel under *subsection (2)*, and is of opinion that it is in the interests of safety that the holder of the licence should not be the holder of a licence or certificate in relation to other vessels, then the Minister may revoke or suspend any other licence or certificate held by the holder in relation to any other vessel.]

(3) If a licence is suspended, the Minister may, if he so thinks fit, refuse to remove the suspension unless an authorised person has inspected the vessel concerned since the suspension and has stated in a report of the inspection to the Minister in writing that, in his opinion—

- (a) the vessel is suitable, subject to such conditions and restrictions (if any) as he may specify, for use for hiring or for the carriage of passengers, and
- (b) if regulations under *section 18* are in force, it complies with the regulations.

Production of licences and marking of passenger boats.

17. — (1) (a) An authorised officer may request the master of a passenger boat to produce—

- (i) the licence in respect of the boat or a copy thereof, or
- (ii) proof of compliance in relation to the boat with any regulations under *section 18 (2) (d)*, or both and, if the master fails or refuses to do so forthwith, he shall be guilty of an offence unless, within 10 days after the date of the request, he produces the licence or copy or, as the case may be, the proof in person to an authorised officer at a place specified by the authorised officer at the time of the request or to a member of the Garda Síochána at a Garda Síochána station so specified.

(b) In a prosecution for an offence under this subsection, it shall be presumed, unless the contrary is shown by the defendant, that he did not within 10 days after the date of the request concerned produce a licence or copy, or, as the case may be, the proof referred to in *paragraph (a)*, in accordance with that paragraph.

(c) A person who, when the production of a licence or a copy of a licence or the proof aforesaid is requested of him under this section, does not produce the licence or copy or, as the case may be, the proof aforesaid because a licence was not in force at the time of the request in respect of the passenger boat concerned or does not produce such proof because of non-compliance in respect of the passenger boat concerned with regulations under *section 18 (2) (d)* shall be deemed, for the purposes of *paragraph (a)*, to fail to produce the licence or a copy thereof or, as the case may be, the proof aforesaid.

(2) A vessel shall not be used as a passenger boat unless there is painted on the outside of each side of the vessel above the waterline, in a colour contrasting with that of the outside of the vessel and in letters and figures that are not less than 3

centimetres in height and are formed by lines that are not less than one-half centimetre in width—

- (a) the first name and the surname of the owner of the vessel, the serial number of the licence in relation to the vessel, and
  - (b) an indication, in the form “licensed to carry.....passengers” or in the form “ceadúnaithe chun.....paisinéirí a iompar”, that the vessel is the subject of a licence and of the maximum number of passengers whose carriage in the vessel is authorised by the licence.
- (3) (a) A person guilty of an offence under *subsection (1) (a)* shall be liable, on summary conviction, to a fine not exceeding F22[€500].
- (b) If in relation to a vessel there is a contravention of *subsection (2)*, the owner and the master of the vessel shall each be guilty of an offence and shall each be liable on summary conviction to a fine not exceeding F22[€2,000].

F24[Safety of passenger boats and their passengers and crews.

18.—(1) The Minister may, by regulations, make such provisions as the Minister thinks necessary or expedient for the purpose of ensuring—

- (a) the safety of—
    - (i) passenger boats,
    - (ii) the passengers and crews of passenger boats, and
    - (iii) other persons, and of property, from injury or damage caused by, resulting from or arising out of the use of passenger boats,

or
  - (b) that the use of a passenger boat does not create a disturbance or constitute a nuisance.
- (2) Without prejudice to the generality of *subsection (1)*, regulations under *subsection (1)* may—
- (a) require passenger boats to comply with specified standards of seaworthiness (including stability),
  - (b) require passenger boats to comply with specified standards of construction and maintenance,
  - (c) require specified classes of passenger boats to carry one or more of the following, that is to say, specified life-saving, fire-fighting, radio and navigation equipment,
  - (d) prohibit the having on board or the carriage of passengers by vessels, or specified classes of vessels, the subject of licences unless there are in force policies of insurance under which the owners of the vessels or, if the vessels are on hire, the persons to whom they are on hire are insured to a specified extent against specified risks,
  - (e) make provision for ascertaining and testing the standards of competence of masters and of any other members of the crews of vessels the subject of licences, whether by examination, interview or otherwise, and the prohibition of those who do not reach such standards of competence as the Minister considers appropriate from working as masters or, as the case may be, other members of the crews of such vessels and the prohibition of owners of such vessels from employing as captains or other members of the crews of the vessels those who do not reach such standards as aforesaid,

- (f) provide for the registration of passenger boats or specified classes of passenger boats and the licensing or certification of masters or persons in control of or operating passenger boats or passenger boats of a specified class,
- (g) regulate the use of passenger boats or specified classes of passenger boats by reference to the age or other qualifications of masters or persons in control of or operating passenger boats or passenger boats of a specified class,
- (h) regulate or prohibit the use of passenger boats or specified classes of passenger boats in particular circumstances, and the consumption of alcohol or drugs by masters or persons in control of or operating passenger boats or passenger boats of a specified class,
- (i) require and regulate the use of personal flotation devices on specified classes of passenger boats,
- (j) regulate vehicles or prohibit classes of vehicles being carried on board a passenger boat designed to carry vehicles,
- (k) regulate or prohibit the carriage of goods or materials of a specified class on passenger boats or on passenger boats of a specified class,
- (l) regulate the number of persons that may be carried on passenger boats of a specified class, and
- (m) regulate or prohibit the towing of anything by or from passenger boats or passenger boats of a specified class.

(3) Regulations under this section may make provision for such consequential, incidental, ancillary and supplementary matters (including the enforcement of the regulations and, with the consent of the Minister for Finance, the charging of fees) as the Minister considers necessary or expedient.

F25[(3A) In making regulations under this section the Minister may categorise passenger boats into different classes, where appropriate, having regard to one or more of the following:

- (a) the size, shape, speed or configuration of such boats;
- (b) the service for which such boats are to be employed;
- (c) the nature and duration of voyages to be undertaken;
- (d) the number of passengers or other persons, or both, that such boats are designed to carry on board;
- (e) such other matter or matters that the Minister considers appropriate to take into account in the circumstances.]

(4) Different provision may be made in regulations under this section for different classes of passenger boats.

F26[(5) If in respect of a vessel there is a contravention of a regulation under this section—

- (a) (other than in respect of a matter referred to in *subsection (2)(d)*), the owner and (if the vessel is in use) the master of the vessel each commits an offence and each is liable on summary conviction to a class A fine, or
- (b) in respect of a matter referred to in *subsection (2)(d)*, the owner of the vessel (or, if the vessel is on hire, the person to whom it is on hire) and the master of the vessel each commits an offence and each is liable—
  - (i) on summary conviction, to a class A fine or to imprisonment for a term not exceeding 6 months, or to both, or

- (ii) on conviction on indictment, to a fine not exceeding €100,000 or to imprisonment for a term not exceeding 2 years, or to both.]]

## PART IV

### MISCELLANEOUS

F27[Safety of fishing vessels and their crews

19.—(1) The Minister may, by regulations, make such provision as the Minister thinks necessary or expedient for the purpose of ensuring—

(a) the safety of—

(i) fishing vessels,

(ii) the crews of fishing vessels, and

(iii) other persons, and of property, from injury or damage caused by, resulting from or arising out of the use of fishing vessels, or

(b) that the use of a fishing vessel does not create a disturbance or constitute a nuisance.

(2) Without prejudice to the generality of *subsection (1)*, regulations under this section may—

(a) require fishing vessels or specified classes of fishing vessels to comply with specified standards of seaworthiness (including stability),

(b) require fishing vessels or specified classes of fishing vessels to comply with specified standards of construction and maintenance,

(c) require fishing vessels or specified classes of fishing vessels to carry one or more of the following, that is to say, specified life-saving, fire-fighting, radio and navigation equipment,

(d) make provision for periodic surveys of fishing vessels or specified classes of fishing vessels and their equipment and the prohibition of the use for fishing of fishing vessels that have not been surveyed in accordance with the regulations or that, following such a survey, are declared by the person who carried it out to be unsafe for use for fishing, angling in the sea or angling in fresh water, and for appeals against such declarations and against other findings of such surveys,

(e) make provision for ascertaining and testing the standards of competence of skippers and of any other members of the crews of fishing vessels or specified classes of fishing vessels, whether by examination, interview or otherwise, and the prohibition of those who do not reach such standards of competence as the Minister considers appropriate from working as skippers or, as the case may be, other members of the crews of such vessels and the prohibition of owners of such vessels from employing as skippers or other members of the crews of such vessels those who do not reach such standards as aforesaid,

(f) require and regulate the use of personal flotation devices on specified classes of fishing vessels, and

(g) regulate or prohibit the towing of anything (other than fishing nets) by or from fishing vessels or fishing vessels of a specified class.

(3) Regulations under this section may make provision for such consequential, incidental, ancillary and supplementary matters (including the enforcement of the regulations and, with the consent of the Minister for Finance, the charging of fees by the Minister) as the Minister considers necessary or expedient.



F28[(3A) In making regulations under this section the Minister may categorise fishing vessels into different classes having regard to one or more of the following, where appropriate:

- (a) the size, shape, speed or configuration of such vessels;
- (b) the service for which such vessels are to be employed;
- (c) the nature and duration of voyages to be undertaken;
- (d) the number of persons that such vessels are designed to carry on board;
- (e) such other matter or matters that the Minister considers appropriate to take into account in the circumstances.]

(4) Different provision may be made in regulations under this section for different classes of fishing vessels.

F29[(5) If in respect of a fishing vessel there is a contravention of a regulation under this section—

- (a) (other than in respect of a matter referred to in *subsection (2)(f)*), the owner and (if the vessel is in use) the master of the vessel each commits an offence and each is liable on summary conviction to a class A fine, or
- (b) in respect of a matter referred to in *subsection (2)(f)* —
  - (i) the owner and (if the vessel is in use) the master of the vessel, and
  - (ii) where the person contravening the regulation is not the owner or master of the vessel, that person, each commits an offence and each is liable on summary conviction to a class A fine.]]

F30[Safety of pleasure craft and their occupants.

20.—(1) The Minister may, by regulations, make such provision as he or she thinks necessary or expedient for the purpose of ensuring—

- (a) the safety of—
  - (i) pleasure craft,
  - (ii) the occupants of pleasure craft, and
  - (iii) other persons, and of property, from injury or damage caused by, resulting from or arising out of the use of pleasure craft, or
- (b) that the use of a pleasure craft does not create a disturbance or constitute a nuisance.

(2) Without prejudice to the generality of *subsection (1)*, regulations under *subsection (1)* may—

- (a) require pleasure craft or specified classes of pleasure craft to comply with specified standards of seaworthiness (including stability),
- (b) require pleasure craft or specified classes of pleasure craft to comply with specified standards of construction and maintenance,
- (c) require pleasure craft or specified classes of pleasure craft to carry specified life-saving, fire-fighting, radio and navigation equipment,
- (d) make provision for periodic survey of specified classes of pleasure craft and their appliances and equipment and the prohibition of the use of specified classes of pleasure craft that have not been surveyed in accordance with the regulations or that, following such a survey, are declared by the person who

carried it out to be unsafe for use and for appeals against such declarations or against other findings of such surveys,

- (e) provide for the registration of specified classes of pleasure craft and the licensing or certification of masters or persons in control of or operating pleasure craft or specified classes of pleasure craft,
- (f) regulate the use of pleasure craft or specified classes of pleasure craft by reference to the age or other qualifications of masters or persons in control of or operating pleasure craft or pleasure craft of a specified class,
- (g) regulate or prohibit the use of pleasure craft or specified classes of pleasure craft in particular circumstances, and the consumption of alcohol or drugs by masters or persons in control of or operating pleasure craft or pleasure craft of a specified class,
- (h) prohibit the use of pleasure craft or specified classes of pleasure craft unless there are in force policies of insurance under which the owners of the pleasure craft or, if the pleasure craft are on hire, the persons to whom they are on hire are insured to a specified extent against specified risks relating to the use of the pleasure craft,
- (i) require and regulate the use of personal flotation devices on specified classes of pleasure craft,
- (j) regulate the number of persons that may be carried on pleasure craft of a specified class, and
- (k) regulate or prohibit the towing of anything by or from pleasure craft or pleasure craft of a specified class.

(3) Regulations under this section may make provision for such consequential, incidental, ancillary and supplementary matters (including the enforcement of the regulations and, with the consent of the Minister for Finance, the charging of fees by the Minister) as the Minister considers necessary or expedient.

F31[(3A) In making regulations under this section the Minister may categorise pleasure craft into different classes having regard to one or more of the following, where appropriate:

- (a) the size, shape, speed or configuration of such craft;
- (b) the service for which such craft are to be employed;
- (c) the nature and duration of voyages to be undertaken;
- (d) the number of persons, that such craft are designed to carry on board;
- (e) such other matter or matters that the Minister considers appropriate to take into account in the circumstances.]

(4) Different provision may be made in regulations under this section for different classes of pleasure craft or persons on or using pleasure craft.

F32[(5) If in respect of a pleasure craft there is a contravention of a regulation under this section—

- (a) the owner and (if the craft is in use) the master of the craft, and
- (b) where the person contravening the regulation is not the owner or master of the craft, that person, each commits an offence and each is liable on summary conviction to a class A fine.]

(6) In this section 'pleasure craft' means vessels used otherwise than for profit and used wholly or mainly for sport or recreation but includes mechanically propelled

vessels that are on hire pursuant to contracts or other arrangements that do not require the owners of the vessels to provide crews or parts of crews for them.]

Appeal to District Court.

**21.** — (1) The owner of a vessel may appeal to the District Court against—

- (a) a declaration in a declaration of survey,
- (b) the refusal by a surveyor of ships or a radio surveyor to deliver a declaration of survey to the owner in respect of the vessel,
- (c) the revocation or suspension of a certificate in respect of the vessel by the Minister,
- (d) the refusal by the Minister to grant a certificate or a licence in respect of the vessel,
- (e) a condition, restriction or requirement specified in a certificate or licence, or
- (f) the revocation or suspension of a licence in respect of the vessel by the Minister.

(2) The jurisdiction conferred on the District Court by this section shall be exercised by the judges for the time being assigned to the district court district in which the vessel concerned is lying or where the owner concerned ordinarily resides or carries on any profession, business or occupation.

Forfeiture.

**22.** — (1) Where the owner of, or of a share in, a vessel is convicted on indictment of an offence referred to in *section 8 (6) (c)* or *15 (7) (c)* or an offence under *section 12 (2)*, *13 (3) (a)* or *18 (5) (b)* and the person has been convicted previously of any of those offences, the court concerned may, in addition to or instead of any penalty that it may impose under the provision concerned, order the vessel with its equipment, fittings and furnishings, or the appropriate share thereof, to be and to be adjudged forfeited to the State and may make such other orders as it considers necessary or expedient for the purpose of giving effect to the forfeiture.

(2) Whenever an order is made under this section, an authorised officer may, for the purpose of giving effect thereto—

- (a) seize and detain the vessel concerned, and
- (b) do such other things as are authorised by the order or are necessary for the purpose aforesaid.

Conduct endangering vessels, structures or individuals.

**23.** — F33[...]

Drunkenness, etc., of passengers or members of crew.

**24.** — F34[...]

Powers of authorised officers.

**25.** — (1) An authorised officer may, on production (in the case of an officer of the Minister) of his authorisation if so requested by any person affected, for the purposes of the *Merchant Shipping Acts, 1894 to 1992*, and any rules or regulations thereunder, board any vessel and—

- (a) inspect and examine the vessel,

(b) inspect and take copies of, or of extracts from, the vessel's log (if any) and the vessel's manifest (if any) and any other records or documents pertaining to the vessel or its owner found on the vessel.

(2) An authorised officer may, for the purposes of his functions under this Act or regulations thereunder, stop a vessel and request any member of the crew of the vessel to furnish him with such information, and to produce to him such records and documents in his possession or within his procurement, as he may reasonably require for the purpose of such functions.

(3) A person who obstructs or interferes with an authorised officer in the exercise of his functions under this Act or who fails or refuses to comply with a request of an authorised officer under this Act shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding F35[€5,000] or to imprisonment for a term not exceeding 6 months or to both.

Power to detain certain vessels.

**26.** — (1) Section 459 (which provides for the detention of unsafe ships) of the Principal Act shall apply in relation to any vessel as respects which the Minister or a detaining officer (within the meaning of the said section 459) is of opinion that, owing to a contravention of this Act or of a regulation thereunder, the vessel is unfit to proceed on any voyage or excursion because of the danger to human life that the voyage or excursion would entail.

(2) Where a vessel is found by a detaining officer (within the meaning aforesaid) anywhere in the State and the vessel is a vessel to which, in the opinion of the officer, the said section 459 applies, the officer may detain the vessel at the place where it is found or take it to the nearest convenient port or other place (including a port or other place on a river or lake) and detain it there.

F36[Fixed payment notice.

**27.**—F37[(1) The Minister may prescribe that this section applies to a contravention or a contravention in particular circumstances of a regulation made under *section 18* (other than in respect of a matter referred to in *subsection (2)(d)*), *19* or *20*.]

(2) Where an authorised officer has reasonable grounds for believing that a person is committing or has committed an offence under F38[*section 18(5)(a)*, *19(5)* or *20(5)*] in relation to a contravention of regulations made under *section 18*, *19* or *20*] to which this section applies or under *section 33 (3)* or *34 (2)* of the Maritime Safety Act 2005 he or she may serve on the person a notice in the prescribed form or in a form to like effect stating that—

(a) the person is alleged to have committed the offence in respect of the contravention,

(b) the person may during the period of 21 days beginning on the date of the notice make to the organisation specified at the address specified in the notice a payment of €150, or such other amount prescribed under *subsection (5)*, accompanied by the notice, and

(c) a prosecution in respect of the alleged offence will not be instituted during the period specified in the notice and, if the payment specified in the notice is made during that period, no prosecution in respect of the alleged offence will be instituted.

(3) Where notice is given under *subsection (2)*—

(a) a person to whom the notice applies may, during the period specified in the notice, make to the organisation specified at the address specified in the notice the payment specified in the notice accompanied by the notice,

(b) the organisation specified may receive the payment, issue a receipt for it and retain the money so paid, and any payment so received shall not be recoverable in any circumstances by the person who made it,

(c) a prosecution in respect of the alleged offence shall not be instituted in the period specified in the notice, and if the payment so specified is made during that period, no prosecution in respect of the alleged offence shall be instituted.

(4) In a prosecution for an offence under section 18, 19 or 20 or section 33 (3) or 34(2) of the Maritime Safety Act 2005 the onus of proving that a payment pursuant to a notice under this section has been made lies on the defendant.

(5) The Minister may prescribe another amount, or different amounts in respect of different contraventions or different classes of vessels, in lieu of the amount specified in subsection (2)(b).

(6) In this section ‘organisation’ means the Department of Communications, Marine and Natural Resources or such other person as specified in a notice issued under this section.]

Amendment of Merchant Shipping Act, 1947.

**28.** — (1) Section 7 of the Merchant Shipping Act, 1947 is hereby amended by the substitution of the following subsection for subsection (1):

“(1) Where the Government of another state provides for the holding of examinations for the grant of certificates of competency as deck officers, engineer officers or engine operators on board ship or as skippers, second hands or engineer officers on board fishing vessels and the Minister is satisfied that the certificates so granted are granted on such principles as to show qualifications of competency which are adequate qualifications for service in Irish-registered ships or Irish-registered fishing vessels, as may be appropriate, the Minister may by order provide that certificates so granted shall be of the same force within the State as if they had been granted by the Minister under (as may be appropriate) Part II or section 414 of the Principal Act or section 3 or 8 of the Merchant Shipping (Certification of Seamen) Act, 1979, and such certificates shall have effect within the State and may, as respects their effect within the State, be suspended or cancelled accordingly.”.

(2) An order made under subsection (1) of the said section 7 and in force immediately before the commencement of this section shall continue in force as if made under the said section 7 as amended by this section and may be amended or revoked accordingly.

Amendment of Merchant Shipping (Safety Convention) Act, 1952.

**29.** — F39[...]

Information.

**30.** — (1) The owner of a vessel who applies to the Minister for the issue of a certificate or the grant of a licence in respect of the vessel shall furnish the Minister with such information as he may reasonably require for the purposes of his functions under this Act.

(2) The Minister may refuse to issue a certificate or grant a licence if the owner of the vessel concerned contravenes subsection (1).

(3) A person who, pursuant to a requirement under this Act, furnishes information to the Minister that is to his knowledge false or misleading in a material particular shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding F40[€5,000] or to imprisonment for a term not exceeding 6 months or to both.

Fees.

- 31.** — (1) (a) There shall be paid to the Minister by the owner of the vessel concerned in respect of the issue of a certificate or the grant of a licence F41[(including a certificate of registration, licence or certification issued or granted by the Minister under regulations made under this Act)] a fee of such amount as may be prescribed with the consent of the Minister for Finance.
- (b) There shall be paid to a surveyor and a radio surveyor by the owner of the vessel concerned in respect of a survey for the purposes of *Part II* a fee of such amount as may be prescribed with the consent of the Minister for Finance.
- (c) There shall be paid to an authorised person by the owner of the vessel concerned in respect of an inspection by the authorised person for the purposes of *Part III* a fee of such amount as may be prescribed with the consent of the Minister for Finance.
- (d) Fees of different amounts may be prescribed under this section in respect of the issue of certificates for, and surveys of, vessels of different sizes for the purposes of *Part II* and in respect of the grant of licences for, and inspections of, vessels of different classes for the purposes of *Part III* .
- (2) The Minister may refuse to issue a certificate or grant a licence if the appropriate fee in respect of the issue or grant and the appropriate fee in respect of the relevant survey or inspection has not been paid.
- (3) A fee payable under this section may be recovered by the person to whom it is payable from the person by whom it is payable as a simple contract debt in any court of competent jurisdiction.
- (4) The Public Offices Fees Act, 1879, shall not apply in relation to a fee under this section.

Provisions in relation to prosecutions.

- 32.** — (1) Where an offence under this Act is committed by a body corporate and is proved to have been so committed with the consent or connivance of or to be attributable to any neglect on the part of any person, being a director, manager, secretary or other officer of the body corporate, or a person who was purporting to act in any such capacity, that person, as well as the body corporate, shall be guilty of an offence and shall be liable to be proceeded against and punished as if he were guilty of the first-mentioned offence.
- (2) In a prosecution for an offence under *Part III* , if it is proved that on the occasion concerned passengers were being carried on a vessel or were on board the vessel for the purposes of carriage, it shall be presumed until the contrary is proved that the carriage concerned was for reward.
- (3) Proceedings for a summary offence under this Act may be brought and prosecuted by the Minister.

F42[Power or function may be exercised by a statutory authority or body.

**33.**— F43[...]]

F44[Provisions relating to certain offences under regulations made under section 18, 19 or 20.

**34.**— F45[...]]

F46[Careless navigation or operation of vessels.

**35.**—F47[...]

F48[Dangerous navigation or operation of vessels.

**36.**—F49[...]

F50[Recovery of cost of Minister.

**37.**—F51[...]

## Section 4 .

## SCHEDULE

## ENACTMENTS REPEALED

Session and Chapter or Number and Year (1)	Short Title (2)	Extent of Repeal (3)
57 & 58 Vict., c. 60	Merchant Shipping Act, 1894	Sections 271 to 286 and section 288
6 Edw. 7, c. 48	Merchant Shipping Act, 1906	Sections 21, 22 and 27
7 Edw. 7, c. 53	Public Health Acts Amendment Act, 1907	In section 94, the words " or to be used for carrying passengers for hire " in subsection (1), the words " , nor shall any person carry or permit to be carried passengers for hire in any pleasure boat or vessel not so licensed or at any time during the suspension of the licence for the boat or vessel " in subsection (3) and subsection (5)
1952, No. 4	Merchant Shipping (Safety Convention) Act, 1952	Section 17 (1)
1966, No. 29	Merchant Shipping Act, 1966	Section 19 (1)
1981, No. 33	Merchant Shipping Act, 1981	Sections 7 and 9





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Number 2 of 1992

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## MERCHANT SHIPPING ACT 1992

REVISED

Updated to 1 March 2022

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### About this Revised Act

This Revised Act presents the text of the Act as it has been amended since enactment, and preserves the format in which it was passed.

### Related legislation

**Maritime Safety Acts 1992 to 2006:** this Act is one of a group of Acts included in this collective citation (*Sea-Fisheries and Maritime Jurisdiction Act 2006* (8/2006), s. 1(8)). The Acts in this group are:

- *Merchant Shipping Act 1992* (2/1992)
- *Merchant Shipping (Investigation of Marine Casualties) Act 2000* (14/2000)
- *Maritime Safety Act 2005* (11/2005), Parts 2, 3, 4 (ss. 5-51)
- *Sea-Fisheries and Maritime Jurisdiction Act 2006* (8/2006), s. 104

**Merchant Shipping Acts 1894 to 2015:** this Act is one of a group of Acts included in this collective citation, to be construed together as one (*Harbours Act 2015* (61/2015), s. 1(3)). The Acts in this group are:

- *Merchant Shipping Act 1894* (57 & 58 Vict.) c. 60
- *Merchant Shipping Act 1897* (60 & 61 Vict.) c. 59
- *Merchant Shipping (Exemption from Pilotage) Act 1897* (60 & 61 Vict.) c. 61 (*Repealed*)
- *Merchant Shipping (Liability of Shipowners) Act 1898* (61 & 62 Vict.) c. 14 (*Repealed*)
- *Merchant Shipping (Mercantile Marine Fund) Act 1898* (61 & 62 Vict.) c. 44
- *Merchant Shipping (Liability of Shipowners & Others) Act 1900*(63 & 64 Vict.) c. 32 (*Repealed*)
- *Merchant Shipping Act 1906* (6 Edw. 7) c. 48
- *Merchant Shipping Act 1907* (7 Edw. 7) c. 52(*Repealed*)
- *Pilotage Act 1913* (2 & 3 Geo. 5) c. 31 (*Repealed*)
- *Merchant Shipping (Certificates) Act 1914* (4 & 5 Geo. 5) c. 42 (*Repealed*)
- *Merchant Shipping (Convention) Act 1914* (4 & 5 Geo. 5) c. 50 (*Repealed*)
- *Merchant Shipping (Salvage) Act 1916* (6 & 7 Geo. 5) c. 41 (*Repealed*)
- *Merchant Shipping (Wireless Telegraphy) Act 1919* (9 & 10 Geo. 5) c. 38 (*Repealed*)
- *Merchant Shipping (Amendment) Act 1920* (10 & 11 Geo. 5) c. 2
- *Merchant Shipping Act 1921* (11 & 12 Geo. 5) c. 28
- *Merchant Shipping (Helm Orders) Act 1932* (32/1932) (*Repealed*)
- *Merchant Shipping (International Labour Conventions) Act 1933* (29/1933)
- *Merchant Shipping (Safety and Load Line Conventions) Act 1933* (42/1933)
- *Merchant Shipping (Amendment) Act 1939* (12/1939)
- *Merchant Shipping Act 1947* (46/1947)

- *Merchant Shipping (Safety Convention) Act 1952 (29/1952)*
- *Pilotage (Amendment) Act 1962 (2/1962) (Repealed)*
- *Merchant Shipping Act 1966 (20/1966)*
- *Merchant Shipping (Load Lines) Act 1968 (17/1968)*
- *Merchant Shipping (Certification of Seamen) Act 1979 (37/1979)*
- *Merchant Shipping Act 1981 (33/1981)*
- *Merchant Shipping (Light Dues) Act 1983 (18/1983)*
- *Fisheries (Amendment) Act 1983 (27/1983), s. 8 in so far as it amends the Merchant Shipping Act 1894 and s. 10(2) (Repealed)*
- *Merchant Shipping Act 1992 (2/1992)*
- *Merchant Shipping (Salvage and Wreck) Act 1993 (34/1993)*
- *Fisheries (Amendment) Act 1994 (23/1994) (Repealed)*
- *Merchant Shipping (Liability of Shipowners and Others) Act 1996 (35/1996)*
- *Merchant Shipping (Commissioners of Irish Lights) Act 1997 (37/1997)*
- *Merchant Shipping (Miscellaneous Provisions) Act 1998 (20/1998)*
- *Merchant Shipping (Investigation of Marine Casualties) Act 2000 (14/2000)*
- *Sea Pollution (Hazardous Substances) (Compensation) Act 2005 (9/2005), s. 28*
- *Maritime Safety Act 2005 (11/2005), other than Parts 5 and 6*
- *Merchant Shipping Act 2010 (14/2010), other than s. 93*
- *Local Government Reform Act 2014 (1/2014), s. 1(15) and the amendment to the Merchant Shipping (Salvage and Wreck) Act 1993 provided for in s. 5(6) and Schedule 2, Part 6 (note: the reference to s. 5(6) appears to refer to s. 5(8))*
- *Merchant Shipping (Registration of Ships) Act 2014 (43/2014)*
- *Harbours Act 2015 (61/2015), s. 51*

### **Annotations**

This Revised Act is not annotated and only shows textual amendments. An annotated version of this revision is also available which shows textual and non-textual amendments and their sources. It also shows editorial notes including statutory instruments made pursuant to the Act and previous affecting provisions.

### **Material not updated in this revision**

Where other legislation is amended by this Act, those amendments may have been superseded by other amendments in other legislation, or the amended legislation may have been repealed or revoked. This information is not represented in this revision but will be reflected in a revision of the amended legislation if one is available. A list of legislative changes to any Act, and to statutory instruments from 1972, may be found linked from the page of the Act or statutory instrument at [www.irishstatutebook.ie](http://www.irishstatutebook.ie).