

MONTSEERRAT

STATUTORY RULES AND ORDERS

S.R.O. 60 OF 2014

**MERCHANT SHIPPING (REGISTRATION OF SHIPS)
REGULATIONS 2014**

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MERCHANT SHIPPING (REGISTRATION OF SHIPS) REGULATIONS 2014

**THE MERCHANT SHIPPING (REGISTRATION OF SHIPS) REGULATIONS
2014 MADE BY THE GOVERNOR ACTING ON THE ADVICE OF CABINET
UNDER SECTIONS 59 AND 60 OF THE MERCHANT SHIPPING
(REGISTRATION) ACT 2013 (NO. 23 OF 2013).**

PART 1—PRELIMINARY

1 Short title

These Regulations may be cited as the Merchant Shipping (Registration of Ships) Regulations, 2014.

2 Interpretation

(1) In these Regulations—

“**Act**” means the Merchant Shipping (Registration) Act 2013;

“**Administration**” means the Maritime Administration under section 71 of the Act;

“**application for registration**” includes, except where otherwise stated, application for registration of a ship or share in a ship; application for registration of a small ship; application for re-registration of the a small ship; and application for the registration of a transfer or transmission of a ship or a share in a ship; but not application for the renewal of registration;

“**appropriate attestation**” means attestation in a form approved by the Minister;

“**appropriate person**” means, in relation to a port in a territory outside Montserrat—

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- (a) a United Kingdom consular officer within whose consular district the port lies; or
- (b) where Her Majesty's Government in the United Kingdom is represented in that territory by a High Commissioner, a member of the High Commissioner's official staff nominated by him for the purposes of these Regulations; or
- (c) where that territory is a British overseas territory, the Governor of the British overseas territory or any person appointed by him for those purposes; and in this definition "High Commissioner" includes an acting High Commissioner and "Governor" includes an acting Governor;

"authorised measurer" includes a person appointed under the Act to carry out the measurement of ships for the purposes of these Regulations;

"bareboat charter ship" means a ship registered under section 29 of the Act;

"builder's certificate" means a certificate signed by the builder of the ship, containing a true account of the proper denomination and of the tonnage of the ship, as estimated by him, the date and place where it was built, the name of the person, if any, for whom the ship was built, or the name of the person to whom it was delivered;

"certificate of bareboat charter" means a certificate of registration issued to a ship which is registered under section 29 of the Act;

"certificate of registry" means a certificate of registration which is issued to a ship which is registered under the Act and includes a certificate of bareboat charter registry unless the context otherwise requires;

"classification society" means a person authorised to act as a 'Certifying Authority' for the purposes of the Tonnage Regulations;

"closure transcript" means a certified extract from the Register showing that the entry in the Register in respect of a ship has been closed, the date of its closure, and the details about the ship and its ownership at the time of closure;

"declaration of eligibility" means a declaration made in accordance with section 17 of the Act;

"freeze" means to prevent any entry (which includes a deletion of an entry) being made in the Register;

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“**Government**” means Her Majesty’s Government of Montserrat;

“**Harbour Master**” means the person appointed under section 2 of the Harbour Master Act (Cap. 7.02);

“**identifying number**” means—

- (a) if the Registrar has allocated a bareboat charter ship a number under regulation 38, that number; or
- (b) in any other case, the unique number allocated to a bareboat charter ship for identification purposes by its primary register;

“**inspector of marks**” includes a person appointed under the Act to verify the carving and marking of a ship under these Regulations;

“**overall length**”, for ships to be registered on Part 3 of the Register, means the distance between the foreside of the foremost fixed permanent structure and the aftside of the aftermost fixed permanent structure;

“**owner**” means, in relation to a ship or share in a ship, the person who owns the ship, or, as the case may be, a share in the ship, whether or not registered as owner;

“**person**” includes a body corporate and an individual;

“**primary register**” means the register on which the ship is registered at the time the application is made to register the ship as a bareboat charter ship;

“**Register**” means the register of Montserrat ships for the purposes of the Act;

“**Registrar**” means the person appointed as Registrar of Montserrat ships under section 2A of the Act;

“**relevant overseas territory**” means the Isle of Man, the Channel Islands or any overseas territory of the United Kingdom, except Montserrat;

“**representation**” means probate, administration, confirmation, or other instrument constituting a person the executor, administrator or other legal representative of a deceased person, including a certificate of confirmation relating to a vessel;

“**representative person**” means a representative person appointed under section 7 of the Act;

“**small ship**” means a ship less than twenty four metres in length;

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“**submersible vessel**” means any vessel used or designed to be used under the surface of any waters;

“**surveyor of ships**” includes a marine surveyor appointed under the Act to undertake the surveys required under these Regulations;

“**Tonnage Regulations**” means the regulations in force in Montserrat for the measurement of tonnage of ships;

“**transfer of a ship**” includes, except where the context otherwise requires, transfer of a share in a ship.

3 Form of prescribed instruments

The instruments and documents listed in Schedule 1 of the Act shall be in the form set out in Schedule 1.

PART 2—THE REGISTER OF MONTSERRAT SHIPS

4 Register

- (1) The Register maintained by the Registrar for the purposes of Part 2 of the Act shall be divided into the following Parts—
 - (a) Part 1 for ships owned by persons qualified in accordance with these Regulations which are not—
 - (i) fishing vessels; or
 - (ii) registered in that Part which is restricted to small ships;
 - (b) Part 2 for small ships;
 - (c) Part 3 for ships which are registered under section 29 of the Act.
- (2) The Register may consist of both paper and computerised records and other records as the Minister may consider expedient.
- (3) A person may, on application to the Registrar, obtain a certified copy, of the entries in the Register.
- (4) The Registrar may amend the Register if—
 - (a) a clerical error has occurred; or
 - (b) sufficient evidence is produced to satisfy him that an entry is incorrect.
- (5) If the Registrar amends the Register as provided for under subregulation (4), he shall issue a new certificate of registry.

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5 Registration on only one Part of the Register

No ship may be registered on more than one part of the Register at any one time.

6 Ships not within Register's categorization not to be registered

No ship may be registered if it is of a description of ship whose registration is prohibited by an Order made or treated as made under section 18 of the United Kingdom Merchant Shipping Act 1995.

PART 3—REGISTRATION

Division A

Application and First Registration

7 Form of application

- (1) An application made under these Regulations shall be made to the Registrar.
- (2) An application under subsection (1) shall—
 - (a) be made in Form 15 of Schedule 1; and
 - (b) contain the name and address of the applicant and sufficient information to enable the ship to be identified.

8 Applications for registration

- (1) A declaration of eligibility shall be made in Form 2 or Form 3 of Schedule 1.
- (2) An application for registration of a ship which has, immediately before the application, been registered on any other register shall be accompanied by a certified extract from that register in respect of that ship.

9 Appointment of managing owner

- (1) If application is made in respect of a ship which has more than one owner, or whose shares are owned by more than one owner, and no representative person has been appointed under section 7 of the Act, one of those owners who is resident in Montserrat shall be nominated as the managing owner, and the Register shall be marked accordingly and all correspondence shall be sent to that person at the address recorded in the Register in respect of that owner.
- (2) If the owners determine that a different managing owner should be appointed, the Registrar shall be notified in writing and the Register noted accordingly.

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- (3) A document required or authorised to be served by or under the Act or required or authorised by virtue of any statutory provision to be served for the purpose of the institution of or otherwise in connection with proceedings for an offence under the Act on the owner of a ship shall be treated as duly served on him if—
- (a) delivered to the managing owner;
 - (b) sent to the managing owner by post at the address last notified to the Registrar under subregulation (1) or (2) in relation to that person; or
 - (c) left for the managing owner at that address.

10 Applications by bodies corporate

If application is made on behalf of a body corporate, the application must be accompanied by—

- (a) if it is a company registered in Montserrat, a copy of its certificate of incorporation, and, in the case of a company which has changed its name since incorporation, its certificates of change of name; or
- (b) if it is a company, other than a company incorporated in Montserrat, with a place of business in Montserrat, a certificate from the Registrar of Companies that the company is registered as an overseas company.

11 Evidence of title on registration

- (1) An application to register a ship, other than an application in respect of a small ship, must be supported by the following evidence of title—
- (a) in the case of a new ship, the builder's certificate;
 - (b) in the case of a ship which is not new, either—
 - (i) in respect of a pleasure vessel—
 - (A) a previous bill or bills of sale showing the ownership of the ship for at least five years before the application is made, or
 - (B) if the ship has been registered with a full registration at any time within the last five years, a bill or bills of sale evidencing all transfers of ownership during the period since it was so registered, or
 - (ii) in respect of a ship other than a fishing vessel or a pleasure vessel, one bill of sale showing the most recent transfer of ownership;
 - (c) if the evidence required by paragraph (a) or (b) is not available, other evidence of title satisfactory to the Registrar.

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- (2) if a ship has entered the Register by virtue of subregulation (1)(b)(ii) and subsequently becomes a pleasure vessel, the owner shall then provide the title required under subregulation (1)(b)(i) or under paragraph (1)(c) for the ship to remain eligible to be registered.

12 Names

- (1) On applying for the registration of a ship the applicant shall propose a name by which the ship is to be called.
- (2) Schedule 2 which provides for the approval of names shall have effect.

13 Allocation of official number and marking note

- (1) On receipt of an application for registration of a ship for the first time the Registrar, if he is satisfied that that ship is eligible to be registered, shall
- (a) allocate to the ship a register number (“**official number**”); and
- (b) issue a carving and marking note.
- (2) The Registrar may, on request by a classification society, allocate an official number to a ship whether or not he is not yet satisfied as to its eligibility.
- (3) If a ship has a number allocated under subregulation (2) and that number is carved into the ship’s beam but the ship is not accepted as being eligible for registration, the number must be permanently defaced and a certificate to that effect provided by the classification society to the Registrar.

14 Marking

On receipt of a carving and marking note on first registration the owner shall—

- (a) if the ship has not already been surveyed or measured as required by section 14 of the Act, cause it to be so surveyed or measured;
- (b) cause the ship to be carved and marked in accordance with section 15 of the Act, or in the case of a pleasure vessel under 24m in length, in accordance with Schedule 3; and
- (c) if required under regulation 15, cause the ship’s carving and marking to be inspected by an inspector of marks.

15 Inspection of marks

- (1) In respect of a ship, other than a pleasure vessel which is under 24m in length, an inspector of marks shall satisfy himself that the ship has been carved and marked in accordance with section 15 of the Act or Schedule 3

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and, when so satisfied, shall complete the carving and marking note and return it to the Registrar.

- (2) In respect of a pleasure vessel which is under 24m in length, the owner shall certify that the ship has been carved and marked in accordance with section 15 of the Act or Schedule 3 and return the certified carving and marking note to the Registrar.

16 Verification of measurement and carving and marking

- (1) If the Registrar is not satisfied—
- (a) that the particulars of the measurement and tonnage or other particulars describing the identity of the ship, as have been required by the Minister, furnished to him are correct; or
- (b) that the ship is carved and marked in the manner required by section 15 of the Act or Schedule 3,

he may direct the owner to have the measurement or other details, and/or carving or marking of the vessel verified by an authorised measurer or inspector of marks, as appropriate.

- (2) If the owner of a ship fails to comply with the direction of the Registrar, the Registrar may—
- (a) if the ship is not registered, refuse it registration until his direction has been complied with; or
- (b) if the ship is registered, serve notice on the owner or managing owner, or any charterer, manager or operator of the ship, requiring him to produce evidence within thirty days sufficient to satisfy him that the particulars of the measurement and tonnage are, or that the marking of the ship is correct.
- (3) If at the expiry of a period of thirty days after a notice is given under subregulation (2)(b), the Registrar is not satisfied, with the information produced by the owner of the ship, the Registrar may—
- (a) extend the notice and ask for further information; or
- (b) serve a final notice which closes the ship's registration, the closure to be effected seven days after the service of the notice.
- (4) If a ship's registration is closed under subregulation (3) the owner of the ship shall immediately surrender its certificate of registry.
- (5) If the Registrar serves a notice under this regulation on the owner of a ship in respect of which a mortgage is registered, he shall send a copy of that notice to the mortgagee at the address recorded in the Register for the mortgagee.

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17 Cancellation of carving and marking note

If a carving and marking note issued under regulation 13 is not duly completed and returned to the Registrar within three months of its issue, the Registrar may cancel it and the application shall be treated as having been withdrawn.

18 Particulars of registration

If the Registrar is satisfied in respect of an application that—

- (a) the ship is eligible to be registered as a Montserrat ship;
- (b) the ship has been duly carved and marked and that the appropriate survey or measuring certificate has been provided;
- (c) the particulars of the ship furnished to him are correct;
- (d) title to the ship has been adequately proved (where necessary); and
- (e) the relevant requirements of these Regulations have been complied with; he shall, subject to section 8 of the Act, register the ship by entering in the Register the particulars of the ship and its owners specified in Schedule 4.

19 Issue of certificate of registry

A certificate of registry issued under section 22 of the Act shall contain the particulars set out in Schedule 5.

20 Documents to be retained by the Registrar

- (1) On registering a ship the Registrar shall retain in his possession a copy of any builder's certificate or bill of sale or other evidence of title produced on first registration, any certificate of measurement or survey, and all declarations of eligibility.
- (2) A document that is submitted to the Registrar to establish title shall be returned to the applicant once the ship is registered and the document shall be stamped by the Registrar to indicate that the document was used to register a ship.

Division B

Renewals

21 Period of registration

Subject to regulation 65, the registration of a ship shall, unless terminated under these Regulations, be valid for a period of five years beginning with

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the date of registration specified in the certificate of registry and expires at the end of that period unless it is renewed in accordance with regulation 23.

22 Renewal notices and time limit for renewal

- (1) At least three months (but not more than six months) before the expiry of the registration period the Registrar shall issue to the owner of the ship a renewal notice.
- (2) Subject to subregulation (3), the owner of the ship may apply for renewal of registration at any time between the date of issue of the renewal notice and the date of expiry of the current registration period.
- (3) Despite subregulation (2), an application for renewal of registration may be made before the last three months of the current registration (or issue of a renewal notice) for issue of a certificate of registry commencing before the expiry of the current registration period.
- (4) If a certificate of registry is issued it shall not be valid for a period greater than five years commencing on the date of issue and the previous certificate shall then cease to be valid.

23 Application for renewal of registration

- (1) An application for renewal of registration shall be in Form 20 of Schedule 1 and shall be accompanied by—
 - (a) a declaration of eligibility; and
 - (b) a declaration that there have been no changes to any registered details of the ship that have not been notified to the Registrar.
- (2) If an application for renewal is not made the Registrar shall notify each mortgagee of the expiration of the ship's registration.

Division C

Transfers, Transmissions and Changes

24 Evidence of title on transfer of ship

On application for registration under paragraph 3(2) of Schedule 2 to the Act of a transfer of a registered ship or a share in a registered ship, the bill of sale shall be produced to the Registrar.

25 Registration of transfer of a ship

- (1) If the application under paragraph 3(2) of Schedule 2 to the Act is granted by the Registrar, he shall—

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- (a) register the bill of sale by entering the name of the new owner in the Register as owner of the ship or share in question; and
 - (b) endorse on the bill of sale the fact that the entry has been made, together with the date and time when it was made.
- (2) If the Registrar is satisfied with the evidence under regulation 24 that the ship or share in a ship has been transferred, he shall enter the name of the new owner in the Register as the owner of the ship or share in question and issue a new certificate, which is valid for a period of five years.

26 Evidence of title on transmission of a registered ship

- (1) An application for registration of a transmission of a registered ship or a share in a registered ship under paragraph 4(1) of Schedule 2 to the Act shall be made in Form 7 or Form 8 of Schedule 1.
- (2) The following evidence shall be produced to the Registrar on an application for a transfer of a registered ship or share in a registered ship by way of transmission—
 - (a) if the transmission was consequent on death, the grant of representation or an office copy or an extract;
 - (b) if the transmission was consequent on bankruptcy, evidence as is receivable in courts of justice as proof of title of persons claiming under bankruptcy;
 - (c) if the transmission was consequent on an order of a court, a copy of the order or judgment of that court.

27 Refusal of registration of transfer or transmission

- (1) If, on an application for transfer or transmission of a ship or shares in a ship, the Registrar is not satisfied that the ship is eligible to be registered—
 - (a) the Registrar shall serve a notice under subregulation (2) on the owner of the ship; and
 - (b) the ship's registration shall terminate by virtue of this paragraph at the end of the period of fourteen days beginning with the date of the service of that notice.
- (2) A notice under this paragraph shall state—
 - (a) that the Registrar is not satisfied that the vessel in question is eligible to be registered; and
 - (b) that the ship's registration will accordingly terminate by virtue of subregulation (1) at the end of the period referred to in that subregulation.

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28 Notification of changes of ownership, etc

- (1) If at any time there occurs, in relation to a registered ship, any change affecting the eligibility of the ship to be registered, not being a change which affects the qualification or eligibility of the owner, the owner of the ship shall, as soon as practicable after the change occurs, notify the Registrar.
- (2) The notification referred to in subregulation (1) shall—
 - (a) be made in writing;
 - (b) be signed by the owner; and
 - (c) specify the nature of the change and the name and the official number of the ship.
- (3) A person who contravenes subregulation (1) commits an offence.

29 Notification of transfer, etc

- (1) If there is any transfer or transmission of a registered ship or share in a registered ship—
 - (a) the person ceasing to own the ship or share, or in the event of his death, his legal personal representative, shall notify the Registrar and surrender the certificate of registry; and
 - (b) the Registrar shall cancel the certificate of registry and shall freeze the Register pending the application for the registration of the transfer or transmission by the new owner or owners of the ship or share.
- (2) If there is a transfer of a registered ship—
 - (a) the new owners shall within thirty days of the transfer make application in accordance with these Regulations for the transfer to be registered;
 - (b) if the transfer is of all the shares in the ship, and application is not made within the thirty days, the Registrar may cancel the registration of the ship and the certificate of registry;
 - (c) if the transfer is of one or some of the shares in the ship, and application is not made within the thirty days, the Registrar shall serve a notice on the remaining registered owners notifying them that, unless an application to transfer the share or shares in question is made within thirty days of the date of the notice the registration of the ship and the certificate of registry may be cancelled.
- (3) If there is a transmission of a registered ship—

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- (a) the new owners shall promptly apply for the transmission to be registered;
 - (b) if the transmission is of all the shares in the ship, and application is not made within a reasonable time, the Registrar may cancel the registration of the ship and the certificate of registry;
 - (c) if the transmission is of one or some of the shares in the ship, and application is not made within a reasonable time, the Registrar shall serve a notice on the remaining registered owners notifying them that, unless an application to register the transmission of the share or shares in question is made within thirty days of the date of the notice, the registration of the ship and the certificate of registry may be cancelled.
- (4) A person who fails to—
- (a) notify the Registrar of any transfer or transmission of a registered ship or share in a registered ship;
 - (b) surrender the certificate of registry; or
 - (c) make an application as required under subregulation (1), (2) or (3), commits an offence.

PART 4—MORTGAGES

30 Form of transfer or discharge of mortgage

- (1) A transfer of a registered mortgage shall be in Form 12 or Form 13 of Schedule 1.
- (2) A discharge of a registered mortgage shall be in Form 21 of Schedule 1.

31 Registration of mortgage

If a mortgage executed in accordance with Form 7 or Form 8 of Schedule 1 is produced to the Registrar for registration, he shall—

- (a) register the mortgage; and
- (b) endorse on it the date and time it was registered.

32 Notices by intending mortgagees: priority notices

- (1) If a person who is an intending mortgagee under a proposed mortgage of—
 - (a) a registered ship; or
 - (b) a share in a registered ship;notifies the Registrar of the interest which it is intended that he should have under the proposed mortgage, the Registrar shall record that interest.

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- (2) For the purpose of subregulation (1), the notice to the Registrar shall be in Form 22 of Schedule 1 and shall contain the name and official number of the ship, the name, address and signature of the intending mortgagor, the number of shares to be mortgaged, and the name and address of the intending mortgagee.
- (3) If a person who is an intending mortgagee under a proposed mortgage of—
- (a) a ship which is not registered; or
 - (b) a share in a ship;
- gives the Registrar written notification of the interest which it is intended that he should have under the proposed mortgage, the Registrar—
- (c) shall record that interest in the Register; and
 - (d) if the ship is subsequently registered, register the ship subject to that interest or, if the mortgage has by then been executed in accordance with Form 22 of Schedule 1 and produced to the Registrar, subject to that mortgage.
- (4) For the purposes of subregulation (3), a notice shall be in Form 22 of Schedule 1 and contain the following information—
- (a) the current name of the ship;
 - (b) the intended name of the ship;
 - (c) the approximate length of the ship;
 - (d) where the ship is registered outside Montserrat, a copy of its certificate of registry or other document evidencing its registration and giving its port of registration;
 - (e) if the ship is a new ship, the builder's certificate or, if that is not available, the name and address of the builder and the ship's yard number;
 - (f) if the ship is neither a new ship nor a registered ship, details of any permanent marks on the ship which enable it to be clearly identified;
 - (g) the name, address and signature of the intending mortgagor, the number of shares to be mortgaged, and the name and address of the intending mortgagee.
- (5) If—
- (a) paragraph 10 of Schedule 2 to the Act operates to determine the priority between 2 or more mortgagees; and
 - (b) any of those mortgagees gave notification under subregulation (1) or (3) above with respect to his mortgage;

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paragraph 10 of Schedule 2 to the Act shall have effect in relation to that mortgage as if it had been registered at the time when the relevant entry was made in the Register under subregulation (1) or (3).

- (6) A notification given by a person under subregulation (1) or (3) (and anything done as a result of it) shall cease to have effect—
- (a) if the notification is withdrawn; or
 - (b) at the end of the period of thirty days beginning with the date of the notification, unless the notification is renewed in accordance with paragraph (7).
- (7) The person by whom a notification is given may renew or further renew the notification on each occasion for a period of thirty days, by written notification given to the Registrar—
- (a) before the end of the period mentioned in subregulation (6)(b); or
 - (b) before the end of a period of renewal,
- as the case may be.

33 Evidence of transmission of mortgage

On the application for registration of a transmission of a registered mortgage as mentioned in paragraph 12 of Schedule 2 to the Act the evidence to be produced to the Registrar shall be—

- (a) a declaration of transmission of mortgage in Form 7 or Form 8 of Schedule 1; and
- (b) if the transmission was—
 - (i) consequent on death, the grant of representation or an office copy or an extract,
 - (ii) consequent on bankruptcy, the evidence receivable in courts of justice as proof of title of persons claiming under bankruptcy,
 - (iii) consequent on an order of a court, a copy of the order of that court.

34 Transfer or transmission of registered mortgage

If a transfer of a registered mortgage or evidence of a transmission is produced to the Registrar, the Registrar shall—

- (a) enter the name of the transferee, or the name of the person to whom the mortgage has been transmitted, in the Register as mortgagee of the ship or share in question; and

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(b) in respect of a transfer, endorse on the instrument of transfer the date and time the entry was made.

35 Discharge of mortgages

- (1) If a registered mortgage has been discharged, the Registrar shall, on production of the mortgage deed and with the evidence of the discharge as satisfies him that the mortgage has been discharged, record in the Register that the mortgage has been discharged.
- (2) If for good reason the registered mortgage cannot be produced to the Registrar, he may, on being satisfied that the mortgage has been properly discharged, record in the Register that the mortgage has been discharged.

36 Effect of termination of registration on registered mortgage

If the registration of a ship terminates by virtue of any of these Regulations, that termination shall not affect any entry in the Register of any undischarged registered mortgage of that ship or any share in the ship.

PART 5—REGISTRATION OF BAREBOAT CHARTER

37 Names

- (1) On making an application for registration of a bareboat charter ship the applicant shall propose a name which the ship is to be called during the period of registration.
- (2) If the Registrar is satisfied that the name is in compliance with Schedule 2 he shall approve the name.

38 Allocation of identifying number

In the case of an application for registration of a bareboat charter ship the Registrar may allocate an identifying number, whether or not the ship already has a number allocated by its primary register.

39 Period of registration

- (1) The registration of a bareboat charter ship expires—
 - (a) on the expiry of the charter period; or
 - (b) at the end of a period of five years beginning with the date of registration specified in the certificate of bareboat charter registry; whichever is the earlier.
- (2) Three months before the expiry of the registration period the Registrar shall issue to the charterer of the ship a renewal notice.

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- (3) Application for renewal of registration may be made during the last three calendar months of the current registration period.
- (4) An application for renewal of a bareboat charter shall be in Form 15 of Schedule 1 and shall be accompanied by a declaration of eligibility and by the certificate of bareboat charter registry.

40 Notification to foreign registries by Registrar

The Registrar shall notify the responsible authority for registration of ships in the territory of primary registration when—

- (a) the ship has been registered as a bareboat charter ship on the Montserrat Register;
- (b) the ship's registration has closed by reason of the expiry of the certificate of registry under regulation 39(1)(b); or
- (c) the ship's registration has been closed by the Registrar by reason of regulation 41.

41 Closure of bareboat charter ship's registration by the Registrar

- (1) The Registrar may, in addition to the powers conferred by section 9 as applied by section 29 of the Act, close the registration of a bareboat charter ship—
 - (a) on application by the charterer;
 - (b) where under section 40 of the Act a person is required to make an application, and has not done so; or
 - (c) on the ship being destroyed (which includes but is not limited to shipwreck, demolition, fire and sinking).
- (2) On closure of a ship's registration under subregulation (1) the charterer shall immediately surrender to the Registrar the certificate of bareboat charter for cancellation.

PART 6—BAREBOAT CHARTER OUT

42 Entry in Register of bareboat charter out

If a dispensation has been granted under section 34 of the Act the owner shall deliver to the Registrar the documents referred to in section 34(4) of the Act, and the Registrar shall enter in the Register a note to the effect that the ship is no longer to be treated as a Montserrat ship.

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PART 7—REGISTRATION OF SMALL SHIPS

43 Eligibility to be registered as a small ship in Part 2 of the Register

To be eligible to be registered on Part 2 of the Register a ship must be a small ship other than—

- (a) a fishing vessel; or
- (b) a submersible vessel.

44 Persons qualified to be the owners of a small ship to be registered on Part 2 of the Register

An individual qualified under section 5 of the Act may be registered as owners of a small ship to be registered on Part 2 of the Register.

45 Montserrat connection

Subject to regulation 48(2), a small ship may be registered if it is owned by one or more persons who are ordinarily resident in Montserrat and who are qualified to be the owners of a small ship by virtue of regulation 44.

46 Disapplication of Schedule 2 to the Act in respect of small ships

Schedule 2 to the Act relating to the private law provisions shall not apply to a small ship.

47 Applications

An application shall be in Form 15 of Schedule 1 and shall include—

- (a) a description of the ship;
- (b) the overall length of the ship;
- (c) the name of the ship;
- (d) the name and address of every owner of the ship; and
- (e) a declaration by an applicant owner—
 - (i) that he is eligible to be the owner of a small ship under regulation 44; and
 - (ii) that the ship may be registered in Part 2 of the Register in accordance with regulation 45.

48 Details to be registered and refusal

- (1) On receiving an application for registration and being satisfied that the ship may properly be registered and that the name of the ship does not appear to

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him to be undesirable, the Registrar shall register the ship and shall record in the Register the following details—

- (a) the registration number of the ship;
 - (b) the date of registration;
 - (c) the date of expiry of registration in accordance with regulation 51;
 - (d) the details specified in regulation 47(a) to (d).
- (2) If the Registrar is not satisfied that the ship is eligible to be registered on this Part of the Register, he may, subject to regulation 58, refuse to register the ship.

49 Certificate of registry

On registration the Registrar shall issue a certificate which shall contain the details recorded in the Register in accordance with regulation 48 save for the address of any owner.

50 Marking

A person registered as owner of the ship shall ensure that—

- (a) within one month of the date on which the registration of the ship takes effect there is clearly painted on or affixed to a visible external surface of the ship the number of its registration preceded by the letters SSR; and
- (b) the marking is effectively maintained and renewed when necessary during the period of the registration of the ship.

51 Period of registration

The registration of a ship under this Part is, unless terminated under these Regulations, valid for a period of five years beginning with the date of registration specified in the certificate of registry and expires at the end of that period unless it is renewed under regulation 52.

52 Renewal

- (1) An application for renewal of registration may be made during the last three calendar months of the current registration period.
- (2) An application for renewal shall be in writing and shall be accompanied by a declaration as required by regulation 47(e).

53 Notification of changes of ownership, etc

- (1) If there is, in relation to a ship registered under this Part—

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- (a) a change affecting the eligibility of the ship to be registered as a Montserrat ship;
- (b) a change in relation to the address of the registered owner of the ship; or
- (c) a change in any details relating to the ship,

the registered owner of the ship shall, as soon as practicable after the change occurs, notify the Registrar.

- (2) Notification made under subregulation (1) shall be in writing, shall be signed by the registered owner and shall specify the nature of the change and the name and the number of the ship.

54 Supplementary information production of ship

- (1) If it appears to the Registrar that there is any doubt as to the eligibility of the ship to be registered on Part 2 of the Register, the Registrar may require satisfactory evidence to be produced by the person registered as the owner.
- (2) The evidence required under subregulation (1) may include the production of the ship for inspection at a place and under conditions as the Registrar requires.
- (3) If the evidence required under subregulation (1) is not provided to the Registrar within three months, the Registrar may terminate the registration of the ship.

55 Termination of registration

- (1) The Registrar shall terminate the registration of a ship if—
 - (a) the ship ceases to be a ship to which this Part applies; or
 - (b) there is a change in the details recorded on the certificate of registry respecting the ship;

the registration of the ship terminates.

- (2) If the Registrar terminates the registration of a ship under subregulation (1), the certificate of registry ceases to have effect and shall, within one month, be surrendered to the Registrar by the person registered before the termination as the owner of the ship or, if he has died, by his legal personal representative.

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PART 8—MISCELLANEOUS

56 Documents not in the English language to be accompanied by a translation

A document which is not written in the English language and is produced in support of an application under these Regulations shall be accompanied by a notarised translation of the document in the English language.

57 Witnessing of documents

If the signature on a document made under these Regulations is required to be witnessed, a witness to the signature shall be a person of full age and shall not be the spouse of the signatory.

58 Requirement for supplementary information

If the Registrar is not satisfied by the information provided on an application for registration of a ship that the ship is eligible for registration or that any of the particulars or other information supplied is correct or sufficient, he may require supplementary information or evidence as he considers appropriate.

59 Fees

If a fee is prescribed in respect of a service or other transaction to be carried out under these Regulations, the Registrar shall carry out the service or other transaction only if the appropriate fee has been paid.

60 Surrender of certificate on termination or expiry of registration

On the termination, whether by expiration of the registration period or otherwise, of a ship's registration the certificate of registry must be returned by the owner or charterer to the Registrar for cancellation.

61 Dispensing with production of certificate

If a certificate of registry is required by these Regulations to accompany an application and it is shown to the satisfaction of the Registrar that for a reasonable cause (which includes, but is not limited to, the ship being in a port outside Montserrat, or the certificate being needed for an imminent voyage, at the time the application was made) the certificate cannot be produced, the Registrar may, subject to conditions as he thinks fit, dispense with its production.

62 Removal of marks on cessation of registration

If a ship's registration is terminated, whether by expiration of the registration period or otherwise, the marking prescribed under these

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Regulations must be removed from the ship and written confirmation of that removal must be sent to the Registrar.

63 Transfers, etc. where tonnage not in accordance with ITC 69

- (1) Subject to subregulation (2), no transfer of ownership of a ship or shares in a ship, no renewal of registration, nor change of details of the ship or its owners shall be registered in respect of a ship which—
 - (a) is required to have its tonnage measured in accordance with the International Convention on Tonnage Measurement of Ships 1969; and
 - (b) for which no measurement has been undertaken and registered, until re-measurement takes place and if necessary the certificate of survey has been lodged with the Registrar for amendment of the Register.
- (2) Subregulation (1) does not apply if the transfer or change of details, arises by reason of the death of an owner of a ship or a share in a ship.

PART 9—OFFENCES

64 Offences

- (1) A person who, with intent to deceive, uses or lends or allows to be used by another, a certificate of registry, whether in force or not, commits an offence.
- (2) A person who in connection with the registration of a ship knowingly or recklessly furnishes information which is false in a material particular commits an offence.
- (3) A person who intentionally alters, suppresses, conceals or destroys a document which he has been required by these Regulations to produce to the Registrar commits an offence.
- (4) A person who, without reasonable excuse, fails to make a notification or to provide information as required by these Regulations commits an offence.

PART 10—TRANSITIONAL PROVISIONS

65 Definitions for this Part

For the purposes of this Part—

“**five year period**” means the period of five years starting on the 1 September 2014;

“**new certificate**” means a certificate of registry issued in accordance with these Regulations;

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“old certificate” means a certificate of registry, other than a provisional certificate, issued under any Merchant Shipping legislation before the commencement of the Act.

66 Validity of old certificates

- (1) A old certificate shall remain in force until either—
 - (a) a new certificate is issued, or
 - (b) the expiry of the five year period;whichever is earlier.
- (2) A provisional certificate of registry issued under any Merchant Shipping legislation before the commencement the Act remains in force until the date of its expiry in accordance with the legislation under which it was issued.

67 Registered information

Schedules 4 and 5 shall not apply to a ship until a new certificate is issued in respect of that ship.

68 Replacement of old certificate

- (1) A new certificate which—
 - (a) is issued during the five year period; and
 - (b) replaces an old certificate;is valid for a five year period from the date of issue.
- (2) A duplicate certificate of registry issued to a ship under section 26 of the Act during the five year period shall be a new certificate issued in accordance with these Regulations and is valid for a period of five years from the date of issue.
- (3) The Registrar may during the five year period, at his discretion replace a ship’s old certificate with a new certificate which is valid for a five year period.

69 Advertisement rather than renewal notice

- (1) Despite regulation 22, no renewal notice shall be issued by the Registrar when an old certificate is due to expire at the end of the five year period under regulation 66(b).
- (2) Four months before the expiry of the five year period, the Registrar may cause advertisements to be placed in suitable publications notifying owners of ships, who have not been issued with a new certificate that—

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- (a) all old certificates of registry will expire on the date of expiry; and
- (b) application for renewal must be made in accordance with regulations 22(2) and 23.

70 Applications for registration made before commencement of these Regulations

- (1) Subject to subregulation (2) any application for registration of a ship which is made, but in respect of which registration was not effected, before the commencement of these Regulations shall be completed in accordance with these Regulations.
- (2) If—
 - (a) an application for registration of a ship is made, but not completed, before the commencement of these Regulations; and
 - (b) these Regulations would render the ship ineligible for registration; then the application shall be determined in accordance with the relevant legislation under which the application was made.
- (3) An application made under these Regulations is deemed to have been made when a properly completed application, accompanied by the proper fee, is received by the Registrar of Montserrat ships in a port of registration.
- (4) If the fee paid on an application for registration of ship is not a proper and valid fee, or where the cheque used to pay a fee is returned by the bank on which it is drawn, then the application is not deemed to have been made.
- (5) A new certificate which is issued in accordance with this regulation is valid for the five year period and shall contain the information outlined in Schedule 5.

PART 11—GOVERNMENT SHIPS

71 Registration of a Government ship

A ship owned by the Government may be registered in the same manner as any other ship except—

- (a) the application for registration shall be made by the Permanent Secretary of the Ministry or the Head of the Department to whom the management of the ship is entrusted, as the case may be, and shall contain the following particulars—
 - (i) the name and description of the ship,
 - (ii) a statement of the time when and the place where the ship was built, or where the time or the place are not known a statement to that effect, and of her foreign name, if any,

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- (iii) a statement of the nature of the title to the ship;
 - (b) neither a Declaration of Ownership nor a Declaration of Transfer shall be necessary;
 - (c) the Registrar, on receiving the application and on being satisfied that all the necessary formalities have been complied with, shall enter the ship in the Register as belonging to the Government;
 - (d) the transfer of ownership of a registered ship owned by the Government shall be made by a bill of sale in the Form 9 of Schedule 1 omitting the covenant and shall be signed on behalf of the Government by a person duly authorised by the Government for that purpose.
-

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SCHEDULE 1— FORMS

Form 1

MONTSERRAT MERCHANT SHIPPING (REGISTRATION) ACT 2013 <i>(Regulation 3)</i> <u>CERTIFICATE OF SURVEY</u>		
GENERAL		
1	Name of Ship	
2	IMO No.	
3	Present Flag	
4	Port of Registry	
5	Call Sign	
6	Type of Ship	
7	Registered Owner	
8	Ship's Manager	
9	GT/NT	
10	Deadweight	
11	Length	
12	Breadth	

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13	Depth	
14	Year Built	
15	Classification Society	
16	Class is valid till	
17	Class Notation	
18	Vessel Status	<input type="checkbox"/> A. in service <input type="checkbox"/> B. laid-up <input type="checkbox"/> C. under repair
19	Date of last Dry Docking	
20	Date of last Special Survey Hull/ Machinery	
21	Date of next Special Survey Hull/Machinery	
22	Trading Area according to Classification Certificate	
23	Next Port of Call	
24	In Case of Change of Class, foreseen Classification Society	

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SURVEY'S PARTICULARS			
25	Surveyor's Name		
26	Accredited by:		
27	Date of accreditation		
28	Dates of Survey		
29	Place of Survey		
SHIP'S CERTIFICATES & DOCUMENTS			
	CERTIFICATE/DOCUMENT	YES/NO	CERTIFICATE NO./CERTIFICATE EXPIRY DATE
30	Certificate of Registry		
31	Class Certificate		
32	International Tonnage Certificate		
33	International Load Line Certificate		
34	International Oil Pollution Prevention Certificate (IOPP)		
35	International Air Pollution Prevention Certificate (IAPP)		
36	Sewage Prevention Certificate		

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37	Safety Construction Certificate		
38	Safety Equipment Certificate		
39	Safety Radio Certificate		
40	Document of Compliance for Dangerous Goods (if carrying)		
41	Document of authorisation for carriage of grain		
42	Cargo Gear		
43	Safety Management Certificate		
44	Document of Compliance		
45	International Ship Security Certificate		
46	Exemption(s) granted by previous Flag Administration		
47	AFS Compliance Certificate		

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PLANS AND RECORDS AVAILABLE ON BOARD			
		Yes/No	Comment
48	General Arrangement Plan		
49	Mid-ship Section Plan		
50	Shell Expansion Plan		
51	Record of Safety Equipment		
52	Fire Control Plans		
53	Training Manuals		
54	Fire Safety Operational Booklet		
55	Oil Record Book – Part 1		
56	Oil Record Book – Part 2		
57	Sounding Book		
58	Radar Log		
59	Compass Error Book		

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60	Chronometer Rate Book		
61	Loading Instrument		
62	Loading Manual		
63	Approved Grain Stability Book		
64	SOPEP Manual		
65	Approved Cargo Securing Manual		
66	Deck Maintenance Record Book		
67	E.R. Maintenance Record Book		
68	Medical Log		
69	Port / Flag State Inspection Records (note outstanding deficiencies).		
70	Cargo Gear Book		
71	Radio Log		

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MANNING				
	Total	Manning Certificate	Total No. of Persons per Safety Certificate	Remarks
72	Officers			
73	Ratings			
74	Total No. of persons on board			
MANNING RECORD TO MINIMUM SAFE MANNING REQUIREMENTS				
No.	Rank	STCW 95	Remarks	
OTHER DATA				
			Comment	
Vessel Trading Area				
Vessel is classed UMS (UMS notation to be indicated)		Yes/No		

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NAVIGATIONAL/RADIO EQUIPMENT			
		Yes/No	Comment
1	Echo Sounding Device		
2	Gyro Compass		
3	Autopilot		
4	Course Recorder		
5	Standard (Magnetic) Compass		
6	Radars		
	Type		
	Type		
7	A.R.P.A		
8	Chronometers		
9	GPS		Indicate number. of GPSs:
10	Log/Speed Indicator		
11	Rudder Indicator		
12	Navigation Lights		
13	Signal Lights/Aldis/Whistle/ ships bell & gong		
14	Navigation Shapes		
15	NAVTEX Receiver		

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16	Engine Room Telegraph		
17	EPIRB		
18	SART (Radar Transponder)		
19	Portable VHF		
20	Watch Receiver		
21	Emergency Batteries		
RADIO STATION (Description/Condition)			

FIRE FIGHTING EQUIPMENT AND LIFE SAVING APPLIANCES			
1	Description	Yes/No	Comment
	Lifeboats Type and Number		
	Overall Condition		
	Equipment		
	Fittings		
	Launching equipment, davits and wires	Yes/No	

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2			Comment
	Life rafts, number and location. (Appropriate certification)	Yes/No	
	Hydrostatic Releases	Yes/No	
	Launching Equipment (as applicable)	Yes/No	
3			Comment
	Signage / instructions posted at point of use	Yes/No	
4			Comment
	Lifebuoys	Yes/No	
	Immersion Suits Number/Condition	Yes/No	
5			Comment
	Life Jackets overall condition and number, Light Expiry	Yes/No	
	Type-Approved	Yes/No	
	Rescue Boat	Yes/No	
6	Thermal Protective Aids Number and Location	Yes/No	
7	Fixed FFA, including surveys as applicable	Yes/No	

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8	Fixed Fire Detection	Yes/No	
9	Fire Lines and Hydrants	Yes/No	
10	International Shore Connection	Yes/No	
11	Fire Hoses and Nozzles	Yes/No	
12	Fire Extinguishers (including surveys)	Yes/No	
13	SCBA and ELSA (including surveys)	Yes/No	
14	Portable Oxygen Meters	Yes/No	
15	Bridge Pyrotechnics	Yes/No	
16	Line Throwing Appliance	Yes/No	
17	Lifeboat Pyrotechnics	Yes/No	
18	Emergency Station Bills	Yes/No	
19			Comment
	Fire Control Plan	Yes/No	
	Internal	Yes/No	
	External	Yes/No	
20	Escape Routes and Signs	Yes/No	
21	Life Saving Apparatus Training Manuals (SOLAS)	Yes/No	

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22	Maintenance Manuals (FFA/LSA)	Yes/No	
23	EEBD (Number/Position)		

CONDITION OF HULL		
Description		Comment
1	External Shell Plating	
2	Decks, Main Deck, Forecastle, Poop	
3	Superstructure	
4	Internal Shell Plating, Bulkheads, Frames	
5	Ballast Tanks, Peak Tanks, Cofferdams (not less than two salt water ballast tanks are to be inspected)	
6	Mooring Equipment, Anchors, Cables, Mooring Ropes, Fairleads	
7	WT Openings, Doors, Ports, Skylights	

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8	Ventilators, Pipes, Sounding Pipes and Closing Devices, including identification of compartment served	
9	Deck Lighting	
10	Manifold, Bunker Tank Vent and Sounding Pipe including identification of tank served	
11	Pilot Hoist /Ladders	
12	Accommodation Ladders and gangways.	
13	Deck Store / Foc'sle Store / Paint Locker / CO ₂ / incident (Oil Pollution etc.) spaces.	
Selected thickness measurement taken at the time of this survey (Relative Report is sent herewith)		Yes/No
Last thickness measurement report taken on (is attached)		Yes/No

STEEL HATCHCOVERS			
	Description	Yes/No	Comment
1	Type and Number		
2	Method of Opening/Closing		

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3	Condition of Covers		
4	Coaming Compression Bars		
5	Sealing Rubbers		
6	Cross Joint Drain Channels		
7	Coaming Channels and Drains		
8	Securing Devices for Sea	Yes/No	
9	Hatch covers Container Fitted	Yes/No	

HOLDS INTERNAL		
Description		Comment
1	Internal Structure	
2	Coatings	
3	Ladders	
4	Guardrails	
5	Cell Guides and Pads	
6	Tank Tops	
7	Manholes, Covers	
8	Bilges and Suctions;	
9	Air Sounding Pipes	
10	Lighting	
11	Ventilation Type	

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12	Ventilation Trunking	
13	Smothering Distribution System	
Selected thickness measurement taken at the time of this survey (Relative Report is attached)		Yes/No
Date of last thickness measurement report		<i>dd/mm/yyyy</i>
A copy of the last thickness measurement report taken on (<i>insert date set out directly above</i>) is attached		Yes/No

TANKS (INTERNALLY EXAMINED) / CONDITION		
	Description	*Condition
1	Ballast Tanks	
2	Side Tanks	
3	Other tanks	
* Indicate whether condition is Good, Fair, Poor.		
Selected thickness measurement taken at the time of this survey (Relative Report is attached)		Yes/No
Date of last thickness measurement report		<i>dd/mm/yyyy</i>
A copy of the last thickness measurement report taken on (<i>insert date set out directly above</i>) is attached.		Yes/No

GENERAL CONDITION OF OTHER AREAS		
	Description	Comment
1	Accommodation (Internal)	

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2	Galleys and Storerooms	
3	Hospital	
4	Dispensary and Medical	
5	Medical Oxygen	

ENGINE ROOM AND MACHINERY		
Description	Yes/No	Comment
1		
2		
3		
4		
5		
6		
7		
8		

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9	General Pumps		
10	Air Compressors		
11	Cargo Pumps		
12	Emergency Fire Pump		
13	Generators		
14	Purifier Room Cleanliness		
15	Switchboard		
16	Domestic Refrigeration Machinery		
17	Workshops (including machinery guards and/or protective items).		
18	Spares	Yes/No	
19	Control Room Alarms and Instrumentation		
20	Fire Detection System	Yes/No	
21	Smothering System	Yes/No	
	Closing / Sealing Devices	Yes/No	
22	Remote Stops	Yes/No	
23	Oil/Water Separator	Yes/No	
24	Overboard Discharge Alarm	Yes/No	

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25	Overboard Discharge Locked in Port?	Yes/No	
26	Fixed Fire System in Engine Room	Yes/No	Extinguishing Media:
27	Fixed Fire System in Cargo Holds	Yes/No	Extinguishing Media:
28	Sanitation System		
29	Sea Valves		
30	Bilge System		
31	High-Level Alarms		
32	Cleanliness		
33	Shaft Tunnel/Stern Gland		
34	Emergency Escape		
35	Fire-Resisting Doors	Yes/No	
36	Fire/Pollution Hazards	Yes/No	
37	Steering Gear and Emergency System		
38	Date Last Tested at Sea		
39	Emergency Generator (Tested)	Yes/No	Date last tested: <i>dd/mm/yyyy</i>
40	Emergency Fire Pump (Tested)	Yes/No	Date last tested: <i>dd/mm/yyyy</i>
41	Emergency Air Compressor (Tested)	Yes/No	Date last tested: <i>dd/mm/yyyy</i>

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42	Crane/Hoist –SWL and Record of Examination	Yes/No	
43	Records of Maintenance for Engine Room Equipment.	Yes/No	
COMMENTS			
CARGO AND STORES HANDLING MACHINERY			
	Description	Yes/No	Comment
1	Cranes or Derricks Number Type SWL Limit Switches		
2	Cargo Running Gear	Yes/No	
3	Winches	Yes/No	
	Controls	Yes/No	
4	Entries Made in Register	Yes/No	
5	Spares	Yes/No	
6	Safety/Operation Markings	Yes/No	

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COMMENTS				
CONCLUSION (additional sheets may be added if necessary)				
RECOMMENDED TO REGISTER (Please circle your recommendation)	YES	NO		
LIST OF DEFICIENCIES				
Code	List of deficiencies to	Prior departure	Next port/15	Within

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	rectify:		days*	one month
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
*whichever comes first				

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PARTICULARS OF TONNAGE

The tonnage of this Vessel is:-

Gross tonnage: tons

Net tonnage: tons

I, the understated or (*name of Surveyor*) Surveyor, having measured the above-named ship, hereby certify that the above particulars are true.

Dated at(*place of measurement*) this day
of 20.....

.....
Surveyor

Surveyor's Address:

Official Stamp

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Form 2

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>DECLARATION OF OWNERSHIP BY INDIVIDUAL OWNER</u></p>		
<p>NB: A Declaration must be made before a Registrar of the High Court, a Justice of the Peace, a Commissioner for Oaths or before any person authorised by law to administer oaths.</p>		
GENERAL PARTICULARS		
Name/ proposed name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
Total Engine Brake Power (KW), if any	Dimensions	Metres (m)
Overall Length	Overall Depth	Overall Breadth

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PARTICULARS OF TONNAGE			
Gross Tonnage		Net Tonnage	
and as described in more detail in the attached Certificate of Survey.			
LEGAL OWNERSHIP (the 64 shares are legally owned as follows):			
Individual Name/ Company Name	Address/Principal place of business	Nationality/Country of incorporation	No. of shares held individually/jointly
ELIGIBILITY			
<p>I, the undersigned of _____</p> <p>declare as follows:</p> <p>1. I am a citizen of _____</p> <p>2. The above general description of the Ship is correct.</p> <p>3. I am owner of _____ shares in the said ship.</p> <p>4. _____ shares in the said Ship are owned by the persons stated above.</p>			

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5. To the best of my knowledge, information and belief, a majority interest in a ship is owned by persons eligible to own a Montserrat ship and the ship is otherwise eligible to be registered.

I make this solemn Declaration conscientiously believing the same to be true.

Made this day of, 20.....by the

above named

(print name of signatory)

.....
(signature of person making Declaration)

in the presence of

(print name of witness)

.....
(capacity in which you witness Declaration)

.....
(signature in which you witness Declaration)

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Form 3

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>DECLARATION OF OWNERSHIP ON BEHALF OF A CORPORATION AS OWNER</u></p>		
<p>NB: Declarations must be made before a Registrar of the High Court, a Justice of the Peace, a Commissioner for Oaths or before any person authorised by law to administer oaths.</p>		
GENERAL PARTICULARS		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
Length (meters)	Depth (meters)	Breadth (meters)

PARTICULARS OF TONNAGE			
Gross Tonnage		Net Tonnage	
and as described in more detail in the Certificate of Survey.			
LEGAL OWNERSHIP (the 64 shares are legally owned as follows)			
Individual Name/	Address/Principal place of business	Nationality/Country of incorporation	No. of shares held individually/jointly

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Company Name			

ELIGIBILITY

I, the undersigned _____ (*Full name*) _____

of _____ (*Address of person making declaration*) _____

and _____ (*Designation within corporation*) _____

of _____ (*Name of Corporation*) _____ declare as follows:

1. The said body corporate, which has its registered office at _____
was, incorporated under the Laws of _____ on the _____
day of _____ 20 ____.
2. The above general description of the ship is correct.
3. The said ship was built at _____ in 19__ /20 ____.
4. The said corporation is eligible to be registered as owner of _____ shares
in the above-named Ship.

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5. The said ship is free from registered encumbrances.

6. To the best of my knowledge, information and belief, a majority interest in a ship is owned by persons eligible to own a Montserrat ship and the ship is otherwise eligible to be registered.

I make this solemn Declaration conscientiously believing the same to be true.

Made this day of, 20..... by the

above named

(print name of signatory)

.....

(signature of person making Declaration)

in the presence of

(print name of witness)

.....

(capacity in which you witness Declaration)

.....

(signature in which you witness Declaration)

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Form 4

<p>MONTSERRAT MERCHANT SHIPPING (REGISTRATION) ACT 2013 <i>(Regulation 3)</i> <u>CERTIFICATE OF REGISTRY</u></p>			
<p>Certificate Number: _____ of 20__</p>			
Name of Ship	*IMO/HIN Number	Official Number	*Unique Number
Name of *owner(s)/ Charterer	Address of *owner(s) / Charterer	No. of shares owned (individually)	No. of shares owned (jointly)
GENERAL PARTICULARS			
Home Port	Call Sign	Year of Registration	Year of Completion
Type of Ship	Year of Build	Stem	Rigging
No. of Decks	No. of Bulkheads	No. of Masts	Principal Build Material
Length (meters)	Breadth (meters)	Depth (meters)	Estimated Speed

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Brake Power	Indicated Power	Shaft Power	Place of Construction
PARTICULARS OF ENGINE			
Engine Make	Engine Model	Engine Power (kilowatts)	
PARTICULARS OF PROPULSION			
Method of Propulsion			
<input type="checkbox"/> Sail	<input type="checkbox"/> Steam	<input type="checkbox"/> Motor	<input type="checkbox"/> Dumb
PARTICULARS OF TONNAGE			
Gross Tonnage	Net Tonnage	Registered Tonnage	
and as described in more detail in the Certificate of Survey and Registry Book.			
* <i>delete as necessary</i>			
CERTIFICATION			
<p>I,, certify that the ship described in this certificate is registered under the Merchant Shipping (Registration) Act 2013 and that the particulars in this certificate accord with the entry in the Register of Montserrat ships.</p> <p>Date of Issue of Certificate:</p> <p>Date of Expiry of Certificate:</p> <p style="text-align: center;">.....</p> <p style="text-align: center;">Registrar</p>			

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Form 5

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>DECLARATION OF OWNERSHIP BY INDIVIDUAL TRANSFEREE</u></p>		
<p>NB: A declarations must be made before a Registrar of the High Court, a Justice of the Peace, a Commissioner for Oaths or before any person authorised by law to administer oaths.</p>		
GENERAL PARTICULARS		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
Length (meters)	Depth (meters)	Breadth (meters)
PARTICULARS OF TONNAGE		
Gross Tonnage	Net Tonnage	
and as described in more detail in the Certificate of Survey and the Register Book.		
<p>I, the undersigned _____ (<i>Full name</i>) _____ of _____ (<i>Address</i>) _____</p> <p>_____</p> <p>declare as follows:-</p> <p>1. The above described ship was built at _____ in</p>		

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19___/20___

2. The general description of the ship is correct.
3. I am eligible to be registered as owner of _____ shares in the said ship.
4. To the best of my knowledge, information and belief, a majority interest in the said ship is owned by a person or a body of persons who are qualified to be the owners of Montserrat ships under the relevant provisions of the Merchant Shipping (Registration) Act 2013.

I make this solemn Declaration conscientiously believing the same to be true.

Made this day of, 20.....by the

above named

(print name of signatory)

.....
(signature of person making Declaration)

in the presence of

(print name of witness)

.....
(capacity in which you witness Declaration)

.....
(signature in which you witness Declaration)

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Form 6

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>PROVISIONAL CERTIFICATE</u></p> <p style="text-align: right;">Certificate Number: _____ of 20__</p>			
Name of Ship			
PURCHASE DETAILS			
Name of Purchasers	Place of purchase	Time of purchase	
DETAILS OF OWNERS			
Name of *owner(s)/ Charterer	Address of *owner(s) / Charterer	No. of shares owned (individually)	No. of shares owned (jointly)
GENERAL PARTICULARS			
Type of Ship	Call Sign	Year of Build	Stem

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No. of Decks	No. of Bulkheads	No. of Masts	Rigging
Length (meters)	Breadth (meters)	Depth (meters)	
Principal Build Material	Place of Construction		
PARTICULARS OF ENGINE			
Engine Make	Engine Model	Engine Power (kilowatts)	
PARTICULARS OF PROPULSION			
Method of Propulsion			
<input type="checkbox"/> Sail	<input type="checkbox"/> Steam	<input type="checkbox"/> Motor	<input type="checkbox"/> Dumb
PARTICULARS OF TONNAGE			
Gross Tonnage	Net Tonnage		
<i>* delete as necessary</i>			
CERTIFICATION			
<p>I _____ grant this Provisional Registration Certificate for the ship described above under the Merchant Shipping (Registration) Act 2013 to</p> <p>_____</p>			

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Date of Issue of Certificate:

Date of Expiry of Certificate: This certificate is valid for **three (3) months** from the date of issue or until the ship reaches a Montserrat port, whichever happens sooner.

.....

Registrar/authorised person

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Form 7

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>DECLARATION OF OWNER TAKING BY TRANSMISSION</u></p>		
<p>NB:</p> <ol style="list-style-type: none"> 1. If there is more than one owner, whether individual or joint, a separate declaration must be completed by each owner. 2. If the transmission takes place by virtue of marriage or is consequent on death or bankruptcy, the declaration of transmission shall be accompanied by the evidence required under regulation 26 of the Merchant Shipping (Registration of Ships) Regulations. 3. A declaration shall be made before a Registrar of the High Court, a Justice of the Peace, a Commissioner for Oaths or before any person authorised by law to administer oaths. 		
PARTICULARS OF SHIP		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
		<input type="checkbox"/> Motor <input type="checkbox"/> Sail <input type="checkbox"/> Steam <input type="checkbox"/> Dumb
Length (meters)	Depth (meters)	Breadth (meters)
PARTICULARS OF TONNAGE		
Gross Tonnage	Net Tonnage	

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and as described in more detail in the Certificate of Survey and the Register Book.

DECLARATION

I _____ (*Full name*) _____ of _____ (*Address*) _____

declare as follows:

1. The above general description of the ship is correct.
2. In the case of transmission of registered owner's interest:

INDIVIDUAL

I am qualified to own a __ (*State country*) __ ship and I am eligible to be registered as:

- owner of _____ shares in the ship described above.
 joint owner of _____ shares in the ship described above.

CORPORATION

I am __ (*Name/Designation*) __ of __ (*Name of corporation*) __, a corporation incorporated under _____ (*Law under which incorporated*) and which has its principal place of business at _____ (*Address*) _____

The corporation is entitled to be registered as:

- owner of _____ shares in the ship described above.
 joint owner of _____ shares in the ship described above.

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<p>3. The shares in the ship described above have been transmitted in the following manner:</p> <p style="margin-left: 20px;"> <input type="checkbox"/> on marriage <input type="checkbox"/> on death <input type="checkbox"/> on bankruptcy <input type="checkbox"/> by lawful means other than a transfer under the Merchant Shipping (Registration) Act 2013 </p>	
<p>4. The *ship/share in the ship has been transmitted to:</p> <p style="margin-left: 20px;">_____.</p>	
<p>5. To the best of my knowledge, information and belief, no unqualified person or body of persons is entitled as owner to any legal or beneficial interest in the ship or any share therein.</p>	
<p>DECLARED at _____)</p> <p>_____ on the)</p> <p>____ day of _____ 20____)</p> <p>Before me:</p> <p>_____</p> <p style="text-align: center;"><i>(signature)</i></p> <p>_____</p> <p style="text-align: center;"><i>(name and title)</i></p>	<p style="text-align: center;">_____</p> <p style="text-align: center;"><i>(signature of individual or representative/authorised declarant)</i></p>

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REGISTRATION OF OWNER TAKING BY TRANSMISSION	
FOR OFFICIAL USE ONLY	<p>I certify that the within declaration of ownership taking by transmission was recorded in the register of Montserrat ships on the ____ day of _____, 20__ at _____ am/pm.</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Registrar</p>

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Form 8

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>DECLARATION OF MORTGAGEE TAKING BY TRANSMISSION</u></p>		
<p>NB:</p> <ol style="list-style-type: none"> 1. If there is more than one owner, whether individual or joint, a separate declaration must be completed by each owner. 2. If the transmission takes place by virtue of marriage or is consequent on death or bankruptcy, the declaration of transmission shall be accompanied by the evidence required under regulation 26 of the Merchant Shipping (Registration of Ships) Regulations. 3. A declaration shall be made before a Registrar of the High Court, a Justice of the Peace, a Commissioner for Oaths or before any person authorised by law to administer oaths. 		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
		<input type="checkbox"/> Motor <input type="checkbox"/> Sail <input type="checkbox"/> Steam <input type="checkbox"/> Dumb
Length (meters)	Depth (meters)	Breadth (meters)
PARTICULARS OF TONNAGE		
Gross Tonnage		Net Tonnage
and as described in more detail in the Certificate of Survey and the Register Book.		

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DECLARATION
<p>I _____ (<i>Full Name</i>) _____ of _____ (<i>Address</i>) _____</p> <p>_____</p> <p>,declare as follows:</p> <p>1. The above general description of the ship is correct.</p> <p>2. In the case of transmission of registered mortgagee's interest:</p>
INDIVIDUAL MORTGAGEE
<p>I am entitled to be registered as:</p> <p><input type="checkbox"/> mortgagee of _____ shares in the ship described above.</p> <p><input type="checkbox"/> joint mortgagee of _____ shares in the ship described above.</p>
CORPORATE MORTGAGEE
<p>I am _____ (<i>Name/Designation</i>) _____ of _____ (<i>Name of Corporation</i>) _____, a corporation incorporated under _____ (<i>Laws under which incorporated</i>) _____</p> <p>The said corporation is entitled to be registered as:</p> <p><input type="checkbox"/> mortgagee of _____ shares in the ship described above</p> <p><input type="checkbox"/> joint mortgagee of _____ shares in the ship described above</p>
<p>3. The shares in the ship described above have been transmitted in the following manner:</p> <p><input type="checkbox"/> on marriage</p> <p><input type="checkbox"/> on death</p> <p><input type="checkbox"/> on bankruptcy</p> <p><input type="checkbox"/> by lawful means other than a transfer under the Merchant Shipping (Registration) Act 2013.</p>

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Form 9

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>BILL OF SALE</u></p>		
<p>NB:</p> <p>1. A purchaser of a registered Montserrat Ship does not obtain a complete title until the Bill of Sale has been filed at the High Court Registry.</p>		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
		<input type="checkbox"/> Motor <input type="checkbox"/> Sail <input type="checkbox"/> Steam <input type="checkbox"/> Dumb
Overall Length	Overall Depth	Overall Breadth
<p>1. We,.....(“the Transferor(s)”), having our principal place of business at....., in consideration of the sum of..... paid to us by (“the Transferee(s)”), the receipt whereof is hereby acknowledged, transfer all</p>		

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shares in the ship particularly described above, and in her boats and appurtenances, to the said Transferee(s).

2. Further, *I/We transferor(s) for myself/ourselves and our successor(s) covenant with the transferee(s) and their assigns, that *I/We have power to transfer in manner aforesaid the ship particularly described above, and in her boats and appurtenances hereinbefore expressed to be transferred and that the same are free from encumbrances, maritime liens or any debts. .

**delete as necessary*

IN WITNESS whereof we have executed this Bill of Sale this _____ day of _____, 20__

SIGNED, SEALED AND DELIVERED) by the within named) <i>(name of Transferor(s)), Transferor(s)</i>) <i>(name of Transferee(s)), Transferee(s)</i>)	_____ Transferor _____ Transferee
Before me:-	
_____ <i>(signature)</i>	

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_____ <i>(name and title)</i>	
REGISTRATION OF BILL OF SALE	
FOR OFFICIAL USE	I certify that the within-written bill of sale was recorded in the register of Montserrat ships on the ____ day of _____, 20__ at _____ am/pm. _____ Registrar

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Form 10

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>MORTGAGE TO SECURE PRINCIPAL SUM AND INTEREST</u></p>		
<p>NB:</p> <ol style="list-style-type: none"> 1. If there is more than one mortgagor, then a separate mortgage is required from each mortgagor, unless shares are jointly held. 2. The prompt registration of mortgage deed with the Registry is essential to establish the priority of the mortgage. The priority of a mortgage is determined by the date on which it is produced for registration and not the date of the mortgage itself. 		
<p>The mortgage reference no. number issued by the mortgagee is:</p>		
PARTICULARS OF SHIP		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
Length (meters)	Depth (meters)	Breadth (meters)
THE MORTGAGE		
<p>1. *I/We _____ (<i>State name and address, with place of business in respect of corporation</i>) _____</p>		

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_____ as
*mortgagor/joint mortgagors (“the mortgagor(s)”), in consideration
of _____ (State the amount of the loan in both figures and words) ___ lent
to *me/us by _____
_____ (State name and address, with place of business in respect of
corporation) _____ as *mortgagee/joint mortgagees (“the mortgagee(s)) do
hereby bind *myself/ourselves to repay to the mortgagee the sum of __ (State
the amount of the loan in both figures and words) _____ together with
interest thereon at a rate of _____% per annum on the ___ day of
_____ next.

2. If the principal sum is not paid on the same day, *I/We will during such time
as the principal sum or part of the principal sum remains unpaid, pay to the
mortgagee(s), interest on the whole principal sum or part of the principal sum
as may be for the time being unpaid at the rate of _____% per annum by
equal half-yearly payments on _____ day of _____ and _____ day
of _____ in every year.

3. For the purposes of better securing to the mortgagee(s) the principal sum and
interest, *I/we mortgage to the mortgagee(s)

_____ shares of which

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REGISTRATION OF MORTGAGE	
FOR OFFICIAL USE	<p>I certify that the within-written mortgage was recorded in the register of Montserrat ships on the ____ day of _____, 20__ at _____ am/pm.</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Registrar</p>

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Form 11

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>MORTGAGE TO SECURE ACCOUNT CURRENT, ETC. (INDIVIDUALS OR JOINT OWNERS)</u></p>		
<p>NB:</p> <ol style="list-style-type: none"> 1. If there is more than one mortgagor, then a separate mortgage is required from each mortgagor, unless shares are jointly held. 2. The prompt registration of mortgage deed with the Registry is essential to establish the priority of the mortgage. The priority of the mortgage is determined by the date on which it is produced for registration and not the date of the mortgage itself. 		
<p>The mortgage reference no. issued by the mortgagee is:</p>		
PARTICULARS OF SHIP		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
Length (meters)	Depth (meters)	Breadth (meters)
THE MORTGAGE		
<p>WHERE AS there is _____ <i>(State "an account current")</i> _____</p>		

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between____(*State full name and address, with place of business in respect of a corporation*)_____

as *mortgagor/joint mortgagors (“the mortgagor(s)”) and

(State full name and address, with place of business in respect of a corporation)

as *mortgagee/joint mortgagees (“the mortgagee(s)”).

AND WHEREAS _____ (*Describe fully the nature of the liabilities secured. You may refer to another document.*)_____

NOW *I/we as the mortgagors(s) in consideration of the advance made or to be made to *me/us by the mortgagee(s), bind *myself/ourselves to pay to the mortgagee(s) the sums for the time being due on the security whether by way of principal, interest or otherwise at the times(s) and in the manner mentioned above.

For the purposes of better securing to the mortgagee(s) the sums mentioned above,

*I/we mortgage to the

mortgagee(s)_____

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<p>_____ shares of</p> <p>which *I/we am the owner/ are the owners in the ship described above and in its appurtenances.</p> <p>LASTLY, *I/we for *myself/ourselves declare that *I/we will have the power to mortgage in the manner aforesaid the above-mentioned shares and that they are free from encumbrances *save as appears by the registry of the above ship.</p> <p><i>*delete as necessary</i></p>																		
<p>IN WITNESS whereof we have executed this Mortgage this _____ day of _____, 20__.</p>																		
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;">SIGNED, SEALED AND DELIVERED</td> <td style="width: 5%; border: none;">)</td> <td style="width: 45%; border: none;"></td> </tr> <tr> <td style="border: none;">by the within named</td> <td style="border: none;">)</td> <td style="border: none;"></td> </tr> <tr> <td style="border: none;"><i>(name of Mortgagor(s)), Mortgagor(s)</i></td> <td style="border: none;">)</td> <td style="border: none;">_____</td> </tr> <tr> <td style="border: none;"></td> <td style="border: none;"></td> <td style="border: none; text-align: center;">Mortgagor</td> </tr> <tr> <td style="border: none;"><i>(name of Mortgagee(s)), Mortgagee(s)</i></td> <td style="border: none;">)</td> <td style="border: none;">_____</td> </tr> <tr> <td style="border: none;"></td> <td style="border: none;"></td> <td style="border: none; text-align: center;">Mortgagee</td> </tr> </table> <p style="margin-top: 20px;">Before me:-</p> <p>_____</p>	SIGNED, SEALED AND DELIVERED)		by the within named)		<i>(name of Mortgagor(s)), Mortgagor(s)</i>)	_____			Mortgagor	<i>(name of Mortgagee(s)), Mortgagee(s)</i>)	_____			Mortgagee
SIGNED, SEALED AND DELIVERED)																	
by the within named)																	
<i>(name of Mortgagor(s)), Mortgagor(s)</i>)	_____																
		Mortgagor																
<i>(name of Mortgagee(s)), Mortgagee(s)</i>)	_____																
		Mortgagee																

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REGISTRATION OF MORTGAGE	
FOR OFFICIAL USE ONLY	<p>I certify that the within-written mortgage was recorded in the register of Montserrat ships on the ____ day of _____, 20__ at _____ am/pm.</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Registrar</p>

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Form 12

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>TRANSFER OF MORTGAGE BY INDIVIDUAL OR JOINT OWNERS</u></p>		
The mortgage reference no. issued by the mortgagee is:		
PARTICULARS OF SHIP		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
Length (meters)	Depth (meters)	Breadth (meters)
TRANSFER OF MORTGAGE		
Full name and Address of Transferor		Full name and Address of Transferee
Name:	Name:	
Tel:	Tel:	
Fax:	Fax:	
Email:	Email:	

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REGISTRATION OF TRANSFER OF MORTGAGE	
FOR OFFICIAL USE ONLY	<p>I hereby certify that the within-written transfer of mortgage was recorded in the register of Montserrat ships on the ____ day of _____, 20__ at _____ am/pm.</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Registrar</p>

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Form 13

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>TRANSFER OF MORTGAGE BY BODY CORPORATE</u></p>		
The mortgage reference no. issued by the mortgagee is:		
PARTICULARS OF SHIP		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
Length (meters)	Depth (meters)	Breadth (meters)
TRANSFER OF MORTGAGE		
Full name and Address of Transferor		Full name and Address of Transferee
Name:	Name:	
Tel:	Tel:	
Fax:	Fax:	
Email:	Email:	

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DETAILS OF TRANSFER CONSIDERATION	
<p><i>(Insert details on separate sheet and attach hereto, if space makes this necessary):</i></p>	
<p>*I/We, the transferor(s), in consideration of the transfer consideration specified above, hereby transfer to the transferee(s) the benefit of the with-written security.</p>	
<p>IN WITNESS whereof we have executed this Transfer or Mortgage this _____ day of _____, 20__.</p>	
<p>SIGNED, SEALED AND DELIVERED) by the within named) <i>(name of Transferor(s), i.e, name of</i>) <i>*Director/ Corporate Secretary),</i> _____ Transferor(s)) *Director/Corporate Secretary</p>	<p>_____) Transferee</p>
<p>Before me:- _____</p>	
<p><i>*delete as necessary</i></p>	

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REGISTRATION OF TRANSFER OF MORTGAGE	
FOR OFFICIAL USE ONLY	<p>I hereby certify that the within-written transfer of mortgage was recorded in the register of Montserrat ships on the ____ day of _____, 20__ at _____ am/pm.</p> <p style="text-align: center;">_____</p> <p style="text-align: center;">Registrar</p>

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Form 14

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>SHIP CARVING AND MARKING NOTE</u></p>					
NAME OF SHIP	OFFICIAL NUMBER	CALL SIGN	IMO NUMBER	NET TONNAGE	PORT OF REGISTRY
<p>i. The official number and net tonnage, as stated above, are to be permanently and conspicuously marked on a main part of the ship's permanent structure.</p> <p>ii. The name of the ship is to be marked on each of her bows and the port of registry of the ship is to be marked on the ships' stern in the manner directed by the Merchant Shipping (Registration) Act 2013.</p>					
Date: _____			<p>_____</p> <p>Registrar</p>		
<p>I hereby certify that I have inspected the above-named ship and find that:</p> <ul style="list-style-type: none"> • the official number and net tonnage as stated above, are conspicuously marked in as permanent a method as possible; • her name is marked on each of her bows; and • her name and the name of her port of registry are marked on her stern in the manner directed by the Merchant Shipping (Registration) Act 2013. 					
Date: _____			<p>_____</p> <p>Surveyor/Inspector of Marks</p>		

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Form 15

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3, 37 & 47)</i></p> <p><u>APPLICATION TO REGISTER A SHIP</u></p>		
TYPE OF REGISTRATION SERVICE(S) REQUIRED		
<input type="checkbox"/> First Registration	<input type="checkbox"/> Small Ship	
<input type="checkbox"/> Bareboat Charter In	<input type="checkbox"/> Renewal	
APPLICANT DETAILS		
Name	Address	Signature
Telephone No.	Fax No./ email address	Date
Proposed name of ship and alternative name(s) in order of preference (in case your first choice cannot be authorised)	1	
	2	
	3	
Port of Registry (if applicable)		
IMO number		
DETAILS OF SHIP OWNER(S)		
Name (surname, forename and title):		

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Address:	
Nationality:	
No. of shares held:	<input type="checkbox"/> Individually:
	<input type="checkbox"/> Jointly and with whom:
Name (surname, forename and title):	
Address:	
Nationality:	
No. of shares held:	<input type="checkbox"/> Individually
	<input type="checkbox"/> Jointly and with whom:
BAREBOAT CHARTER SHIP REGISTRATION (Complete if application is for Bareboat Charter Ship Registration)	
Name of Charterer	
Address of Charterer	
Commencement date of Charter Agreement	
Expiry of date of Charter Agreement	
Name of Ship on Primary Register	

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Identifying number (if any)	
In which country is the ship registered?	
Port of Registration	
DETAILS OF MANAGING OWNER (if applicable)	
Name	
Address	
Nationality	
No. of shares held	
DETAILS OF BODY COPORATE (if owner of ship)	
Name	
Address of registered office	
Territory of incorporation	
Principal place of business	
No. of shares held	<input type="checkbox"/> Individually:
	<input type="checkbox"/> Jointly and with whom:
DETAILS OF REPRESENTATIVE (if applicable)	
Name of a representative person	
Address of representative person/ place of business	
GENERAL PARTICULARS OF SHIP	
Name of Ship	

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Type of Ship	<input type="checkbox"/> dry	<input type="checkbox"/> cargo	<input type="checkbox"/> passenger	<input type="checkbox"/> bulk carrier
	<input type="checkbox"/> oil tanker	<input type="checkbox"/> other (specify)		
IMO/HIN Number				
Call Sign				
Port of choice				
Length (meters)				
Breadth (meters)				
Depth (meters)				
Built by	Name: Address:			
Place of build				
Year keel laid/when built				
Year of Build				
Date of Delivery				
Year of conversion				
Converted (altered) to				
Converted by				
Place of conversion				
Number of masts				
Number of decks				
Material used to construct Hull				
Method of propulsion	<input type="checkbox"/>	<input type="checkbox"/> steam	<input type="checkbox"/> motor	<input type="checkbox"/> dumb

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	sail			
PARTICULARS OF MAIN ENGINE(S)				
Make of engines				
Model of engines				
Number of engines				
Total power of engines (kilowatts)				
PARTICULARS OF TONNAGE				
Deadweight				
Gross tonnage				
Net tonnage				
Registered Tonnage				
Pre-1969 GRT (if applicable)				
CORRESPONDENCE				
<p>General correspondence and billings relation to ship should be sent to:</p> <p>Name:</p> <p>Address:</p> <p>Tel:</p> <p>Fax:</p> <p>Email:</p>				
<p>Emergency correspondence relating to ship should be sent to:</p> <p>Name of contact person ashore (DPA):</p> <p>Address:</p> <p>Tel:</p> <p>Fax:</p> <p>Email:</p>				

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INSURANCE			
<i>(Insert details here)</i>			
Application is hereby made for the registration of the above-described ship as a Montserrat ship under Part 2 of the Merchant Shipping (Registration) Act 2013.			
Signature _____			
<i>(Applicant)</i>			
Date: _____			
<i>*delete as necessary</i>			
The following documents have been included (where applicable) with this application (please write YES/NO in the space provided).			
Appointment of Representative Person		Declaration of Transmission	
Bill of Sale		Deletion Certificate	
Builders Certificate		Owner's/Mortgagee's Consent	
Certificate of Registry		Resolution to Sell	
Certificate of Survey		Shipyards Letter	
Charter Party Agreement		Tonnage Certificate	
Construction Contract		Transcript of Register	
Court Order		**Appointment of Authorised officer	

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Declaration of Eligibility		**Certificate of Good Standing	
Demise Charter		**Certificate(s) of incorporation (copy)	
Other (please specify)			
<i>**Applicable to Body Corporate</i>			

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Form 16

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 3)</i></p> <p><u>APPOINTMENT OF AUTHORISED OFFICERS FOR A BODY CORPORATE</u></p>		
Name of Ship		
Official Number/IMO Number		
Number, Year and Port of Registry (if applicable)		
Full Company Name		
Full address of place of business		
<p>The following officer(s) of the Corporation are hereby authorised to make and sign all declarations of ownership and/or other documents for and on behalf of the Corporation, as required under the Merchant Shipping (Registration) Act 2013.</p>		
Full name(s) of Authorised Officer(s)	Specimen Signature	Title
<p>The common seal of the Corporation was affixed to this authority in the presence of:</p>		
Officer	Full Name	Signature
Director		

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*Director/Secretary		
Authorised signatory		
Date:		
<i>*delete as necessary</i>		
NB: When there is no company seal, the authority must be notarized		

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Form 17

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Section 7)</i></p> <p><u>APPOINTMENT OF REPRESENTATIVE PERSON</u></p>	
DETAILS OF SHIP	
Name of Ship	
Official Number/IMO Number	
Number, Year and Port of Registry (if applicable)	
DETAILS OF REPRESENTATIVE PERSON	
Title	
Full name of individual or body corporate	
Full address (for body corporate give place of business)	
Contact Tel/Fax No./Email	
Specimen signature	
*I/We hereby _____ confirm	

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the appointment of _____ as the
representative person for the above described ship.

Signed: _____

Witness: _____

*delete as necessary

Date:

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Form 18

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Section 26)</i></p> <p><u>REQUEST FOR DUPLICATE CERTIFICATE</u></p>	
<p>TO: The Registrar of Shipping, _____</p>	
DETAILS OF SHIP	
Name of Ship	
Official Number	
IMO number	
Number, Year and Port of Registry (if applicable)	
DECLARATION	
<p>*I/We _____ <i>(Full name of owner/body corporate)</i> _____</p> <p>of _____ <i>(Address)</i> _____</p> <p>declare that:-</p> <p>1. The certificate of registry of the above described ship has been—</p> <ul style="list-style-type: none"><input type="checkbox"/> *lost/stolen. Should the original certificate be found or recovered it will be returned to the Registrar of Montserrat ships for cancellation.<input type="checkbox"/> destroyed<input type="checkbox"/> become defaced/illegible, and is hereby enclosed.	

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2. This information is true to the best of *my/our belief.

*I/We request a duplicate certificate of registry.

Declared before me this _____ day of _____

at _____

.....
(print name of signatory)

in the presence of
(print name of witness)

.....
(signature/capacity in which you witness Declaration)

.....
(signature of person making Declaration)

*delete as necessary

Date:

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Form 19

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p>(Regulation 9)</p> <p><u>APPOINTMENT OF MANAGING OWNER</u></p>	
DETAILS OF SHIP	
Name of Ship	
Official Number/IMO Number	
Number, Year and Port of Registry (if applicable)	
DETAILS OF MANAGING OWNER	
Title	
Full name of individual or body corporate	
Full address (for body corporate give place of business)	
Contact Tel/Fax No./Email	
Specimen signature	
*I/We hereby _____ confirm	

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<p>the appointment of _____ as managing owner for the above described ship.</p> <p>Signed: _____</p> <p>Witness: _____</p> <p>*delete as necessary</p>
<p>Date: _____</p>

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Form 20

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 23 & 39)</i></p> <p><u>APPLICATION FOR RENEWAL OF REGISTRATION</u></p>			
SECTION 1: DETAILS OF SHIP			
Name of Ship	Official Number	Date of Expiry	
SECTION 2: DECLARATION			
I declare that the details on the Certificate of Registry have not been changed and I apply for renewal.			
Name			
Signature			
Address			
Date			
SECTION 3: Have any of the owner's addresses as recorded on the Register, changed?			
Yes	<input type="checkbox"/>	If Yes, please complete question 4.	
No	<input type="checkbox"/>	If No, return this form to the Registrar.	
SECTION 4: Please enter the name and address of every owner.			
Full Name	Address(es)	Signatures	No. of shares

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FOR OFFICIAL USE	Renewal date	Expiry Date	
Registrar			

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Form 21

<p>MONTserrat</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 30)</i></p> <p><u>DISCHARGE OF MORTGAGE FORM</u></p>		
The mortgage reference no. (issued by the mortgagee) is:		
PARTICULARS OF SHIP		
Name of Ship	Official Number	Call Sign
Port of Registry	Year of Registration	Type of Ship
Length (meters)	Depth (meters)	Breadth (meters)
DISCHARGE OF MORTGAGE		
Full name and Address of Transferor		Full name and Address of Transferee
Tel:	Tel:	
Fax:	Fax:	
Email:	Email:	

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Before me:-		

REGISTRATION OF DISCHARGE OF MORTGAGE		
FOR OFFICIAL USE ONLY	I hereby certify that the within-written discharge of mortgage was recorded in the register of Montserrat ships on the following day and time: Date _____ Time _____ _____	
	Registrar	

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Form 22

<p>MONTSERRAT</p> <p>MERCHANT SHIPPING (REGISTRATION) ACT 2013</p> <p><i>(Regulation 32)</i></p> <p><u>NOTICE OF MORTGAGE OF INTENT</u></p>	
SECTION 1: DETAILS OF SHIP (complete if ship is currently registered in Montserrat)	
Name of Ship	Official Number
SECTION 2: DETAILS OF SHIP (complete if ship is currently <u>not</u> registered in Montserrat)	
Present name of ship	
Intended name of ship	
Intended port of choice	
Details of any permanent marks	
Approximate length (meters)	
If Ship is new, please attach the Builder's Certificate. If not available, complete the following:	
Full name and Address of Builder	
If the ship is registered outside Montserrat, please attach the certificate of registry and give:	
Port of Registration	

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SECTION 3: MORTGAGOR(S) (to be completed in all cases)			
Full Name	Address(es)	Signatures	No. of shares affected
SECTION 4: MORTGAGEE (to be completed in all cases)			
Mortgagee's Reference No. or Bank Sorting Code			
Name			
Address			
Signature			
Full Name			
Date			
FOR OFFICIAL USE ONLY			
Mortgage intent ___(priority)_____	RENEWAL		
recorded on the Register ___(date)_____.	Renewal date	Expiry Date	

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SCHEDULE 2— APPROVAL OF NAMES

(Regulation 12)

APPROVAL OF NAMES

1. Every application to the Registrar to approve a name shall specify a name in Roman letters; any numerals shall be in Roman or Arabic numerals.
2. Subject to paragraph 7, in respect of an application to register a ship on Part 1 or 3 of the Register, the Registrar shall not approve the proposed name if it is—
 - (a) already the name of a registered territory/British ship; or
 - (b) a name so similar to that of a registered territory ship as to be calculated to deceive or likely to confuse;
 - (c) a name which may be confused with a distress signal; or
 - (d) a name which is prefixed by any letters or name which could be taken to indicate a type of ship or any other word, prefix or suffix which might cause confusion as to the name of the ship.
3. Subject to paragraph 4, if the Registrar is satisfied that a name does not fall within paragraph 2(a) to (d) he shall notify the applicant in writing that the name is approved and the ship may be registered with that name.
4. Despite that the Registrar is satisfied as to paragraph 2, he may refuse to approve a name—
 - (a) which might cause offence or embarrassment;
 - (b) which has a clear and direct connection with the Royal family.
5. Any approval given under paragraph 2 shall be valid only for the period three months beginning with the date it is notified to the applicant.
6. If the Registrar is not so satisfied he shall notify the applicant accordingly.
7. Despite paragraph 2, the Registrar may allow the reservation of a ship's name or designation for a period of ten years if he is satisfied that—
 - (a) the ship is intended to replace another of the same name which is to be registered within ten years of the date of the application; and
 - (b) the applicant is the owner of a registered ship with the same name as that which is to be reserved and its territory registration will be closed before the registration of the new vessel; or

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- (c) the applicant is the owner of a registered ship with the same name as that which is to be reserved and it will be sold before the registration of the new vessel on condition that it changes its name and that its name is so changed.
8. Applications for a reservation under paragraph 7 must be accompanied by a full statement of the circumstances of the case.
9. Where a ship having once been registered has ceased to be registered, no person (unless ignorant of the previous registration (proof whereof will lie on him)) shall apply for registration of the ship other than by the name by which it was previously registered except with the written permission of the Registrar.
-

SCHEDULE 3— MARKING

(Regulation 14)

MARKING

A pleasure vessel which is under twenty four metres in length is to be marked as follows—

- (a) the official number and registered tonnage are—
- (i) to be marked on the main beam or, if there is no main beam, on a readily accessible visible permanent part of the structure of the pleasure vessel either by cutting in, centre punching or raised lettering, or
 - (ii) to be engraved on plates of metal, wood or plastic, secured to the main beam (or, if there is no main beam, to a readily accessible visible permanent part of the structure with rivets, through bolts with the ends clenched), or screws with the slots removed;
- (b) the name (unless an exempted ship), is to be marked on a conspicuous and permanent part of the stern on a dark background in white or yellow letters, or on a light background in black letters, the letters being not less than five centimetres high and of proportionate breadth, or, where this is not possible, by the alternative methods given below—

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- (i) by engraving on plates of metal or of plastic or by cutting in on a shaped wooden chock. Where a shaped wooden chock is used it should be secured to the hull through bolts, the ends being clenched, or
- (ii) by individual glass reinforced plastic letters and numbers approximately 2mm in thickness. These to be fixed to the hull with epoxy adhesive, and painted with suitable paint and coated with translucent epoxy resin,
- (iii) where metal or plastic plates have been used these must be fixed by the use of epoxy adhesives. Metal or plastic plates secured by adhesives should be coated with translucent epoxy resin after they have been fixed in position.

SCHEDULE 4— DETAILS TO GO ON REGISTER

(Regulation 18)

DETAILS TO GO ON REGISTER

1. The following information is to be registered about each owner who is an individual—
 - (a) surname, forename and title;
 - (b) address;
 - (c) nationality;
 - (d) number of shares owned by him, and if held jointly, with whom the shares are held;
 - (e) the name of the managing owner.
2. The following information is to be registered about each owner which is a body corporate—
 - (a) name of owner;
 - (b) the address of its registered office;
 - (c) territory of incorporation;
 - (d) where it is a body corporate incorporated in Montserrat, in the United Kingdom or in a relevant overseas territory, its principal place of business;

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- (e)* where it is a body corporate incorporated in a another State other than Montserrat, its place of business in Montserrat;
 - (f)* number of shares owned by the company, and if held jointly, with whom the shares are held.
- 3. The following information is to be registered about any representative person—
 - (a)* the full name of the individual or body corporate; and
 - (b)* the address of the individual in Montserrat, or the place of business in the body corporate in Montserrat.
- 4. The following information is to be registered about ships registered or to be registered on Part 1 of the Register—
 - (a)* name;
 - (b)* either the IMO number or the International Standards Organisation Hull Identification Number (HIN), as appropriate;
 - (c)* radio call sign;
 - (d)* port of choice;
 - (e)* official number;
 - (f)* year of build;
 - (g)* method of propulsion e.g. whether sail, steam, motor or dumb;
 - (h)* where built;
 - (i)* name and address of builders;
 - (j)* date keel laid/when built;
 - (k)* length-metric units;
 - (l)* breadth-metric units;
 - (m)* depth-metric units;
 - (n)* type of ship e.g. dry cargo, oil tanker, passenger, bulk carrier;
 - (o)* material used to construct hull;
 - (p)* the of the following tonnages as are specified in the certificate of survey: gross, net and registered;
 - (s)* make and model of engine(s);
 - (t)* total power of engines in kilowatts.
- 5. In addition to the information in paragraph 4 the following is to be registered in respects of bareboat charter ships—

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- (a) the name and address of the owner;
- (b) the name and address of the charterer;
- (c) the name and address of any representative person;
- (d) the unique number allocated to the ship for identification purposes by its primary register;
- (e) its country of original registration;
- (f) commencement date of the charter period and its expiry date;
- (g) the name by which the ship is known on the primary register (or a translation of that name).

SCHEDULE 5 — CERTIFICATE OF REGISTRY

(Regulations 19 and 67)

CERTIFICATE OF REGISTRY

1. A certificate of registry for a ship registered or to be registered on Part 1 of the Register shall contain—
 - (a) the full name and address of the owner(s);
 - (b) the number of shares owned by each owner and, if any are jointly owned, with whom they are owned;
 - (c) the following information about the ship—
 - (i) name,
 - (ii) either the IMO number or HIN number, as appropriate,
 - (iii) radio call sign,
 - (iv) official number,
 - (v) year built,
 - (vi) method of propulsion e.g. whether sail, steam, motor or dumb,
 - (vii) length-metric units,
 - (viii) breadth-metric units,
 - (ix) depth-metric units,
 - (x) type of ship e.g. dry cargo, oil tanker, passenger, bulk carrier,

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(xi) the following tonnages as are specified in the certificate of survey: gross, net and registered,

(xii) engine make and model,

(xiii) engine power in kilowatts;

(d) the date of issue of the certificate;

(e) the date the certificate expires.

2. Bareboat Charter Ships

A certificate of bareboat charter registry for ships registered or to be registered on Part 3 of the Register shall contain the details prescribed by paragraph 1(a), (c), (d) and (e) and the following—

(a) the name and address of the charterer;

(b) the unique number allocated to the ship for identification purposes by its primary register;

Made by Governor acting on the advice of Cabinet this 24th day of July, 2014.

Angela Estwick
CABINET SECRETARY (Ag.)

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Angela Estwick
CABINET SECRETARY (Ag.)