

A BILL

entitled

MARINE BOARD AMENDMENT ACT 2010

2010 :

WHEREAS it is expedient to amend the Marine Board Act 1962;

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Short title

1 This Act, which amends the Marine Board Act 1962, may be cited as the Marine Board Amendment Act 2010.

Amends section 10

2 Section 10 of the Marine Board Act 1962 is amended—

(a) by inserting the following, next after subsection (1)—

“(1A) After consultation with the Ports Authority, the Minister may, subject to any terms and conditions, grant to a boat an exemption from any prohibition or restriction set out in a Notice published under subsection (1)(aa).

(1B) An exemption granted under subsection (1A) shall be in writing and shall at all times be posted by the owner in a conspicuous part of the boat as the Director may designate.”; and

(b) by deleting subsection (3) and substituting the following—

“(3) The master of any ship or boat commits an offence if he fails to observe the requirements of—

(a) any Notice to Mariners published under subsection (1);

(b) any term or condition of an exemption granted under subsection (1A); or

(c) any sign erected under subsection (2).”.

## MARINE BOARD AMENDMENT ACT 2010

### EXPLANATORY MEMORANDUM

This Bill seeks to amend the Marine Board Act 1962 (the “principal Act”) to provide for a boat to be exempted from a prohibition or restriction in a Notice published under section 10(1)(aa) of the principal Act.

Clause 1 provides a short title for the Bill.

Clause 2 seeks to amend section 10 of the principal Act to give the Minister power to grant an exemption to any prohibition or restriction in a Notice published under subsection (1)(aa). The exemption may be subject to terms and conditions. Clause 2 also seeks to amend subsection (3) to make it an offence for a person to fail to comply with the requirements of the terms and conditions of an exemption.