

**THE MARINE BOARD AMENDMENT ACT 1997**

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**BERMUDA  
1997 : 23**

**THE MARINE BOARD AMENDMENT ACT 1997**

[Date of Assent 11 July 1997]

[Operative Date 11 July 1997]

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:—

**Citation**

1 This Act which amends the Marine Board Act 1962 (hereinafter referred to as "the principal Act") may be cited as the Marine Board Amendment Act 1997.

**Amends section 2 of principal Act**

2 Section 2 of the principal Act is amended—

(a) by inserting immediately before the definition of the expression "boat" the following—

" "barge" means a craft—

(a) made or adapted for the purpose of transporting material and equipment;

(b) used or intended to be used for the purpose of dredging; or

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- (c) made or adapted for the purpose of carrying out marine construction works,  
within the territorial waters of Bermuda but does not include such a craft unless it is used for commercial purposes;";
- (b) in the definition of the expression "boat" by inserting next after the word "ship" the words "and includes a barge"; and
- (c) by inserting next after the definition of the expression "licensed pilot" the following—
  - " "marine construction works" includes any works carried out on the bed of the sea;".

### **Amends section 78 of principal Act**

3 Section 78 of the principal Act is amended in subsection (1) by deleting paragraph (a) and substituting the following—

- "(a)with respect to the registration, classification and licensing of any boat—
  - (i) used for carrying passengers or cargo; or
  - (ii) used for any other purpose,

within the territorial waters of Bermuda, and for specifying the conditions subject to which such registration, classification or licensing may from time to time be renewed, amended or cancelled;".

### **Inserts new section 103A in principal Act**

4 The principal Act is amended by inserting next after section 103 the following—

#### **"Penalty for late payment of light tolls, etc.**

103A Where—

- (a) light tolls payable pursuant to section 25;
- (b) pilotage dues payable pursuant to section 63;
- (c) increased pilotage dues payable pursuant to section 65 or 66;
- (d) wharfage payable pursuant to any provision of law;
- (e) port dues payable pursuant to section 76; or

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(f) dues payable in respect of sea-borne services pursuant to section 97,

have not, within a period of forty-five days commencing on the date of a demand therefor, been paid by the person liable to make such payment there shall thereafter, in addition to the amount specified in the demand, be payable by the person so liable a penalty in the amount of ten per centum of the amount for which the demand was made, and the provisions of sections 26 and 108 shall apply to every such penalty levied in respect of light tolls and pilotage dues."