

Marine (1896) Department.

G.O., No. 95 Mar

DATED 15/2/96

[Despatch Abstract.]

Ship belonging to the Kingdom of
Denmark. Govt of India ^{resolution} directing
that certain ~~orders~~ exempting from re-
measurement for tonnage certain
be published in the Gazette of India
Record

14. 2. 56

Republish this when it appears in the Gazette of India. This notification will be more complete than the one which has already appeared in the Fort St. George Gazette under the E.O. quoted above.

K.S.

17/2 ✓

(1896 .)

REVENUE DEPARTMENT.

ABSTRACT.

Current Number. 922.

From

The Government of India,
Finance and Commerce Deptt.

Recd: 13.2.96

Endorsement No. 560 Mis. d/ 8th Feb. 1896.

Transferred to the
Marine Department.

(True Extract)

Donald Davidson
Ag. Under Secretary to Govt

Dated Calcutta, the 31st Jan. 1896.

Received 5th Feb. 1896.

Enclosures

To

The Marine Department.

No. 525 S.R.

Copy to the Board of Revenue, Sep. Rev.

SUBJECT.

Orders in Council exempting

from remeasurement for tonnage certain
ships belonging to the Kingdom of Den-
mark.

No. 525 S. R.

GOVERNMENT OF INDIA.

FINANCE AND COMMERCE DEPARTMENT.

STATISTICS and COMMERCE.

Commerce and Trade.
Merchant Shipping.

RESOLUTION.

Calcutta, the 31st January 1896.

READ the following Orders of Her Majesty in Council, dated, respectively, the
29th February 1868, the 30th December 1878, the 20th April 1883,
and the 21st November 1895, regarding the exemption from remeasurement
for tonnage of certain ships belonging to the Kingdom of Denmark:—

AT THE COURT AT OSBORNE HOUSE, ISLE OF WIGHT.

The 29th day of February 1868.

PRESENT:

The Queen's Most Excellent Majesty in Council.

Whereas by "The Merchant Shipping Act Amendment Act, 1862," it is enacted
that "whenever it is made to appear to Her Majesty that the rules concerning the
measurement of tonnage of merchant ships for the time being in force under the principal
Act have been adopted by the Government of any foreign country, and are in force in
that country, it shall be lawful for Her Majesty by Order in Council to direct that ships
of such foreign country shall be deemed to be of the tonnage denoted in their certificates
of registry or other national papers; and thereupon it shall no longer be necessary for
such ships to be remeasured in any port or place in Her Majesty's dominions, but such
ships shall be deemed to be of the tonnage denoted in their certificates of registry, or other
papers, in the same manner, to the same extent, and for the same purposes in, to, and for
which the tonnage denoted in the certificates of registry of British ships is to be deemed
of the tonnage of such ships." And whereas it has been made to appear to Her Majesty
that the rules concerning the measurement of tonnage of merchant ships now in force
under "the Merchant Shipping Act, 1854," have been adopted by the Government of
His Majesty the King of Denmark and are in force in that country and that such rules
came into operation on the 1st of October, 1867.

Her Majesty is hereby pleased, by and with the advice of Her Privy Council, to direct
that the ships of Denmark, the certificates of Danish nationality and registry of which
are dated on and after the said 1st of October, 1867, shall be deemed to be of the tonnage
denoted in the said certificates of Danish nationality and registry.

AT THE COURT AT OSBORNE HOUSE, ISLE OF WIGHT.

The 30th day of December 1878.

PRESENT:

The Queen's Most Excellent Majesty in Council.

Whereas by "The Merchant Shipping Act Amendment Act, 1862," it is enacted that
"whenever it is made to appear to Her Majesty that the rules concerning the measure-
ment of tonnage of merchant ships for the time being in force under the principal Act
have been adopted by the Government of any foreign country, and are in force in that
country, it shall be lawful for Her Majesty by Order in Council to direct that the ships
of such foreign country shall be deemed to be of the tonnage denoted in their certificates
of registry or other national papers; and thereupon it shall no longer be necessary for
such ships to be remeasured in any port or place in Her Majesty's dominions, but such
ships shall be deemed to be of the tonnage denoted in their certificates of registry, or
other papers, in the same manner, to the same extent, and for the same purposes in, to,
and for which the tonnage denoted in the certificates of registry of British ships is to be
deemed the tonnage of such ships."

And whereas by "The Merchant Shipping Act, 1876," it is enacted that when "Her Majesty has power under 'The Merchant Shipping Act, 1854,' or any Act passed or hereafter to be passed amending the same, to make an Order in Council, it shall be lawful for Her Majesty from time to time to revoke, alter, or add to any Order so made."

And whereas by an Order in Council dated 29th day of February, 1868, Her Majesty, to whom it was made to appear that the said rules for the measurement of the tonnage of merchant ships had been adopted by the Government of His Majesty the King of Denmark, was pleased to direct that the ships of Denmark, the certificates of Danish nationality and registry of which were dated on and after the 1st October, 1867, should be deemed to be of the tonnage denoted in the said certificates of Danish nationality and registry.

And whereas certain modifications have been recently made in the rules concerning the measurement of tonnage of merchant ships in force in Denmark, whereby, from and after the 1st day of October, 1878, the allowance for engine-room in certain steamships will be estimated in a mode differing from that in force in this country.

And whereas it has been made to appear to Her Majesty that it is desirable to alter the said Order in Council so far as the same applies or relates to the mode of estimating the allowance for engine-room in Danish steamships; Her Majesty is hereby pleased, by and with the advice of Her Privy Council, to direct as regards Danish steamships that if the owner or master of any merchant ship belonging to the said Kingdom of Denmark, and measured after the said 1st day of October, 1878, which is propelled by steam, or any other power requiring engine-room, desires the allowance for engine-room in his ship to be estimated under the rules for engine-room measurement and allowance applicable to British ships, instead of under the Danish rule, the engine-room shall be measured and the allowance calculated according to the British rules.

AT THE COURT AT OSBORNE HOUSE, ISLE OF WIGHT.

The 20th day of April 1883.

PRESENT:

The Queen's Most Excellent Majesty in Council.

Whereas by "The Merchant Shipping Act Amendment Act, 1862," it is enacted that "whenever it is made to appear to Her Majesty that the rules concerning the measurement of tonnage of merchant ships for the time being in force under the principal Act have been adopted by the Government of any foreign country, and are in force in that country, it shall be lawful for Her Majesty by Order in Council to direct that the ships of such foreign country shall be deemed to be of the tonnage denoted in their certificates of registry, or other national papers; and thereupon it shall no longer be necessary for such ships to be remeasured in any port or place in Her Majesty's dominions, but such ships shall be deemed to be of the tonnage denoted in their certificates of registry, or other papers, in the same manner, to the same extent, and for the same purposes in, to, and for which the tonnage denoted in the certificates of registry of British ships is to be deemed the tonnage of such ships."

And whereas by the Merchant Shipping Act, 1876, it is enacted that "where Her Majesty has power under the Merchant Shipping Act, 1854, or any Act passed or hereafter to be passed amending the same, to make an Order in Council, it shall be lawful for Her Majesty from time to time to make such Order in Council, and by Order in Council to revoke, alter, or add to any Order so made."

And whereas by Order in Council dated the 29th day of February, 1868, Her Majesty, to whom it was made to appear that the rules concerning the measurement of tonnage of merchant ships now in force under the Merchant Shipping Act, 1854, had been adopted by the Government of His Majesty the King of Denmark, and were in force in that country, was pleased to direct that the ships of Denmark, the certificates of Danish nationality and registry of which were dated on or after the 1st day of October, 1867, should be deemed to be of the tonnage denoted in the said certificates of Danish nationality and registry.

And whereas certain modifications were subsequently made in the said rules concerning the measurement of tonnage of merchant ships in Denmark, whereby from and after the 1st day of October, 1878, the allowance for engine-room in certain steamships would be estimated in a mode differing from that in force in this country; and it was made to appear to Her Majesty that it was desirable to alter the said first-recited Order in Council so far as the same applied or related to the mode of estimating the allowance for engine-room in Danish steamships.

And whereas Her Majesty by Order in Council dated the 30th day of December, 1878, was pleased to direct as regards Danish steamships that if the owner or master of any Danish steamship measured after the said 1st day of October, 1878, desires the allowance for engine-room in his ship to be estimated under the British instead of under the Danish rules, such engine-room shall be measured and the allowance calculated according to the British rules.

And whereas it has been made to appear to Her Majesty that it is expedient that certain additions should be made to the provisions of the said last-recited Order in Council in regard to the mode of estimating the net registered tonnage of certain Danish steamships.

Now, therefore, Her Majesty in virtue of the powers vested in Her by the said recited Acts, and by and with the advice of Her Privy Council, is further pleased to direct as follows, *vis.*, that in the event of the net registered tonnage of merchant ships belonging to the said Kingdom of Denmark, which are propelled by steam or any other power requiring engine-room estimated under the British rules, being denoted in the said certificates of Danish nationality and registry issued on or after the 1st day of September, 1882, such ships shall be deemed to be of the tonnage so denoted in the said certificates.

AT THE COURT AT WINDSOR.

The 21st day of November 1895.

PRESENT:

The Queen's Most Excellent Majesty in Council.

Whereas by an Order in Council dated the 29th day of February, 1868, made by Her Majesty in exercise of the powers conferred upon Her by the Merchant Shipping Act Amendment Act, 1862, Her Majesty was pleased to direct that the ships of Denmark, the certificates of Danish nationality and registry of which were dated on and after the 1st October, 1867, should be deemed to be of the tonnage denoted in the said certificates of Danish nationality and registry:

And whereas by another Order in Council dated the 30th day of December, 1878, Her Majesty was pleased to direct as regards Danish steamships that if the owner or master of any merchant ship belonging to the Kingdom of Denmark and measured after the 1st day of October, 1878, which is propelled by steam or any other power requiring engine-room, should desire the allowance for engine-room in his ship to be estimated under the rules for engine-room measurement and allowance applicable to British ships instead of under the Danish rule, the engine-room should be measured and the allowance calculated according to the British rules:

And whereas by another Order in Council dated the 20th day of April, 1883, Her Majesty was further pleased to direct that in the event of the net registered tonnage of merchant ships belonging to the said Kingdom of Denmark, which are propelled by steam or any other power requiring engine-room estimated under the British rules, being denoted in the said certificates of Danish nationality and registry issued on or after the 1st day of September, 1882, such ships should be deemed to be of the tonnage so denoted in the said certificates:

And whereas by section 84 of the Merchant Shipping Act, 1894, it is enacted that whenever it appears to Her Majesty the Queen in Council that the tonnage regulations of that Act have been adopted by any foreign country and are in force there, Her Majesty in Council may order that the ships of that country shall, without being remeasured in Her Majesty's dominions, be deemed to be of the tonnage denoted in their certificates of registry, or other national papers, in the same manner, to the same extent, and for the same purposes as the tonnage denoted in the certificate of registry of a British ship is deemed to be the tonnage of that ship:

And whereas it has been made to appear to Her Majesty that the tonnage regulations of the Merchant Shipping Act, 1894, have been adopted by the Government of His Majesty the King of Denmark, and that such regulations are now in force in that country, having come into operation on the 1st day of April, 1895:

And whereas there still are or may be ships belonging to the Kingdom of Denmark to which the hereinbefore recited Orders of the 29th February, 1868, the 30th December, 1878, and the 20th April, 1883, may respectively apply, and it is expedient not to revoke the same, but to let the said recited Orders remain in force so long as there are any ships to which the same may so respectively apply:

And whereas the provisions of Section one of the Rules Publication Act, 1893, have been complied with:

Now, therefore, Her Majesty (in pursuance and exercise of the powers hereinbefore mentioned) is hereby pleased, by and with the advice of Her Privy Council, to decree that the merchant ships of the Kingdom of Denmark, the measurement whereof shall on or after the 1st day of April, 1895, have been ascertained and denoted in the certificates of registry or other national papers of such ships, shall be deemed to be of the tonnage denoted in their certificates of registry, or other national papers, in the same manner, to the same extent, and for the same purposes as the tonnage denoted in the certificate of registry of a British ship is deemed to be the tonnage of that ship.

ORDERED, that the Orders in Council be published in the *Gazette of India*. Also that copy be forwarded to the Governments of Madras, Bombay and Bengal and to the Chief Commissioner of Burma.

J. F. FINLAY,
Secy. to the Govt. of India.

GOVERNMENT OF INDIA.

Finance and Commerce Department.

STATISTICS and COMMERCE.

Commerce and Trade.

Merchant Shipping.

RESOLUTION.

To

THE GOVERNMENT OF MADRAS
BOMBAY.
BENGAL
" CHIEF COM MISSIONER OF BURMA.

No. 525 S.R.

Dated Calcutta, the 31st January 1896.

Orders in Council exempting from remeasurement for tonnage certain ships belonging to the Kingdom of Denmark.