



## REGISTRATION OF PLEASURE CRAFT REGULATIONS 2017

### Index

Regulation	Page
1 Title .....	3
2 Commencement .....	3
3 Interpretation.....	3
4 Application .....	3
5 Registration.....	4
6 Measurements .....	4
7 Pleasure craft markings .....	5
8 Production of certificates .....	5
9 Change of ownership .....	5
10 Changes to registered details .....	6
11 Cancellation of registration .....	6
12 Lost certificates.....	6
13 Failure to comply with regulations .....	6
14 Penalties .....	7
15 Prescribed fees.....	7
 <b>SCHEDULE 1</b>	 <b>9</b>
PROVISIONS RELATING TO SYMBOL AND NUMBERS OF PLEASURE CRAFT	9
 <b>SCHEDULE 2</b>	 <b>10</b>
CONTENT OF A CERTIFICATE OF REGISTRATION	10
 <b>SCHEDULE 3</b>	 <b>11</b>
RULE FOR MEASUREMENT OF A PLEASURE CRAFT	11
 <b>SCHEDULE 4</b>	 <b>12</b>
FEES	12



Statutory Document No. 2017/0136



*Harbours Act 2010*

## REGISTRATION OF PLEASURE CRAFT REGULATIONS 2017

*Approved by Tynwald: 18 July 2017*  
*Coming into Operation: 1 August 2017*

The Department of Infrastructure makes the following Regulations under section 54 of the Harbours Act 2010.

### 1 Title

These Regulations are the Registration of Pleasure Craft Regulations 2017.

### 2 Commencement

If approved by Tynwald, these Regulations come into operation on 1 August 2017.

### 3 Interpretation

In these Regulations —

“**the register**” means the register of pleasure craft kept in accordance with regulation 4(3);

“**the registrar**” means the registrar of pleasure craft and includes an Assistant Registrar appointed in accordance with Regulation 4(2);

“**the prescribed fee**” means the appropriate fee specified in Schedule 3 of these Regulations;

“**certificate of registration**” means the certificate or log book issued by the Department upon registration of a pleasure craft in accordance with regulation 5.

### 4 Application

(1) The port of registry for pleasure craft is Douglas and the distinguishing mark for pleasure craft registered at that port is the symbol specified in paragraph 1 of Schedule 1.

- (2) The Department must appoint one of its officers to be the registrar of pleasure craft and may appoint one or more officers to act as assistant registrars.
- (3) A consecutive number register of pleasure craft must be kept at the port of registry in a form approved by the Department.

## **5 Registration**

- (1) The owner of any pleasure craft seeking registration in the Island must make an application to have that craft entered in the register and must obtain for every craft belonging to him or her a certificate of registration in accordance with these Regulations.
- (2) The application must be made to the registrar on a form supplied by the Department, and with the particulars indicated therein, and accompanied with the prescribed fee.
- (3) New applications must be accompanied by the following documents—
  - (a) bill of sale, or other proof of ownership of the pleasure craft;
  - (b) photographic identification of the applicant;
  - (c) a utility bill (but not for a mobile telephone) dated within the previous 6 months showing proof of address;
  - (d) certificate of insurance.
- (4) The registrar, on the receipt of the application, must assign a number to the pleasure craft, and after receiving certificates as to the dimensions and livery of the craft, and having no reason to doubt the correctness of the particulars contained in the application, must cause the craft to be registered, and must issue a certificate of registration to the applicant.
- (5) The certificate of registration must contain the particulars listed in Schedule 2.

## **6 Measurements**

- (1) Every pleasure craft, other than a craft which is also registered or deemed to be registered under the Merchant Shipping Registration Act 1991, must, before registration, be measured by the registrar or another duly appointed officer of the Department, and the dimensions ascertained in accordance with the rule set out in Schedule 3.
- (2) The ascertained dimensions must be set out in the certificate of registration.
- (3) Where a pleasure craft is not measured by the registrar, the officer who measures that craft must issue a certificate specifying the dimensions of the craft and that certificate must be delivered to the registrar before the craft is registered.

## **7 Pleasure craft markings**

- (1) After registration, the number assigned to the pleasure craft must be affixed by the owner to the pleasure craft (within a period of 7 days following the date of registration) in such places and in such manner as the registrar may direct, and must comply with paragraph 2 of Schedule 1.
- (2) The symbol prescribed in paragraph 1 of Schedule 1 and the number assigned to the pleasure craft must, at all times, be effectively displayed and renewed when required.
- (3) Every small boat carried by, or attached to, any pleasure craft as a tender must be marked by the owner with the same symbol and numbers as the craft to which it belongs and must be so marked as to be easily distinguished.

## **8 Production of certificates**

- (1) The owner of a pleasure craft must submit the certificate of registration of his or her craft for examination to the registrar (or other officer empowered by these Regulations to receive applications for registration) when required to do so.
- (2) The registrar or other officer must endorse his or her name on the certificate of registration, together with the date of examination.

## **9 Change of ownership**

- (1) In the event of a change of ownership of a pleasure craft, the former owner must —
  - (a) deliver to the new owner the section of the certificate of registration marked RPC1 issued in respect of the pleasure craft; and
  - (b) deliver to the registrar the section of the certificate of registration marked RPC2 notifying the registrar the change of ownership.
- (2) On such a change of ownership, the new owner must complete and submit a form, supplied by the Department together with the section marked RPC1 of the certificate of registration, [within 7 days of purchasing the pleasure craft,] to the registrar for the entry of his name in the register as the new owner.
- (3) An application under paragraph (2) must be accompanied by —
  - (a) the certificate of registration;
  - (b) the documents listed in regulation 5(3); and
  - (c) the prescribed fee.

- (4) After recording the change of ownership in the register, the registrar must issue a new certificate of registration to the new owner within 7 days.

## **10 Changes to registered details**

- (1) The owner of a pleasure craft must notify the registrar of any material changes to the craft details.
- (2) A material change is one which affects any of the items listed in paragraphs 1(3) to 1(12) of Schedule 2.
- (3) In all cases of a material change, the registrar —
  - (a) must alter the register and the certificate of registration accordingly with the new details; and
  - (b) must not delete the previous details from the register or the certificate of registration.

## **11 Cancellation of registration**

- (1) Where a registered pleasure craft—
  - (a) has been lost, burnt, broken up, or ceases to be such a craft; or
  - (b) is to be permanently removed from the Island;

the owner of the pleasure craft must immediately give notice thereof to the registrar, and must deliver to the registrar the certificate of registration, or account for the same to the satisfaction of the registrar. The registrar must thereupon cancel the certificate of registration and note the cancellation in the register against the pleasure craft's entry.
- (2) If, from any representation made by the owner or otherwise, the Department is satisfied that any pleasure craft has ceased to exist as such a craft, although the owner may have omitted or been unable to give notice of the same as required, it may direct that the registration of such craft must be cancelled.

## **12 Lost certificates**

When the owner of a pleasure craft applies to, and proves to the satisfaction of, the registrar that the certificate of registration of the craft has been mislaid, lost or destroyed, the registrar may on the payment of the prescribed fee grant to the owner a copy of the certificate of registration of the craft certified under his or her hand to be a true copy, and that copy has all the effect of the original.

## **13 Failure to comply with regulations**

- (1) Any owner of a pleasure craft who —

- (a) fails to register his or her pleasure craft in accordance with regulations 5 or 9(2); or
  - (b) fails to mark his or her pleasure craft or any tender in accordance with regulations 7(1) and/or 7(3); or
  - (c) fails to submit a certificate of registration in accordance with regulation 8(1); or
  - (d) fails to notify the registrar of a material change in the registered details in accordance with regulation 10,
- shall be guilty of an offence.
- (2) Any person who, without reasonable excuse –
- (a) effaces, alters, makes illegible, covers or conceals, in any manner whatsoever, the symbol prescribed by these regulations or the number assigned to the pleasure craft; or
  - (b) fails to deliver up to a new owner the certificate of registration in accordance with regulation 9(1)(a); or
  - (c) fails to notify the registrar of a change of ownership in accordance with regulation 9(1)(b); or
  - (d) fails to account for the whereabouts of a certificate of registration when requested to do so; or
  - (e) fails to deliver up to the registrar the certificate of registration in accordance with regulation 11(1),
- shall be guilty of an offence.

## 14 Penalties

Any person guilty of an offence under these Regulations shall be liable on summary conviction to a fine not exceeding £5,000.

## 15 Prescribed fees

The fees specified in Schedule 4 of these Regulations shall have effect for the purposes of these Regulations.

**MADE 14 JUNE 2017**

**R K HARMER**  
*Minister for Infrastructure*





**SCHEDULE 1**

[Regulation 4]

**PROVISIONS RELATING TO SYMBOL AND NUMBERS OF PLEASURE CRAFT**

- 1 The symbol portrayed adjoining the number shall be the “Three Legs of Man” in white on a red background and must be displayed so as to appear alongside the number, that has been assigned to the pleasure craft under regulation 5(4), nearest to the bow of the pleasure craft.
- 2 The numbers assigned to a pleasure craft must—
  - (a) be depicted in black figures;
  - (b) not be less than 7 centimetres in height;
  - (c) be on a white rectangular background at least 1 centimetre above below and on either side of the figures; and
  - (d) be conspicuous.

**SCHEDULE 2**

[Regulation 5]

**CONTENT OF A CERTIFICATE OF REGISTRATION**

- 1 The certificate of registration must contain the following particulars —
- (1) Name of the registered owner;
  - (2) Address of the registered owner;
  - (3) Registration number;
  - (4) Pleasure craft name;
  - (5) Length of the craft;
  - (6) Beam of the craft;
  - (7) Type of craft;
  - (8) Class of craft;
  - (9) Number of hulls;
  - (10) Construction material;
  - (11) Colour(s);
  - (12) Details of tenders.

**SCHEDULE 3**

[Regulation 6]

**RULE FOR MEASUREMENT OF A PLEASURE CRAFT**

When measuring a pleasure craft, the registrar or another appointed officer must measure the length from fore part of head to stem, to after part of head of stern post or after part of transom or tuck. The registrar must then measure the greatest breadth of the vessel to the outside of the outer planking.

**SCHEDULE 4**

[Regulation 15]

**FEEES**

<b>1</b>	<b>First Registration</b>	<b>£50</b>
<b>2</b>	<b>Amendment of Certificate</b>	<b>£25</b>
<b>3</b>	<b>Duplicate Certificate</b>	<b>£20</b>

*EXPLANATORY NOTE*

*(This note is not part of the Regulations)*

These Regulations make provision for the registration and measurement of pleasure craft.

Regulation 7 requires a number to be assigned to a pleasure craft. Regulations 9 and 10 deal with change of ownership and changes to the registered details, respectively.

Regulation 11 makes provision for the cancellation of a registration. Regulation 12 makes provision for lost certificates.

Failure to comply with the Regulations will result in a person being guilty of an offence. Any person guilty of an offence shall be liable on summary conviction to a fine not exceeding £5,000.

Regulation 15 and Schedule 4 make provision for fees to be charged in respect of purposes of these regulations.