

(2) The Governor in Council may, by regulation, exempt ships in the service of Canada, other than those referred to in subsection (1), ships in the service of a province or"

*Clause BI-4 of Schedule III*

Strike out line 9, on page 28, and substitute the following therefor:

"territorial sea of Canada"

*Clause BI-6 of Schedule III*

Add immediately after line 12, on page 29, the following subclause:

"(2.1) Notwithstanding subsection (1), a provision of this Code does not apply to a Canadian ship that is within the waters of a foreign state where compliance with such provision would require a person to contravene a law of that foreign state that, by its express terms, applies both to the ships of that state and to all other ships within the waters of that state."

*Clause BI-9 of Schedule III*

Strike out lines 3 to 14, inclusive, on page 30, and substitute the following therefor:

"BI-9. (1) Where any proceedings are taken under this Code or any other Act of Parliament, against a foreign registered ship, or against the master or owner of a foreign registered ship as such master or owner, notice in writing of such proceedings shall forthwith be given to the consular officer for the state in which the ship is registered or otherwise documented at or nearest to the port where the ship is for the time being, and such notice shall specify the grounds on which the proceedings have been taken.

(2) Subsection (1) does not apply where, before notice is given in accordance with that subsection, security has been given in respect of the proceedings taken under this Code or any other Act of Parliament and the ship to which those proceedings relate has been released from detention or arrest.

*Clause BI-20 of Schedule III*

Add immediately after line 27, on page 37, the following subclause:

"(1.1) No person who knows or who ought reasonably to know that a ship has been arrested as provided in subsection (1) shall give clearance in respect of that ship unless he has reasonable grounds to believe that the ship has been released from arrest."

Strike out line 32, on page 37, and substitute the following therefor:

"and use of the ship; and"

*Clause BI-25 of Schedule III*

Strike out lines 7 to 9, inclusive, on page 43, and substitute the following therefor:

"served;"

In the English version, strike out line 26, on page 43, and substitute the following therefor:

"be found by fixing a copy thereof to a"

*Clause BII-9 of Schedule III*

Strike out lines 28 to 31, inclusive, on page 53, and substitute the following therefor:

"its name, draught marks, official number and home port in accordance with regulations made under section BII-10."

Strike out lines 38 and 39, on page 53, and substitute the following therefor:

"in accordance with regulations made under section BII-10."

*Clause BII-24 of Schedule III*

Strike out line 41 on page 59 and lines 1 and 2, on page 60, and substitute the following therefor:

"shall be established at a place designated in Canada by the Minister."

*Clause BII-27 of Schedule III*

Strike out lines 19 to 38, inclusive, on page 60, and substitute the following therefor:

"BII-27. (1) A document that is required or authorized to be filed with the Registrar may be filed by producing the original document and an exact copy thereof at the registry or at the office of a deputy registrar at any port or place in Canada.

(2) Documents and copies filed in a manner provided by subsection (1) shall be marked with an identifying stamp indicating the date and time of receipt thereof in the registry or in the office of a deputy registrar and, subject to section BII-32., shall be recorded by the Registrar in the order of their receipt as so indicated.

(3) An original document filed in a manner provided by subsection (1) shall, forthwith after it is marked as required by subsection (2), be returned to the person by whom it was produced for filing.

*New Clause BII-28 of Schedule III*

Add immediately after Clause BII-27, on page 60, the following new Clause BII-28:

BII-28. Where a document is filed with the Registrar by producing the original document and an exact copy thereof at the office of a deputy registrar, the deputy registrar shall forthwith

(a) advise the Registrar of the time and date of filing of the document and provide him with a summary of its contents; and

(b) transmit to the registry the exact copy of the document marked as required by subsection BII-27.(2)."

Renumber Clause BII-28., on page 61, as Clause BII-29.

Strike out lines 12 to 23, inclusive, on page 61.

*Clause BII-32 of Schedule III*

Strike out lines 18 to 24, inclusive, on page 63.

Renumber subclause BII-32.(4), on page 63, as subclause BII-32. (3).

*Clause BII-70 of Schedule III*

Strike out line 8, on page 83, and substitute the following therefor:

"(4) Where the Registrar is of the opinion that circumstances exist under which the certificate of registration of a ship should be closed but either

(a) the certificate of registration of the ship is not returned to him in accordance with subsection (1), or

(b) a person appearing on the register to have an interest in the ship refuses to consent in writing to the closing as required by subsection (3),

the Attorney General of Canada may, on behalf of the Registrar, apply to the Admiralty Court for an order directing the Registrar to close the registration of the ship, and the Admiralty Court may make such an order where it is satisfied that the ship is actually or constructively lost or has ceased to be a ship that may be registered as a Canadian ship by reason of its destruction or alteration.