
Merchant Shipping Acts Amendment.

under this section may appeal to any of the courts mentioned in this section having jurisdiction in the place where such ship was surveyed, and such court may, if they think fit, appoint one or more competent persons to survey such ship anew, and any surveyor so appointed shall have the powers of a surveyor appointed by the Board of Trade. Upon any such appeal the court may make such order as to the detention or discharge of the ship, as to the payment of any costs and damages which may have been occasioned by her detention, and as to the payment of the expenses of the original survey and of the survey anew, as to the court seems just.

The courts to which appeal may be made shall be—

In England, any court having jurisdiction under the County Court Admiralty Jurisdiction Act, 1868 :

In Ireland, any court having jurisdiction under the Court of Admiralty (Ireland) Act, 1867 :

In Scotland, the court of the sheriff of the county.

Sending unseaworthy ship to sea, a misdemeanor.

11. Every person who, having authority as owner or otherwise to send a ship to sea, sends her to sea in an unseaworthy state so as to endanger the life of any person belonging to or on board the same, shall be guilty of a misdemeanor, unless he proves that he used all reasonable means to make and keep the ship seaworthy, and was ignorant of such unseaworthiness, or that her going to sea in an unseaworthy state was, under the circumstances, reasonable and unavoidable, and for this purpose he may give evidence in the same manner as any other witness. A misdemeanor under this section shall not be punishable on summary conviction.

Repeal of certain sections of 17 and 18 Vict., c. 104, and 18 and 19 Vict., c. 91.

12. On and after the first day of January one thousand eight hundred and seventy-two, the twenty-fifth and thirty-fourth sections of the Merchant Shipping Act, 1854, and the thirteenth section of the Merchant Shipping Act Amendment Act, 1855, shall be repealed.
