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SIND ACT NO. I OF 1863.[1]

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SIND ACT NO. I OF 1863.[1]

[THE INDUS VESSELS ACT, 1863.]

[2nd *February, 1863.*]

An Act for the registry of vessels [2]* * * * * on the River Indus.

WHEREAS, it is expedient to provide for the registry of vessels playing on the river Indus and its tidal channels within the [3][Sind] [4][* * * * * * *].,

Preamble.

It is enacted as follows: -

1. Every vessel playing on the river Indus and its tidal channels within [3][Sind] shall be registered by an officer appointed for the purpose, who shall be called the Registrar of boats, and every vessel so registered shall be marked or branded with a number, the registered burthen and a letter or letters indicating the place of registry.

Vessels to be registered and marked with number, burthen and indication of place of registry.

2. The name and number and burthen of every vessel playing as aforesaid, and the name of the owner thereof, shall be registered in a book kept for that purpose by the Registrar of boats; and whenever any change shall take place in the burthen of such vessel playing as aforesaid, or in the name or names of the owner thereof, such vessel shall be again registered.

Name, number, burthen, etc., to be registered.

3. The owner of every vessel playing as aforesaid shall apply to the Registrar of boats and obtain from him a certificate of registry as aforesaid; and in the case of any certificate being lost or destroyed, a renewed certificate may be obtained in the same manner and on the payment of the [5]fees hereinafter mentioned.

Owner to apply for certificate of registry. Renewal of lost certificate.

4. The owner of every vessel registered as aforesaid shall annually or otherwise pay such [5]fees as the [6][Provincial Government] may, from time to time, direct by notification in the [7][*Official Gazette*].

Fees for registration.

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1. For Statement of Objects and Reasons, see B.G.G., 1862, Supplement, p. 422; for Reprort of the Select Committee, see ibid, p. 588; and for Proceedings in Council see ibid, pp. 583 and 797. The short title was given by the Sind Short Titles Act, 1921 (Sind 2 of 1921) which has been rep. by Sind Ordinance 5 of 1955, s. 5, Sch.I.
2. The words "and Levy of pilotage-fees" omitted by Act 3 of 1942, s.2.
3. Subs. For the words, "the Province of Sind" by W.P.A.O. 1964, Sch., Pt.IV-B(i).
4. The words "and for the establishment of competent pilots, and for the levying of fees in respect of the same" omitted ibid., s.3. The words "And whereas it is expedient to of the Commissioner in Sind" rep. by the Repealing Act, 1873 (12 of 1873).
5. For Notification, see S.L.R. & O.
6. Subs. For the words "Central Government" by W.P.A.O. 1964, Sch., Pt.IV-B (I) which was previously Subs. By the A.O., 1937, for the "G.-in-C.".
7. Subs. Ibid, for "Government Gazette".

Production of certificate of registration.

5. The owner or person in charge of every vessel playing as aforesaid shall produce, when required by any public officer, the certificate of registry of such vessel.

Penalty for infringement.

6. In case any vessel playing as aforesaid shall not be registered, marked or branded, in all respects as hereinbefore directed, or

in case such vessel shall not be furnished with a proper certificate of registry, or

in case the owner or person in charge of such vessel shall not produce such certificate when required as aforesaid,

the owner or person in charge of such vessel shall, on conviction thereof before a Magistrate [1][of the first class], be liable to a fine not exceeding ten times the amount of the fees payable annually in respect of the registry of such vessel, which fine, if not paid, may be recovered by sale of such vessel, her furniture, ammunition, tackle and apparel.

7. *[Fees and fines aforesaid how applied.]* Rep. Act III of 1942, s. 4.

8. *[Establishment of pilots and pilot-boats to be maintained.]* Rep. Act III of 1942, s.4.

9. *[Fees for vessels piloted.]* Rep. Act III of 1942, s. 4.

10. *[Establishment at what places to be available.]* Rep. Act III of 1942, s. 4.

11. *[Fees for vessels piloted through channels.]* Rep. Act III of 1942, s. 4.

12. *[Penalty for non-payment of fees.]* Rep. Act III of 1942, s. 4.

13. *[Expenditure of fees and fines realized.]* Omitted by the A.O. 1937.

14. *[Account to be kept of moneys received and expended.]* Rep. Act III of 1942, s. 4.

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1. Subs. By the Sind General Clauses Act, 1886 (Sind 3 of 1886) Sch. B, for "Justice of the Peace, or person exercising the powers of a Magistrate within the Province of Sindh.".

Provincial Government to make rules.

[1][15. The [2][Provincial Government] may make such rules[3] as may be necessary for carrying out the provisions of this Act:

Provided that all such rules shall be notified in the *Official Gazette*.]

Construction.

17. A barrage or flat towed by a steamer, and playing in no other manner shall not for the purposes of this Act be considered a vessel.

18. *[Interpretation.] Rep. Sind Act III of 1886.*

19. *[Commencement.] Rep. Act XII of 1873.*

1. Subs. By the A.O., 1937, for the original s. 15.

2. Subs. For the words "Central Government" by W.P.A.O., 1964, Sch., Pt.IV-B (I).

3. For Rules, see S.LR. &.O.