

SIND ACT NO. I OF 1863.¹

[THE INDUS VESSELS ACT, 1863.]

[2nd February, 1863.]

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

Preamble.

WHEREAS it is expedient to provide for the registry of vessels
plying on the river Indus and its tidal channels within the [Sind]

* * * * *

It is enacted as follows:—

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

1. Every vessel plying on the river Indus and its tidal channels
within [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.

Name,
number,
burthen, etc.,
to be regis-
tered.

2. The name and number and burthen of every vessel plying
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 when-
ever any change shall take place in the burthen of such vessel plying
as aforesaid, or in the name or names of the owner thereof, such
vessel shall be again registered.

Owner to
apply for
certificate of
registry.
Renewal of
lost certi-
ficate.

3. The owner of every vessel plying 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 des-
troyed, a renewed certificate may be obtained in the same manner
and on the payment of the fees hereinafter mentioned.

Fees for
registra-
tion.

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

1. For Statement of Objects and Reasons, see B. G. G., 1862, Supplement, p. 422; for Report 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. 1966, 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 indemnify certain Officers in respect of acts done by them, in pursuance of the orders 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".

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

Production of certificate of registration.

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

Penalty for infringement.

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 [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 realised.*] Omitted by the A. O. 1937.

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

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

Provincial
Government
to make
rules.

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

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

16. [*Indemnity.*] *Rep. Act XII of 1873.*

Construction.

17. A barrage or flat towed by a steamer, and plying 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.*



Gul Hayat Institute

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. L. R. & O.