

PART X

REGULATION OF MOVEMENTS, &c; OF SHIPS UNDER 250 TONE TONNAGE

68. (1) The Minister in charge of the subject of Finance may make any such regulations as may appear to him expedient for the purpose of enabling the officers of customs to have full cognizance of the movements, to or from any part or place in Sri Lanka, of ships not exceeding 250 tons tonnage, and generally for the purpose of the prevention of the smuggling of goods into or from Sri Lanka or of the importation or exportation of goods contrary to any such prohibitions or restrictions as may be applicable by virtue of any other written law. **Regulation of movements, & c., of ships under 250 tons tonnage.**
- (2) Without prejudice to the generality of the powers conferred by subsection (1) regulations made under that subsection may provide for all or any of the following matters : - **(83, 83 of 1988)**
- (a) The registration by the Director - General of ships ordinarily based or stationed at any port or place in Sri Lanka, and the prohibition of the use of ships or of the making of voyages or the conveyance of goods by ships which are not duly registered; **(83, 83 of 1988)**
 - (b) The limits within which ships may be used or make voyage, the places at which they may be stationed or anchored, the mode of navigation thereof, the purposes for which and the manner in which they may be employed, and the marking of ships with their names or with numbers assigned to them by the Director-General;
 - (c) The prohibition of the employment or engagement on ships, whether as master or member of the crew, of any person who has at anytime been convicted of any offence mentioned in Section 129 or section 130 or any other specified section of this Ordinance;
 - (d) The issue of licenses by the Director General exempting ships from the operation of any regulation made in respect of any matter referred to in the preceding paragraph (b) , and the circumstances in which, and the conditions and restrictions subject to which, such licences may be issued. **(2, Law 35 of 1974) (39, 83 of 1988)**
- (3) Any regulation made under the preceding provisions of this section may be limited in its application to ships of any specified tonnage, build or description or to ships ordinarily based at or departing from or arriving at, any port or place

in any specified area in Sri Lanka; and any such regulation may provide different requirements in respect of ships of different tonnage, build or description or ordinarily based or stationed at ports or places in different areas.

- (4) Every regulation made by the Minister under the preceding provisions of this section shall be brought before the Parliament for approval, and if so approved shall come into force on the date of its publication in the *Gazette* or on such later date as may be specified in such regulation.
- (5) Every ship which is used or employed or makes voyage in any manner contrary to any regulation made under the preceding provisions of this section which may be applicable to such ship, and any goods which are unlawfully carried therein or any goods which having been unlawfully carried therein are jettisoned therefrom, shall be liable to forfeiture.
- (6) Any person who knowingly or willfully contravenes or fails to comply with any provision of any regulation made under the preceding provisions of this section shall be liable to a penalty not exceeding ten thousand rupees.