

GOVERNMENT NOTICE No. 814 Published On. 31/12/2021

**MERCHANT SHIPPING ACT,
(CAP.165)**

REGULATIONS

Made under section 430)

**THE MERCHANT SHIPPING (REGISTRATION AND LICENSING OF VESSELS)
(AMENDMENT) REGULATIONS, 2021**

Citation
G.N No.
198 of 2005

1. These Regulations may be cited as the Merchant Shipping (Registration and Licensing of Vessels) (Amendment), Regulations, 2021 and shall be read as one with the Merchant Shipping (Registration and Licensing of Vessels) Regulations, hereinafter referred to as the “principal Regulations”.

General
amendment

2. The principal Regulations are amended generally by-

- (a) deleting the word “Authority” wherever it appears in the Regulations and substituting for it the word “Corporation”;
- (b) deleting the words “certificate of registry” wherever they appear in the Regulations and substituting for them the words “certificate of registration”;
- (c) deleting the words “Registrar of Ships” and “Registrar of Seafarers” wherever they appear in the Regulations and substituting for them the word “Registrar”.

Amendment
of
regulation 2

3. The principal Regulations are amended in regulation 3 by adding in the appropriate alphabetical order the following new definitions:

““Corporation” means the Tanzania Shipping Agencies Corporation established under the

Cap.415

Tanzania Shipping Agencies Act;
“ship” means a floating vessel which is self-propelled and capable of carrying passengers or cargo and includes every description of vessel used in navigation;
Cap.415 “Registrar” means the Registrar appointed under section 31 of the Tanzania Shipping Agencies Act;”
“vessel” includes any ship, boat, sailing vessel, ferry or other vessel of any description used in navigation;”.

Amendment of PART II 4. The principal Regulations are amended by deleting PART II and substituting for it the following:

“PART II
REGISTER OF TANZANIAN SHIPS

Register of ships 3.-(1) The Corporation shall keep and maintain a Register of Ships for records in a hard copy and electronically.
(2) Any person shall be entitled-
(a) on request, to inspect the entries in the register during official opening hours; or
(b) upon application to the Registrar, to obtain a transcript of the entries in the Register which is certified by an authorised officer.
(3) The entries in the Register shall be as prescribed in the Fourth Schedule to these Regulations.

Power to amend register 4. The Registrar may amend the Register where-
(a) a clerical error has occurred; or
(b) sufficient evidence is produced to certify that the entry is incorrect.”

Addition of
regulation
6A

5. The principal Regulations are amended by adding immediately after regulation 6 the following:

“Ownership

6A.-(1) Ownership of the property in a ship shall be divided into sixty four shares.

(2) The ownership in respect to joint owners or owners by transmission not more than sixty four persons shall be entitled to be registered at the same time as owners of any one ship but this rule shall not affect the beneficial title of any persons represented by or claiming under or through any registered owner or joint owner.

(3) A person shall not be entitled to be registered as owner of a fractional part of a share in a ship but any number of persons not exceeding five may be registered as joint owners of a ship or of any share or shares therein.

(4) Joint owners shall be considered as constituting one person only as regards the persons entitled to be registered, and shall not be entitled to dispose in severally of any interest in a ship or in any share therein in respect of which they are registered.

(5) A body corporate shall be registered as owner by its corporate name.”

Dodoma,
12th November, 2021

MAKAME M. MBARAWA
*Minister for Works and
Transport*