

# REPRINT

## **LIGHT DUES AND HARBOURS ACT (CAP. 159)**

**As in force at: 1 October 2009**

**STATUS: REPEALED**

This version is that in force at the date stated above.

For list of amendments see Endnotes

Repealed by Solomon Islands Maritime Authority Act 2018  
(No. 9 of 2018) in part from 7 September 2018 and remainder  
from 1 January 2021

**AN ACT TO MAKE PROVISION FOR THE COLLECTION OF LIGHT AND  
OTHER HARBOUR DUES AND FOR THE CONTROL OF HARBOURS**



## **LIGHT DUES AND HARBOURS ACT (CAP. 159)**

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# **LIGHT DUES AND HARBOURS ACT (Cap. 159)**

**As in force at: 1 October 2009**

## **1 Short title**

This Act may be cited as the *Light Dues and Harbours Act*.

## **2 Interpretation**

In this Act:

**“stay”** of a vessel means the time which elapses between the granting of pratique on arrival and the delivery to the master, or his agent, of a clearance outwards by the proper officer under section 150 of the *Customs and Excise Act*;

**“tons”** means gross registered tons;

**“tourist ship”** means a ship of over three thousand tons that during the whole of the voyage in the course of which she enters Solomon Islands is employed in carrying passengers on a pleasure cruise and that does not within Solomon Islands engage in any trade or the carrying of merchandise.

## **3 Proclamation of harbours**

The Minister may from time to time by proclamation declare such places as may be expedient to be harbours for the purposes of this Act and may set forth the limits and boundaries of such harbours.

## **4 Collection of light and other dues**

When any place shall have been proclaimed a harbour as aforesaid such light or other dues shall be collected by the Chief Marine Officer in respect of vessels entering or leaving such harbour as the Minister may from time to time prescribe by notice:

Provided that the Minister may exempt any vessel from the payment of any or all such dues and may exempt vessels from the payment of any or all such dues in respect of any particular harbour.

## **5 Obstructions to be cleared by owners**

- (1) If any vessel be sunk or stranded in any part of a harbour which has been declared to be such under this Act to the obstruction of the navigation thereof, or if any vessel or thing be anchored or left adrift in such harbour so as to be an obstruction to the navigation thereof or so as to be a danger to shipping, the owner or owners of such vessel or thing, or their agent, or the master of such vessel, shall, upon receipt of an order to that effect from the Chief Marine Officer and within the time fixed in such order, clear the harbour of such vessel or thing and of all parts of the same, or of any cargo or ballast contained therein, to the satisfaction of the Chief Marine Officer, and should the owner or owners or their agent or the master as aforesaid fail to comply with such order the Chief Marine Officer may direct the removal of such vessel or thing or part thereof, or the cargo or ballast contained therein, at the expense of the owner or owners of such vessel or thing or part thereof, or the cargo or ballast contained therein, at the expense of the owner or owners of such vessel or thing, and may recover such expenses in a summary manner before a Magistrate.
- (2) Any person who fails to comply with the provisions of this section shall be guilty of an offence and shall be liable on conviction to a fine of twenty penalty units or to imprisonment for fourteen days or to both such fine and imprisonment.

## **6 Composition by tourist ship for Customs and Light Dues**

- (1) The master of any tourist ship visiting Solomon Islands on furnishing to the Comptroller of Customs and Excise a written declaration stating:
  - (a) that such ship is a *bona fide* tourist ship; and
  - (b) the gross registered tonnage of such ship;shall be entitled to pay as a composition for and in lieu of both:
  - (i) the Customs Dues which would otherwise be payable;  
and
  - (ii) the Light Dues (if any) which would otherwise be payable

under this Act;

the fee based on the tonnage of such ship set out in the Schedule hereto.

- (2) The master of any tourist ship who wilfully makes any false statement in the declaration prescribed by this section shall be liable on conviction to a fine of two hundred penalty units.

## **7 Exceptions**

The provisions of this Act shall not apply to ships of war or such other vessels as the Minister may prescribe by notice.

## **SCHEDULE**

(Section 6)

### **FEES**

- (a) For the first period of stay of forty-eight hours or fraction thereof:

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3,000 tons and under 6,000 tons	100.00
6,000 tons and under 9,000 tons	120.00
9,000 tons and under 12,000 tons	140.00
12,000 tons and under 15,000 tons	160.00
15,000 tons and under 18,000 tons	180.00
18,000 tons and over	200.00

- (b) For each subsequent period of stay of twenty-four hours or fraction thereof:

An additional 25 per cent of the amount payable under (a) above.

## ENDNOTES

### 1

#### KEY

amd = amended	Pt = Part
Ch = Chapter	rem = remainder
Div = Division	renum = renumbered
exp = expires/expired	rep = repealed
GN = Gazette Notice	Sch = Schedule
hdg = heading	Sdiv = Subdivision
ins = inserted	SIG = Solomon Islands Gazette
lt = long title	st = short title
LN = Legal Notice	sub = substituted
nc = not commenced	

#### NOTE

This Reprint comprises the Act and amendments as in force on 1 March 1996 and published as Chapter 159 of the Revised Edition of the Laws of Solomon Islands, together with amendments made to the Act since that date.

### 2

#### LIST OF LEGISLATION

##### ***Light Dues and Harbours Act (Cap. 159)***

Constituent legislation:	2 of 1923 (Commenced 20 June 1923)
	5 of 1935
	6 of 1940
	8 of 1965
	6 of 1967
	LN 46A of 1978
	LN 88 of 1978

##### ***Penalties Miscellaneous Amendments Act 2009 (No. 14 of 2009)***

Assent date	29 July 2009
Gazetted	1 October 2009
Commenced	1 October 2009

##### ***Repealed by Solomon Islands Maritime Authority Act 2018 (No. 9 of 2018)***

Assent date	7 September 2018
Gazetted	7 September 2018
Commenced	Parts 1, 2, 7 & 8 on 7 September 2018; Rem on 1 January 2021

### 3

#### LIST OF AMENDMENTS

s 5                      amd by Act No. 14 of 2009

s 6

amd by Act No. 14 of 2009