



HARBOURS (AMENDMENT) ACT 1990

Act 14 of 1990

AN ACT TO AMEND THE HARBOURS ACT

I assent,
TAUFA'AHAU TUPOU IV,
11th October, 1990

[19th September 1990]

BE IT ENACTED by the King and Legislative Assembly of Tonga in the Legislature of the Kingdom as follows:

1.

- (1) This Act may be cited as the Harbours (Amendment) Act 1990.
- (2) The Harbours Act as amended, is in this Act referred to as the Principal Act.

2. Section 9 of the Principal Act is amended —

- (a) by deleting all the words after the word “vessel” (last appearing) and inserting the following in their stead:

“the master, owner, charterer or agent shall be guilty of an offence unless, in the case of the owner, charterer or agent, he proves —

- (i) that he did not know that the contravention was intended or was taking place; or

- (ii) that he took all reasonable steps to prevent the contravention taking place”;
 - (b) by renumbering the provision as subsection (1);
 - (c) by inserting the following as subsection (2):
 - “(2) A person who is guilty of an offence under subsection (1) shall be liable to a fine not exceeding \$1000 or to imprisonment for a term not exceeding 12 months or to both.”.
3. Section 10 of the Principal Act is amended by inserting a comma after the word “master” (last appearing) and inserting thereafter the words “owner, charterer or agent”.

Passed by the Legislative Assembly this 19th day of September 1990.