

CAYMAN ISLANDS



Supplement No. 1 published with Gazette No. 14 of 1988

**THE PORT AUTHORITY LAW  
(Law 15 of 1976)  
THE PORT (AMENDMENT)  
REGULATIONS, 1988**



- (d) substituting "vessel-handling" for "boat-handling" in the last line of sub-regulation (1);
- (e) substituting "Vessels" for "Boats" in the first line of sub-regulation (2);
- (f) substituting "Vessels" for "Boats" in the first line of sub-regulation (3);
- (g) adding the following new sub-regulation -  
 "(5) At least one person shall remain on board and act as look-out on any dive-boat or other vessel whilst divers therefrom are down.";
- (h) substituting "Vessels" for "Boats" in the marginal note.

Amendment of reg. 128.

8. Regulation 128 of the principal Regulations is amended by substituting the following for the first three lines of sub-regulation (2) -

"(2) A person diving, except in a swim area, shall -".

Addition of new reg. 131.

9. The principal Regulations are amended by adding the following new regulation -

"Swim areas. 131.(1) Any person in control of a beach to which access is provided from the sea may, with the approval of the Authority, set aside an area within two hundred yards of the shore as swim areas, provided that such area is kept marked by marker buoys which have been approved by the Authority.  
 (2) No vessel shall enter a swim area marked with such marker buoys unless engaged in rescue operations or in an emergency, and unless the master is satisfied that there is no danger to any swimmer."

Made in Council this 21st day of June, 1988.

**MONA N. JACKSON**  
Clerk of the Executive Council.

CAYMAN ISLANDS

**THE PORT AUTHORITY LAW  
(LAW 15 OF 1976)  
THE PORT (AMENDMENT) REGULATIONS, 1988**

In exercise of the powers conferred on the Governor in Council by section 13 of the Port Authority Law, the following Regulations are hereby made -

Citation.

1. These Regulations may be cited as the Port (Amendment) Regulations, 1988.

Amendment of reg. 2.

2. Regulation 2 of the Port Regulations, in these Regulations referred to as the principal Regulations, is amended by -

- (a) inserting the following new definition immediately after the definition of "Director" -  
 " "diver" includes a snorkeler;";
- (b) substituting "vessel" for "boat" in the first line of the definition of "power boat";
- (c) inserting the following new definition immediately after the definition of "ski-boat" -  
 " "swim area" means an area set aside under sub-regulation (1) of regulation 131;";
- (d) deleting the definition of "swimmer".

Amendment of reg. 28.

3. Regulation 28 of the principal Regulations is amended by -

- (a) inserting the following as sub-regulation (1) -  
 "(1) No wreck shall be sunk or other object, other than a mark or buoy for which permission has been obtained under regulation 32, placed on the ocean

2

bed without the permission of the Governor in Council. An application for such permission shall be made to the Authority, which shall, before forwarding its recommendation thereon to the Governor in Council, obtain the advice of the Member responsible for natural resources matters.”.

- (b) inserting “(2)” immediately before “The sinking” in the existing first line;
- (c) substituting “Sinking etc. of objects.” for the marginal note.

Amendment of reg. 32.

4. Regulation 32 of the principal Regulations is amended by -

- (a) substituting the following for sub-regulation (1) -  
“(1) No lateral, cardinal, isolated danger, safe water or special marks shall be erected or buoys laid down within the territorial waters without the permission of the Authority. Where any buoy is proposed to be placed within any restricted marine area or any area designated as a marine park under sections 10 and 11 respectively of the Marine Conservation Law, 1978, or in coral, the Authority shall, before deciding whether to grant permission, obtain the advice of the Member responsible for natural resources matters. Such permission may be granted subject to whatever conditions the Authority deems appropriate.”;
- (b) substituting “the territorial waters” for “a port” in the first two lines of sub-regulation (2);
- (c) adding the following two new sub-regulations -  
“(3) Permanent moorings for public use shall be marked with a white buoy bearing a horizontal blue stripe, each of which shall be clearly marked with the size or the weight limit, or with both the size and the weight limit, or with both the size and the weight limit, for which the mooring is intended.  
(4) No vessel which exceeds either the size or weight limit so marked may moor on such a mooring.”.

Amendment of reg. 32A.

5. Regulation 32A of the principal Regulations is amended by -

- (a) substituting the following for sub-regulation (1) -  
“(1) A vessel approaching within two hundred yards

3

of a “divers down” flag or a “divers down” light shall not exceed a speed of three knots, and shall have a look-out at the bow for divers and swimmers and shall make either visual or radio contact with the person acting as look-out on the vessel displaying such flag or light.”;

- (b) inserting the following as new sub-regulation (1A) immediately after sub-regulation (1) -  
“(1A) No vessel shall display the “divers down” flag or “divers down” light unless it is at that time engaged in diving or snorkeling operations.”;
- (c) substituting the following for sub-regulation (2) -  
“(2) No vessel shall approach within one hundred yards of a fishing vessel which is at anchor and displays a white flag, unless such fishing vessel has given permission.”;
- (d) inserting “under regulation 130” immediately after “designated” in the first line of sub-regulation (4);
- (e) substituting the following for paragraph (b) of sub-regulation (6) -  
“(b) to any vessel carrying a constable, or a Fisheries Officer appointed under section 5 of the Marine Conservation Law, 1978, when carrying out their respective duties as such.”.

Amendment of reg. 33.

6. Regulation 33 of the principal Regulations is amended by -

- (a) substituting the following for sub-regulation (5) -  
“(5) As between power boats and other vessels, all other vessels have right of way.”;
- (b) revoking sub-regulation (7).

Amendment of reg. 127.

7. Regulation 127 of the principal Regulations is amended by -

- (a) substituting “vessel to be engaged in a recreational activity” for “boat” in the second line of sub-regulation (1);
- (b) substituting “vessel” for “boat” in the third line of sub-regulation (1);
- (c) substituting “vessel” for “boat” in the fifth line of sub-regulation (1);