

owners, and for other Indian merchant ships applications should be made through the Director General of Shipping, Bombay.

30. Ireland

(a) MERCHANT SHIPPING ACT, 1894.¹

Note. This Act continues to be in force in the Republic of Ireland in conformity with Article 73 of the Constitution of 1922 and Article 50 of the Constitution of 1937.

(b) NATIONALITY AND CITIZENSHIP [No. 13] ACT, 1935.²

MUTUAL CITIZENSHIP RIGHTS BETWEEN SAORSTÁT EIREANN AND OTHER COUNTRIES

23... (5) Nothing in this section or any order made under this section shall operate—

(c) To entitle any person to become or be the owner of a ship or of a share in a ship registered in Saorstát Eireann and having the status of a ship registered under the Merchant Shipping Act, 1894, unless such person is a citizen of a country between which and Saorstát Eireann or between the Government of which and the Government of Saorstát Eireann a convention exists and is in force by virtue of which citizens of such country are entitled to own any such ship or a share in any such ship as aforesaid.

(c) MERCHANT SHIPPING ACT NO. 46 OF 23 DECEMBER 1947.³

An act to re-enact certain provisions relating to ships made by orders under the Emergency Powers Acts, 1939 to 1945, to provide for giving effect to certain international agreements or conventions relating to ships and to amend and extend the Merchant Shipping Acts, 1894 to 1939.

1.—In this Act—

the expression “Irish ship” means

(a) A ship which is registered in the State under the Principal Act, or

(b) A ship of which the owner is one or more than one Irish citizen and which is neither registered in the State under the Principal Act nor registered under the law of any other State;

the expression “the Minister” means the Minister for Industry and Commerce;

the expression “the Principal Act” means the Merchant Shipping Act, 1894.

¹ See *infra* under United Kingdom.

² Text of Act provided by the Ministry for External Affairs of Ireland.

³ *The Act of the Oireachtas passed in the year 1947*, p. 943.

4.—A ship which is not an Irish ship and which is taken on time or voyage charter by a charterer in the State may, if the Minister so approves, be registered in the State under the Principal Act and shall remain so registered during the period or voyage for which the ship is so taken on charter and no longer.

31. Israel

SHIPS (NATIONALITY AND FLAG) ORDINANCE, No. 3 OF 5708-1948.¹

An Ordinance determining what ships shall have the nationality of the State of Israel and what shall be the flag of such ships.

NATIONALITY

2. The nationality of every ship registered in the State of Israel shall be that of the State of Israel.

FLAG

3. (a) Every ship registered in the State of Israel shall have the right and the duty to fly the flag of the Merchant Marine of the State of Israel.

CONFIRMATION OF REGISTRATION

4. Every ship which is registered in any Palestinian port situated in the area of the State of Israel and the registration of which was in force on the 5th Iyar, 5708 (14th May, 1948) shall, with effect from that date, be deemed to be a ship registered in the State of Israel.

32. Italy

(a) SHIPPING CODE OF 30 MARCH 1942.²

SECTION II. NATIONALITY QUALIFICATIONS

Article 143. (Nationality of owners of Italian ships). The nationality qualifications requisite for enrolment in the registers or lists referred to in articles 146 and 148 shall be deemed to be fulfilled by a ship in which not less than 16 shares are owned by Italian citizens or public bodies or by authorized companies.

A company is authorized to own Italian ships if it is constituted and has its seat of management in Italy and can prove in conformity with regulation that Italian interests are predominant in its capital and in its executive board and board of directors.

Authorization shall be granted by the Minister of Communications, in agreement with the Minister of Finance and the Minister of Corporations, by entering the company in the appropriate list, one list being kept in the form prescribed by regulations for sea-going ships and another for ships engaged in inland water transport.

¹ Text provided by the Permanent Delegation of Israel to the United Nations.

² *Raccolta Ufficiale delle Leggi e dei Decreti del Regno d'Italia* (Official Collection of the Laws and Decrees of the Kingdom of Italy); 1942, vol. I, pp. 389-787. Translation by the Secretariat of the United Nations.