

(a) between seaplanes on the surface of the water, and

(b) between vessels and seaplanes on the surface of the water;

and accordingly the said section and sections 419, 421 and 424 of the Merchant Shipping Code shall apply in relation to seaplanes on the surface of the water as they apply to ships.

(2) Any enactment which confers or imposes on a harbour authority any power or duty to make byelaws for the regulation of ships or vessels shall be construed as if the power or duty so conferred or imposed included a power or duty, subject to the prior approval of the Minister, to make byelaws for the regulation of seaplanes when on the surface of the water, and also a power to include in the byelaws provisions authorising the harbour master or other officer of the authority to exercise, as regards seaplanes on the surface of the water, all or any of the functions which he is authorized by the enactment in question to exercise as respects ships or vessels:

Provided that byelaws made by virtue of this subsection shall not in any circumstances require, or authorise a harbour master or other officer to require, the dismantling of a seaplane or any part thereof or the making of any alteration whatever of the structure or equipment of a seaplane.

(3) For the purposes of this section—

(a) the expression "harbour authority" includes all persons or bodies of persons, corporate or unincorporate, entrusted with the duty of managing, regulating or maintaining a harbour:

(b) the expression "seaplane" includes a flying boat and any other aircraft designed to manoeuvre on the water;

(c) the expression "ship" includes every description of vessel used in navigation not propelled by oars;

(d) the expression "vessel" includes any ship or boat or any other description of vessel used in navigation;

(e) seaplanes taking off from, or alighting on, the water shall be deemed to be on the surface of the water while in contact therewith;

(f) sections 418, 419, 421 and 424 of the Merchant Shipping Code shall be deemed to be the only provisions of Part V of the said Code relating to the collision regulations or to collisions; and

(g) any reference in the said section 418 to the master or person in charge of the deck shall be construed as a reference to the pilot or other person on duty in charge of the seaplane.