

*This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed as now printed, is transmitted to the HOUSE OF REPRESENTATIVES for its concurrence.*

*Legislative Council,  
18th September, 1914.*

*Hon. Mr. Bell.*

SHIPPING DOCUMENTS DURING WAR.

ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. "Shipping document" defined.</p>	<p>3. Provisions deemed to be incorporated in certain shipping documents during continuance of war.</p> <p>4. State of war defined.</p> <p>5. Duration of Act.</p>
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A BILL INTITULED

AN ACT to incorporate in Shipping Documents Special Provisions during the Existence of a State of War. Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows :—

1. This Act may be cited as the Shipping Documents during War Act, 1914. Short Title.

2. In this Act "shipping document" means and includes bills of lading, charter parties, and policies of marine insurance. "Shipping document" defined.

3. Every shipping document which, after the commencement of this Act and while a state of war exists, is issued in New Zealand (whether in respect of ships, cargoes, or otherwise) shall, notwithstanding any agreement to the contrary, be read and interpreted as if there were set forth and incorporated therein the following conditions :— Provisions deemed to be incorporated in certain shipping documents during continuance of war.

"(a.) The ship, in addition to any liberties expressed or implied herein, shall have liberty to comply with any orders or directions as to departure, arrival, routes, ports of call, stoppages, or otherwise howsoever given by His Majesty's Government of the United Kingdom or of the Commonwealth of Australia, or of the Dominion of New Zealand, or of any other dependency of the Crown, or by any Department of any such Government, or by any person acting or purporting to act with the authority of His Majesty or of any such Government or of any Department thereof, or by any committee or person having under the terms of any war risk insurance a right to give such orders or directions. Nothing done or omitted by reason of any such orders or directions shall be deemed a

deviation or change of voyage, and everything done or omitted pursuant to such orders or directions shall be deemed to be expressly authorized by all the parties to this instrument.

“(b.) The master of the ship is empowered to take such steps 5  
as in his discretion seem expedient with the object of  
avoiding risk of capture or destruction of ship or cargo by  
the King’s enemies. Nothing done or omitted with that  
object shall be deemed a deviation or change of voyage,  
and everything done or omitted with that object shall be 10  
deemed to be expressly authorized by all the parties to  
this instrument.”

State of war  
defined.

4. A state of war shall for the purposes of this Act be deemed to exist from the commencement of this Act until the end of the day on which the Governor, by Proclamation gazetted under this Act, 15  
declares that a state of war no longer exists.

Duration of Act.

5. This Act shall continue in operation until the first day of January, nineteen hundred and *sixteen*, and no longer.