



BRITISH INDIAN OCEAN TERRITORY

**REVISED REGULATIONS OF THE
BRITISH INDIAN OCEAN TERRITORY**

**THE VISITING VESSELS MOORING
FEES AND PERMIT REGULATIONS 2018**

CHAPTER H.4

Revised Edition

Showing the law as at 1 September 2020

Published by Authority

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This is a revised edition of the law, prepared by the Law Revision Commissioner under the authority of the Law Revision Ordinance 2015 and contains:

The Visiting Vessels Mooring Fees and Permit Regulations 2018 - SI No.1 of 2018

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ARRANGEMENT OF REGULATIONS

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RRBIOT c.H.4

In exercise of the powers vested in him by section 7 of the Visitors and Visiting Vessels Ordinance 2018, (**the Ordinance**), the Commissioner hereby makes the following regulations –

Citation.

1. These regulations may be cited as the Visiting Vessels Mooring Fees and Permit Regulations 2018, RRBIOT c.H.4.

Application.

2. (1) Application for a permit shall be made –

(a) not more than 180 days nor less than 14 days before the date of the first intended mooring; and

(b) in the form set out in Schedule 1 to these regulations.

(2) All applications must be accompanied by a completed undertaking, in the form set out in Schedule 2 to these regulations.

(3) No application may be made for a permit to moor the vessel in the Territory for more than 28 consecutive days.

Determination of the application.

3. (1) On receipt of an application for a permit, the Commissioner may either –

(a) allow the application;

(b) request further information; or

(c) refuse the application.

(2) If the Commissioner allows the application, a permit will not be issued until the applicable mooring-charge, as set out in regulation 4, has been paid in full.

(3) In granting a permit, the Commissioner may impose any conditions he considers appropriate.

(4) Any payments made pursuant to regulation 3(2) are non-refundable.

Mooring-Charge.

4. (1) Subject to regulation 5, the mooring-charge payable under section 7 of the Ordinance is shown in the following table –

Requested duration within the Territory	Mooring-charge
One to seven days	£75
Eight to 14 days	£150
15 to 21 days	£225
22 to 28 days	£300

Exemption.

5. Where an application is made by or on behalf of a group of persons who are to carry out scientific or environmental research, which has been approved by the Government of the Territory, the Commissioner may reduce or waive the payment of the mooring-charge.

Permit.

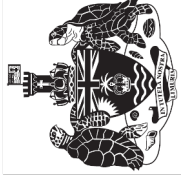
6. (1) A permit shall be substantially in the form set out in Schedule 3 to these regulations.

(2) The Commissioner, the Commissioner's Representative or a Visiting Vessels Control Officer may at any time and for any reason –

(a) amend or vary any condition attached to a permit; or

(b) revoke a permit.

SCHEDULE 1



BRITISH INDIAN OCEAN TERRITORY

OUTER ISLANDS PERMIT REQUEST (YACHTS)

GENERAL INFORMATION

Name of Yacht	
Registration Number	
Port of Registration	
Sailing under the Flag of	
Purpose of Visit	
Call Sign	
Length (m)	
Beam (m)	
Draught (m)	
Colourings / Markings	
Gross Registered Tonnage	
Net Registered Tonnage	
Dive Equipment on Board	NO <input type="checkbox"/> YES <input type="checkbox"/> <i>Are you aware of BIOT laws regarding diving?</i> NO <input type="checkbox"/> YES <input type="checkbox"/>
Cargo	NO <input type="checkbox"/> YES <input type="checkbox"/> <i>If yes, what?</i>
Animals	NO <input type="checkbox"/> YES <input type="checkbox"/> <i>If yes, what?</i>
Firearms	NO <input type="checkbox"/> YES <input type="checkbox"/> <i>If yes, BIOT firearms licence required</i>

CREW INFORMATION

Master's Email Address					
Name of Master (as shown in passport)	Nationality	Date of Birth (dd/mm/yy)	Passport Number	Issue / Expiry Date & Place of Issue	
Name(s) of Crew (as shown in passport)	Nationality	Date of Birth (dd/mm/yy)	Passport Number	Issue / Expiry Date & Place of Issue	

[Please continue on a separate sheet if required and attach to this form]

ARRIVAL / DEPARTURE INFORMATION

Arriving From	
Date of Intended Arrival (dd/mm/yy)	
Permitted Mooring site(s) to be Visited	
Departing To	
Date of Intended Departure (dd/mm/yy)	

PROOF OF INSURANCE

Do you have insurance cover over the dates you have applied for?	NO <input type="checkbox"/> YES <input type="checkbox"/>
If yes, does it cover medical evacuation (minimum \$100,000 for each person) and wreck recovery, clean up and removal?	NO <input type="checkbox"/> YES <input type="checkbox"/>
Have you attached a copy of your insurance cover with your application form?	NO <input type="checkbox"/> YES <input type="checkbox"/>
Have you signed the form the "Declaration for Yachts in BIOT Waters" form below?	NO <input type="checkbox"/> YES <input type="checkbox"/>

I hereby apply for a visit permit to the British Indian Ocean Territory.
I declare that the information given on this form is correct to the best of my knowledge and belief and that I have read and understood the guidance for visitors.

.....
Signature

.....
Date

SCHEDULE 2

DECLARATION FOR YACHTS IN BIOT WATERS

YACHTS IN DISTRESS

In the event of an emergency in BIOT territorial waters, the UK authorities on BIOT will render all possible assistance to yachts in distress. If you have an emergency that you consider life threatening, you should declare it as a maritime emergency in accordance with International Maritime Regulations. In such a situation, the BIOT authorities in Diego Garcia can be contacted on 2.182MHz HF SSB or VHF if within range.

However, such assistance can lead to substantial costs being incurred by the BIOT Administration if the emergency results in the loss of a yacht and the subsequent requirement to fly the master and crew off Diego Garcia in a non-medical emergency (the cost of a flight from Diego Garcia to Bahrain is approximately US\$1,000 per passenger). The BIOT Administration will also need to arrange for the clean-up and subsequent disposal of a wrecked yacht, incurring further costs.

Before issuing you with a permit allowing you to moor at Peros Banhos and Salomon atolls, the BIOT Commissioner, therefore, requires you to sign the undertaking below that you will repay such costs.

UNDERTAKING

<p>In consideration of the Commissioner of the British Indian Ocean Territory granting me a permit to moor my yacht in the Territorial waters of the Territory,</p> <p>I [state full name]</p> <p>of [state registered address]</p> <p>.....</p> <p>.....</p> <p>hereby UNDERTAKE and AGREE that if for any reason I am unable to sail my said yacht and its passengers out of the Territory, I shall within 7 days of demand pay the Commissioner of the British Indian Ocean Territory the cost of transporting my passengers and me from the Territory together with all such costs as may be incurred for the clean-up and removal of my yacht from BIOT waters.</p> <p>In the event that the sum demanded is not paid within 7 days I accept that the courts of the jurisdiction in which I reside shall have jurisdiction to enforce the Commissioner's claim against me.</p> <p>.....</p> <p>Signature Date</p>
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SCHEDULE 3



BRITISH INDIAN OCEAN TERRITORY

VESSEL MOORING PERMIT

PERMIT NUMBER: XX/20XX

DATE ISSUED: XXX

Vessel Name:	
Registration Number:	
Port of Registration:	
Call Sign:	
Vessel Length:	
Beam:	
Draught:	
Colours/Markings:	
Gross Registered Tonnage:	
Net Registered Tonnage:	
Yacht Email:	
Name of Master:	
Passport Details:	
Number of Crew:	
Names & Passport Details:	
Mooring Sites:	Permitted mooring sites in Peros Banhos and Salomon Islands
Additional Remarks:	

**Arrival
Date:**

Departure Date:

Fee Paid:

Date of Payment:

Any changes to the above information MUST be sent to the BIOT Administration for approval prior to mooring in the Territory.

It is the mooring permit holder's responsibility to comply with all the laws of the Territory, including the Visitors and Visiting Vessels Ordinance 2018 and all regulations made pursuant to it.

Your fishing log must be returned to the Senior Fisheries Protection Officer [*insert email address*] within 10 days of leaving the Territory (this is a requirement, including nil returns). Fisheries Officers have the right to inspect your fishing log and catch at any time.

Administrator, *for and on behalf of* the Commissioner
British Indian Ocean Territory
BIOTAdmin@fco.gov.uk

