

MERCURY BAY BOATING CLUB  
INC.

ESTABLISHED 1948

8 June 1988

DELIVERY BY COURIER

Commodore C Douglas Alford  
San Diego Yacht Club  
1011 Anchorage Lane  
San Diego  
CA 92106

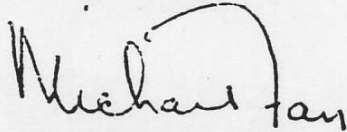
Dear Commodore Alford

RE: CUSTOMHOUSE REGISTRY

I enclose a true copy of the Certificate of New Zealand Registry for the yacht "NEW ZEALAND".

The original of the Certificate of Registry is now with the yacht at the New Zealand Challenge headquarters in San Diego and is available for your inspection.

Yours sincerely



H Michael Fay  
Chairman  
AMERICA'S CUP CHALLENGE COMMITTEE



CERTIFICATE  
OF  
NEW ZEALAND  
REGISTRY



## NOTICE TO OWNERS OF REGISTERED NEW ZEALAND SHIPS

Enquiries concerning registration of this ship should be directed to:

Registrar of Ships  
Ministry of Transport  
Marine Division  
CUSTOM HOUSE  
.....  
QUAY ST AUCKLAND

### REGISTRATION OF SHIPS IN NEW ZEALAND

Legislation concerning the registration of ships in New Zealand is contained in Part XII, Sections 382 to 457, of the Shipping and Seamen Act 1952.

### REGISTER BOOK

It is important to have any change of ownership of the ship or share registered as soon as possible. The registered owner has power absolutely to dispose of the ship or share, subject to the provisions of the Shipping and Seamen Act 1952 and subject to any rights and powers vested in any other person according to the Register Book.

### CERTIFICATE OF NEW ZEALAND REGISTRY

The Certificate of New Zealand Registry should accompany the ship and be carefully preserved. It shall be used only for the lawful navigation of the ship and shall not be subject to detention by reason of any title, lien, charge or interest had or claimed by any owner, mortgagee, or other person to, on, or in the ship. It must be delivered on demand to the person entitled to custody for the purposes of the lawful navigation of the ship, a Registrar of Ships, Collector of Customs, or other person entitled by law to require its delivery.

The certificate of New Zealand Registry is not evidence of title. Its purpose is to be a document always accompanying the ship to indicate its nationality and tonnage, but not to be evidence of the interests of the owners or of encumbrances.

*continued on page 30*



## CERTIFICATE OF NEW ZEALAND REGISTRY

Space is provided on subsequent pages for endorsements to be made by, or as directed by, a Registrar of Ships as to changes of Ownership, change of Master, or change in the Registered Particulars of the Ship.

**PARTICULARS OF SHIP**

Official Number	Name of Ship	Number, Year, and Port of Registry	Number, Year, and Port of Previous Registry (if any)	Signal Letters (if any)
875407	NEW ZEALAND	21 in 1988 AUCKLAND		

Whether a Sailing, Steam or Motor Ship; If Steam or Motor, How Propelled	Where Built	When Built	Name and Address of Builders
SAILING	AUCKLAND	1988	MARTEN MARINE INDUSTRIES LTD BEN LOMOND CRESENT PAKURANGA - AUCKLAND

DESCRIPTIVE PARTICULARS	REGISTER DIMENSIONS	
	METRES	
Number of decks ... .. ONE	Length ... ..	30.67
Number of masts ... .. ONE	Breadth ... ..	7.85
Rigged ... .. BERMUDEAN SLOOP	Depth ... ..	2.59
Stem ... .. RAKED	Main Dimensions as Shown on The Tonnage Certificate	
Stern ... .. REVERSE TRANSOM	Length ... ..	30.67
Build ... .. CARVEL	Maximum Breadth	7.85
Framework and description of Vessel: MOULDED F.R.P. PLEASURE YACHT	Depth, or	
Number of bulkheads ... .. NIL	Moulded Depth ... ..	2.87
	Moulded Draught* ... ..	2.15
	*if applicable	

**PARTICULARS OF PROPELLING ENGINES, etc. (if any). As Supplied by Builders, Owners, or Engine Makers**

No. of Sets of Engines	Description of Engines	When Made	Name and Address of Makers	Reciprocating Engines		Rotary Engines
				No. of Cylinders in Each Set	Diameter of Cylinders	No. of Cylinders in Each Set
		Engines	Engines			
No. of Shafts	Particulars of Boilers	Boilers	Boilers	Length of Stroke		
	Description: .....					
	Number: .....					
	Loaded Pressure: .....					
COMBINED POWER				ESTIMATED SPEED OF SHIP		
Brake:	kW	Indicated:	kW	Knots		

**PARTICULARS OF TONNAGE**

The tonnages of this ship in accordance with her Tonnage Certificate are:

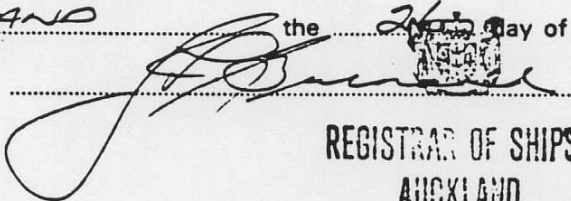
GROSS TONNAGE 57  
NET TONNAGE 17

A detailed summary of the tonnages of the ship is shown on the Tonnage Certificate.

I, the undersigned, Registrar of Ships at the Port of HUCKLAND  
hereby certify that the Ship, the Description of which is prefixed to this my Certificate has been duly  
measured for tonnage, and that the above Description is in accordance with the Register Book; that  
..... whose Certificate of Competency  
or Service is No. .... is the Master of the said Ship; and that the name .....  
Residence and Occupation of the Owner(s), and number of sixty-fourth shares held by him  
are as follows:

FULL NAME(S), RESIDENCE, AND OCCUPATION OF THE OWNER(S)	Number of Sixty-Fourth Shares
<u>HUMPHREY MICHAEL GERARD FAY</u> <u>OF 27 MARKET ROAD REMUERA AUCKLAND</u> <u>- MERCHANT-BANKER -</u>	<u>64</u>

Dated at AUCKLAND the 26<sup>th</sup> day of APRIL 1988

  
..... Registrar of New Zealand Ships.  
**REGISTRAR OF SHIPS,  
AUCKLAND**

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**NOTICE**—A Certificate of Registry is not a document of title. It does not necessarily record all changes of ownership, and in no case does it contain an official record of any mortgages affecting the ship. Certain transactions relating to transfer and mortgage of a registered ship, or share therein, require the prior consent of the Minister of Transport, and, in the absence of such consent, the transaction shall be void and the ship or share liable to forfeiture.

Where there is any change in ownership, it is important for the protection of the interests of all parties that the change should be registered according to law; and the Registrar at the Port of Registry should be notified of any change of address or the owner(s) or change in the registered particulars of the ship.

Should the vessel be lost or broken up, notice thereof, together with the Certificate of Registry, if in existence, must immediately be given to the Registrar of Ships, and the Certificate must also be surrendered if for other reasons the vessel ceases to be a registered New Zealand ship.

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## NOTICE TO OWNERS OF REGISTERED NEW ZEALAND SHIPS — cont'd

### 4. DIVISION OF PROPERTY IN A SHIP

The property in a ship is divided into 64 shares. These may be owned by:

- (a) An individual, or a number of persons not exceeding 64 owning individual shares.
- (b) A body corporate, which may be registered in its corporate name, or up to 64 bodies corporate each owning a number of shares may be registered.
- (c) A number of individuals or bodies corporate, not exceeding five, who may be registered as joint owners of a ship or of any share or shares therein.

The agreement of all joint owners will be required to any transfer or mortgage of the interests registered in their names. Owners of fractions of a share cannot be registered.

### 5. CONSENT TO SALE OR MORTGAGE, TRANSFER MORTGAGE, OR TRANSFER REGISTRY

Before a ship or share therein may be sold, or mortgaged, or a mortgage transferred, to a person who is not qualified to own a registered New Zealand ship, or is not resident in New Zealand or, in the case of a corporate body, is not qualified to own a registered New Zealand ship, or does not have its principal place of business in New Zealand, the consent of the Minister of Transport (under delegated authority) is required, pursuant to section 410 of the Shipping and Seamen Act 1952. A person who fails to obtain the prior consent of the Minister may be fined and/or imprisoned and the transaction may be void and the ship or share liable to forfeiture.

The consent of the Minister (under delegated authority) is also required, pursuant to section 408 of the Shipping and Seamen Act 1952, to transfer a ship's registry to another Commonwealth country.

Application for consent should be made to Head Office, Marine Division, Ministry of Transport, Private Bag, Wellington, New Zealand (telex NZ31524 CIVAIR). No fee is payable.

### 6. SALE OF REGISTERED SHIP

Where a registered ship, or any share therein, is sold to persons qualified to own a registered New Zealand ship, the registered owner must give the purchaser a Bill of Sale (obtained from Registrar). The purchaser must present the Bill of Sale, together with a Declaration of Transfer (obtained from Registrar) and the relevant fee to the Registrar of Ships. The Certificate of Registry must also be delivered up for endorsement as to change of ownership. The new owner's name will be entered in the Register Book as owner of the ship or share therein and the Certificate of Registry endorsed to that effect and returned.

### 7. TRANSMISSION OF PROPERTY OR INTEREST IN SHIP ON DEATH, BANKRUPTCY, ETC.

Where the owner or mortgagee of a ship, or share therein, dies or is declared bankrupt and the property or interest in the ship is transmitted to a person qualified to own a registered New Zealand ship, that person shall:

- (a) Make a Declaration of Transmission (obtained from Registrar).
- (b) If consequent on death, produce probate or letters of administration or, in the case of a joint owner, produce proof of survivorship to the satisfaction of the Registrar.
- (c) If consequent on bankruptcy, produce such evidence as is receivable in any Court in New Zealand as proof of the title of persons claiming under a bankruptcy.
- (d) Produce the Certificate of Registry (not required for mortgages).

Upon receipt of the above documents and evidence the Registrar will enter in the Register Book the name(s) of the person(s) to whom ownership or interest by way of mortgage has been transmitted, endorse the Certificate of Registry accordingly, and return it.

### 8. MORTGAGES

The prompt registration of a mortgage at the ship's Port of Registry is essential to the security of the mortgagee, as a mortgage takes priority from the date of production for registry not according to the date of the mortgage itself. It is important that registered mortgagees inform the Registrar of Ships of any change of address.

### 9. REGISTRATION OF ALTERATIONS TO SHIP

Where a ship has been altered so as not to correspond with the particulars shown in the Register Book, the Registrar of Ships must be informed so that the vessel may be inspected by the Surveyor of Ships and the alteration recorded in the Register Book. In certain cases the Registrar may direct that the vessel be registered anew. The Certificate of Registry must be delivered up for amendment or re-issue.

### 10. CHANGE OF ADDRESS OR NAME

The Registrar of Ships must be advised of any change of address; change of name on marriage or otherwise; or of the change of name of a corporation. The Registrar will advise as to evidence required.

### 11. MARKING OF SHIP

All registered New Zealand ships (unless specifically exempted) must be marked with name and port of registry. The official number and (net) register tonnage must be cut in on the main beam. Draught marks must be marked in accordance with the Shipping and Seamen Act 19 (Pleasure yachts are exempt from draught marks.) These marks must be permanently continued. It is an offence to fail to keep the ship marked or to conceal, remove, alter, deface or obliterate such marks, except as provided by the Act.

The consent of the Minister of Transport (under delegated authority) is required before the name of a registered New Zealand ship may be changed.

### 12. ENSIGN TO BE FLOWN

The Ensign to be flown by registered New Zealand ships (unless another Ensign is specifically authorised) is the New Zealand red ensign, which is the red ensign usually worn by merchant ships registered in the United Kingdom, with the addition on the fly thereof of the South Cross as represented by four 5-pointed white stars. It is an offence to fly any other Ensign.

### 13. CLOSURE OF REGISTRY

Where a registered New Zealand ship is actually or constructively lost, taken by the enemy, burnt, broken up, or sold to persons not qualified to own a registered New Zealand ship (with the consent of the Minister), the owner(s) must give notice to the Registrar of Ships and the Master is required to deliver up the Certificate of Registry, where it exists. Failure to comply results in an offence being committed against the Shipping and Seamen Act.



# INTERNATIONAL TONNAGE CERTIFICATE (1969)

Issued under the provisions of the International Convention on Tonnage Measurement of Ships, 1969, under the authority of the Government of New Zealand for which the Convention came into force on the 18th of July, 1982 by the Minister of Transport.

NAME OF SHIP	DISTINCTIVE NUMBERS OR LETTERS	PORT OF REGISTRY	*DATE
NEW ZEALAND	875 407	Auckland	1988

\* Date on which the keel was laid or the ship was at a similar stage of construction (Article 2(6)), or date on which the ship underwent alterations or modifications of a major character (Article 3(2) (b)), as appropriate.

### MAIN DIMENSIONS

LENGTH (ARTICLE 2 (8))	BREADTH (REGULATION 2 (3))	MOULDED DEPTH AMIDSHIPS TO UPPER DECK (REGULATION 2 (2))
30.67 m	7.85 m	2.87 m

### THE TONNAGES OF THE SHIP ARE:

GROSS TONNAGE ..... 57 .....

NET TONNAGE ..... 17 .....

### THIS IS TO CERTIFY

That the tonnages of this ship have been determined in accordance with the provisions of the International Convention on Tonnage Measurement of Ships, 1969.

*RB James*  
 .....  
 Supervisor of Ships

This certificate is issued under the authority of the Government of New Zealand.

Issued at WELLINGTON this 12 day of APRIL 1988

The undersigned declares that he is duly authorised by the said Government to issue this Certificate.

*AG Mansfield*  
 .....



SPACES INCLUDED IN TONNAGE

GROSS TONNAGE		NET TONNAGE	
NAME OF SPACE	LOCATION	LENGTH	NAME OF SPACE
Underdeck	Below Upper Deck	34.56m	Total vessel
Two sponsons		19.98m	
EXCLUDED SPACES (Regulation 2(5))		MOULDED DRAUGHT (Regulation 4(2))	
NIL		75% Moulded Draught	
An asterisk (*) should be added to those spaces listed above which comprise both enclosed and excluded spaces.		5.315	

NUMBER OF PASSENGERS (Regulation 4(1))

Number of passengers in cabins with not more than 8 berths NIL

Number of other passengers NIL

Date and place of original measurement ..... 19th February 1988 at Auckland

Date and place of last previous measurement ..... Nil

REMARKS: