

3 Requirements Related to the Protection of Aids to Navigation

CANADA SHIPPING ACT, 2001

PART 5, Section 129

Obligation to report damage

- 129 (1) If a vessel, or anything towed by a vessel, runs down, moves, damages or destroys an aid to navigation in Canadian waters, the person in charge of the vessel shall, without delay, make a report to a marine communications and traffic services officer or, if that is not feasible, to an officer of the Canadian Coast Guard.

Obligation to report — navigation hazard

- (2) A person in charge of a vessel in Canadian waters who discovers an uncharted hazard to navigation, or discovers that an aid to navigation is missing, out of position or malfunctioning, shall make a report without delay to a marine communications and traffic services officer or, if that is not feasible, to an officer of the Canadian Coast Guard.

Reference: <http://laws-lois.justice.gc.ca/eng/acts/C-10.15/page-16.html>

CRIMINAL CODE

Section 439 of the *Criminal Code of Canada* provides:

- 439 (1) Every one who makes fast a vessel or boat to a signal, buoy or other sea-mark that is used for purposes of navigation is guilty of an offence punishable on summary conviction.
- (2) Every one who wilfully alters, removes or conceals a signal, buoy or other sea-mark that is used for purposes of navigation is guilty of an indictable offence and liable to imprisonment for a term not exceeding ten years.

Reference: <http://laws-lois.justice.gc.ca/eng/acts/C-46/page-92.html>

Authority: Justice Laws Canada
Transport Canada
Canadian Coast Guard
Canada Shipping Act, 2001
<http://laws-lois.justice.gc.ca/eng/acts/C-10.15/FullText.html>