STATUTORY INSTRUMENTS

1979 No. 1656

HARBOURS, DOCKS, PIERS AND FERRIES

The Harwich Harbour Revision Order 1979

Made - - -	*12th July* 1979
Laid before Parliament	*23rd October* 1979
Coming into Operation	*4th December* 1979

The Minister of Transport, in exercise of the powers conferred by section 14 of the Harbours Act 1964(**a**) and now vested in him(**b**) and of all other powers enabling him in that behalf and on the application of the Harwich Harbour Conservancy Board, hereby makes the following Order:—

Citation and commencement

1.—(1) This Order may be cited as the Harwich Harbour Revision Order 1979, and shall come into operation on the date fixed in accordance with the provisions of the Statutory Orders (Special Procedure) Acts 1945 and 1965(**c**).

(2) The Harwich Harbour Revision Order 1973(**d**), the Harwich Harbour Act 1974(**e**) and this Order may be cited together as the Harwich Harbour Act and Orders 1973 to 1979.

Interpretation

2. In this Order expressions to which meanings are assigned by the Harwich Harbour Act 1974 have the same respective meanings.

Extension of seaward limit of jurisdiction

3.—(1) The Harwich seaward area within which the Board and the harbour master have jurisdiction in accordance with the Harwich Harbour Act 1974 is hereby extended to include the area described in the Schedule to this Order (hereinafter in this Order referred to as " the added seaward area ").

(2) Subject as hereinafter provided, all enactments conferring rights, powers, privileges and immunities or imposing duties, obligations and liabilities upon the Board, and all byelaws and regulations made by the Board, which relate to or are in force in the Harwich seaward area as described in the Harwich Harbour Act 1974 shall relate to, and have effect in, the Harwich seaward area

(a) 1964 c. 40. (b) S.I. 1970/1681 and 1979/571. (c) 1945 c. 18; 1965 c. 43.
(d) S.I. 1974/991. (e) 1974 c. i.

as extended by this article; and the Harwich Harbour Acts referred to in the provisions set out in Part II of Schedule 3 to the said Act of 1974 and that Act shall have effect as if—

(*a*) references therein to those Acts or that Act included this Order; and

(*b*) references therein to the Harwich seaward area included the added seaward area.

(3) Nothing in this article shall affect the management of lighthouses, buoys and beacons within the added seaward area.

(4) Within one month after the coming into operation of this Order the Board shall deposit at the Department of Trade a chart showing the limits of the Harwich seaward area as extended by this article.

Effect of Harwich Harbour Revision Order 1973

4. Article 3 (Constitution of the Board) of the Harwich Harbour Revision Order 1973 has effect as if, for the word " seven ", there were substituted the word "nine".

Amendment of section 13 *of Harwich Harbour Act* 1974

5. Section 13 (Power to dredge) of the Harwich Harbour Act 1974 shall have effect as if—

(*a*) in subsection (1), before the words "The Board", there were inserted the words "Subject to the provisions of section 41 (Saving rights of the Crown, its lessees, &c.) of the Harwich Harbour Act 1865(a) as set out in Part II of Schedule 3 to this Act (but without prejudice to the application of that section to any other provision in this Act)"; and

(*b*) in subsection (2), before the words "Any materials" there were inserted the words "Subject as aforesaid".

Costs of Order

6. All costs, charges and expenses of, or in connection with, the preparation, submission and making of this Order (other than costs, charges and expenses which any person is lawfully ordered to pay by the Minister or a joint committee of both Houses of Parliament, or any costs, charges and expenses incurred in opposing the Order) shall be paid by the Board.

Norman Fowler,

Minister of Transport.

12th July 1979.

(a) 1865 c. cxx

THE SCHEDULE

THE ADDED SEAWARD AREA

An area bounded by an imaginary line commencing at the point of latitude 51° 55.55′ north longitude 01° 24.52′ east, thence drawn in a northerly direction along the boundary of the Harwich seaward area as described in the Harwich Harbour Act 1974 to the point of latitude 51° 57.40′ north longitude 01° 24.02′ east, thence drawn straight in an easterly direction to the point of latitude 51° 57.40′ north longitude 01° 26.70′ east, thence drawn straight in a southerly direction to the point of latitude 51° 56.68′ north longitude 01° 26.70′ east, thence drawn straight in an easterly direction to the point of latitude 51° 56.68′ north longitude 01° 27.61′ east, thence drawn straight in a south westerly direction to the point of latitude 51° 55.55′ north longitude 01° 25.40′ east and thence drawn straight in a westerly direction to the point of commencement.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order—

(*a*) extends the seaward limit of jurisdiction of the Harwich Harbour Conservancy Board;

(*b*) corrects an inconsistency in article 3 of the Harwich Harbour Revision Order 1973 relating to the number of members of the Board; and

(*c*) amends section 13 of the Harwich Harbour Act 1974 to insert reference to the fact that the exercise of dredging powers under that section is subject to Crown Rights.

STATUTORY INSTRUMENTS

1979 No. 1656

HARBOURS, DOCKS, PIERS AND FERRIES

The Harwich Harbour Revision Order 1979

Printed in England by Oyez Press Limited, and published by Her Majesty's Stationery Office
150/P1477 P98 K7 12/79

ISBN 0 11 094656 1