



# Harbours Act 1964

## 1964 CHAPTER 40

### *[<sup>F1</sup> Harbour directions*

#### **[<sup>F1</sup>40A Directions**

- (1) A designated harbour authority may give directions (“harbour directions”) in respect of ships—
  - (a) within their harbour, or
  - (b) entering or leaving their harbour.
- (2) A harbour direction may relate to—
  - (a) the movement of ships;
  - (b) mooring or unmooring;
  - (c) equipment (including nature and use);
  - (d) the manning of ships.
- (3) A harbour direction may require the master of a ship to provide information to a specified person in a specified manner.
- (4) “Designated harbour authority” means—
  - (a) a harbour authority for a [<sup>F2</sup>harbour that is wholly in Wales other than a reserved trust port] who are designated by order of the Welsh Ministers,
  - (b) a harbour authority for any other harbour in England or Wales who are designated by order of the Secretary of State, and
  - (c) a harbour authority for a harbour in Scotland who are designated by order of the Scottish Ministers.
- (5) A harbour direction is subject to any direction under section 52 of the Harbours, Docks and Piers Clauses Act 1847 (directions by harbour master).
- (6) A harbour authority may not give a harbour direction which conflicts with an enactment.
- (7) An order designating a harbour authority may amend or repeal any statutory provision of local application which the person making the order thinks is—

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*Changes to legislation: Harbours Act 1964, Section 40A is up to date with all changes known to be in force on or before 01 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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- (a) inconsistent with the power to give harbour directions, or
- (b) unnecessary as a result of the power.]

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**Textual Amendments**

- F1** Ss. 40A-40D and cross-heading inserted (1.10.2013) by [Marine Navigation Act 2013 \(c. 23\)](#), **ss. 5(1)**, 13; [S.S.I. 2013/254](#), art. 2; [S.I. 2013/1489](#), art. 3; [S.I. 2013/2006](#), art. 2
- F2** Words in s. 40A(4)(a) substituted (1.4.2018) by [Wales Act 2017 \(c. 4\)](#), **ss. 30(4)**, 71(4) (with Sch. 7 paras. 1, 6); [S.I. 2017/1179](#), reg. 3(g)

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**Modifications etc. (not altering text)**

- C1** [S. 40A](#) applied (with modifications) (31.3.2023) by [The Merchant Shipping \(Watercraft\) Order 2023 \(S.I. 2023/35\)](#), arts. 1(1), **11(1)**

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act modified by [2023 c. 8 s. 9\(7\)](#)