

1976 No. 59

**HARBOURS****River Bann Navigation Act 1879 (Amendment) Order  
(Northern Ireland) 1976***Made* . . . . . 18th February 1976*Coming into operation* . . . . . 1st April 1976*To be laid before Parliament under paragraph 3(3) of  
Schedule 1 to the Northern Ireland Act 1974*

The Department(a) of Commerce, in exercise of the powers conferred upon it by Section 1 of the Harbours Act (Northern Ireland) 1970(b), and of every other power enabling it in that behalf, hereby makes the following Order:—

*Citation and commencement*

1. This Order may be cited as the River Bann Navigation Act 1879 (Amendment) Order (Northern Ireland) 1976 and shall come into operation on 1st April 1976.

*Amendment or repeal of statutory provisions of local application*

2.—(1) The statutory provisions set out in the Schedule are hereby amended to the extent specified in the third column of the Schedule.

(2) In consequence of paragraph (1); Section 6(7) of the Revaluation (Amendment and Consequential Provisions) Act (Northern Ireland) 1957(c) is hereby repealed.

Sealed with the Official Seal of the Department of Commerce for Northern Ireland on 18th February 1976.

(L.S.)

J. D. Thompson

Assistant Secretary

(a) Formerly Ministry: see 1973 c. 36 s. 40 and Sch. 5 para 8(1)

(b) 1970 c. 1 (N.I.)

(c) 1957 c. 5 (N.I.)

## SCHEDULE

## Article 2

## Statutory Provisions Amended

<i>Session and chapter</i>	<i>Short title</i>	<i>Extent of amendment</i>
42 & 43 Vict. c. clxxv	The River Bann Navigation Act, 1879	<p>The following section shall be substituted for sections 12 and 13:—</p> <p>“12.—(1) Subject to sub-section (2) every person aged 18 years or over shall be qualified to be nominated a nominated Commissioner by the Coleraine Borough Council who for twelve months preceding the first day of January in the year in which he is nominated has been charged to rates under the Rates (Northern Ireland) Order 1972 as the occupier of a hereditament in the Borough of a net annual value, or as the occupier of hereditaments in the Borough of an aggregate net annual value, of at least £250 and who is not at the time of such nomination an elective Commissioner.</p> <p>(2) A person who immediately before 1st April 1976 held, or was qualified to hold, office as a nominated Commissioner shall not cease to hold, or be disqualified from holding, such office by reason only of sub-section (1), so long as he remains in occupation of the property in respect of which he held or was qualified to hold office at that time”.</p>

## EXPLANATORY NOTE

*(This note is not part of the Order, but is intended to indicate its general purport.)*

This Order amends the provisions in the River Bann Navigation Act, 1879 which set out the qualifications of persons eligible for nomination by the Coleraine Borough Council to membership of the Coleraine Harbour Commissioners.