
SCOTTISH STATUTORY INSTRUMENTS

1999 No. 201

**The Highland Council (Eigg)
Harbour Empowerment Order 1999**

**PART II
WORKS**

Power to carry out works

5.—(1) Subject to the provisions of this Order, the Council may, in the situations and lines and within the limits of deviation and according to the levels shown on the deposited plans and sections, carry out and maintain the following works in the island of Eigg, Highland, and on the foreshore and bed of the sea adjacent thereto together with all necessary and proper works and conveniences connected therewith or incidental thereto—

Work No. 1: A slipway of solid construction 15 metres wide and associated slipway head area commencing at a point NM 148673 784075 and extending in a north-easterly direction for a distance of 101 metres to a point NM 148769 784107 and there terminating;

Work No. 2: Dredging an area of sea bed of maximum width 190 metres commencing at a point NM 148449 783967 and extending in a north-easterly direction for a distance of 613 metres to terminate at a point NM 148982 784270 as shown hatched on the deposited plan;

Work No. 3: An alignment structure of solid construction commencing from the south-south-east side of Work No. 1 at a point NM 148719 784080 and extending in a north-easterly direction for a distance of 89 metres to terminate at a point NM 148803 784108;

Work No. 4: A causeway with associated 3 metres wide approach road of solid construction commencing at a point NM 148421 783828 and extending in an arc in a north-easterly direction for a distance of 353 metres to the commencement point of Work No. 1;

Work No. 5: Refurbishment and improvement of existing pier and slipway of solid construction commencing at a point NM 148466 783808 and extending in a south-easterly direction for a distance of 82 metres to terminate at a point NM 148543 783779;

Work No. 6: A floating pontoon with associated access walkway commencing at a point NM 148504 784004 and extending in a north-easterly direction for a distance of 50 metres to terminate at a point NM 148541 784038.

(2) The Council may, within the limits of deviation, maintain, renew, reconstruct and alter temporarily or permanently the works.

Power to deviate

6. Subject to the provisions of this Order, in carrying out the works the Council may deviate laterally from the lines or situations thereof as shown on the deposited plans to any extent not exceeding the limits of deviation and may deviate vertically from the levels of the works as shown on the deposited sections to any extent not exceeding 3 metres upwards and to such extent downwards as may be found necessary or convenient.

Subsidiary works

7.—(1) Subject to the provisions of this Order, the Council may within the limits of deviation from time to time erect, construct, maintain and operate, whether temporarily or permanently, all such subsidiary or incidental works and conveniences as may be necessary or expedient for the purposes of or in connection with the construction, maintenance and use of the works.

(2) The works shall be deemed for all purposes to be within the island of Eigg, Highland.

Obstructing works

8. Any person who intentionally obstructs any person acting under the authority of the Council in setting out the lines of or in constructing the authorised works, or who moves or removes any pole, stake, station point or bench mark established for the purpose of such setting out shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Works to be deemed part of harbour undertaking

9. The works shall be deemed for all purposes to be part of the harbour undertaking and all byelaws, rules and regulations of the Council for the time being in force relating to the harbour undertaking shall apply to the works and may be enforced by the Council accordingly.

Period for completion of works

10. If the works are not completed by 31st December 2009, the powers by this Order granted to the Council for constructing the works shall cease except as to so much thereof as is then substantially commenced.