



Ports Act 1991

CHAPTER 52

PORTS ACT 1991

PART I

TRANSFER OF STATUTORY PORT UNDERTAKINGS

Transfer of Port Undertakings

- 1 Formation of companies for purposes of transfer of certain statutory port undertakings
- 2 Transfer of undertakings

Disposal of ownership of the successor company

- 3 Initial issue of securities of the successor company
- 4 Disposal by the authority of their holding in the successor company
- 5 Control by appropriate Minister over exercise of authority's functions under sections 3 and 4
- 6 Supplementary provisions as to authority's functions
- 7 Dissolution of the authority
- 8 Treatment of net proceeds of disposal of ownership

Procedure for schemes

- 9 Schemes made by a relevant port authority
- 10 Schemes initiated by the Secretary of State
- 11 The annual turnover requirement for the purposes of section 10
- 12 Schemes made by the Secretary of State

Levy on initial disposals of securities of successor companies

- 13 Levy on initial disposals of securities of successor companies

Status: This is the original version (as it was originally enacted).

- 14 Payment of levy
- 15 Information for purposes of levy
- 16 Supplementary and consequential provisions relating to levy

Levy on disposals of land, etc.

- 17 Levy on disposals of land, etc
- 18 Supplementary and consequential provisions relating to levy under section 17

Supplementary

- 19 Financial assistance for proposals to maximise employee participation in equity of successor companies
- 20 Interpretation of Part I

PART II

DISPOSAL BY PORT OF LONDON AUTHORITY OF THE PORT OF TILBURY

Disposal of the Port of Tilbury

- 21 Power of Port of London Authority to form a company to operate the port of Tilbury
- 22 Transfer to the company of relevant property, etc., of the Port Authority
- 23 Supplementary provisions relating to the transfer under section 22
- 24 The required provision for the protection of pension rights
- 25 Special provision with respect to works licences
- 26 Powers of disposal in relation to the company
- 27 Power of Secretary of State to require exercise of Port Authority's powers under sections 21 and 22

Supplementary

- 28 Financial assistance for proposal to maximise employee participation in equity of the company
- 29 Rateable values of relevant hereditaments during transitional period
- 30 Interpretation of Part II

PART III

MISCELLANEOUS AND SUPPLEMENTARY

Lighthouses

- 31 Responsibility for local lighthouses
- 32 General transfer of local lighthouses from general lighthouse authorities to harbour authorities
- 33 Individual transfers of local lighthouses
- 34 Provisions supplementary to sections 31 to 33

Supplementary

- 35 Corporation tax and taxation of company distributions
- 36 Stamp duty
- 37 Orders and regulations
- 38 Directions
- 39 Expenses

- 40 General interpretation
- 41 Northern Ireland
- 42 Short title, commencement and extent

SCHEDULES

SCHEDULE 1 — Supplementary Provisions with respect to Transfers under section 2

Part I — SUPPLEMENTARY PROVISIONS OF GENERAL APPLICATION

Construction of agreements, statutory provisions and documents

- 1 (1) Where any transferred rights or liabilities are rights or...
- 2 (1) Paragraph 1 above (except sub-paragraph (1)(a)) shall apply in...
- 3 (1) The transferee and any other person shall, as from...
- 4 Paragraphs 1 to 3 above have effect for the interpretation...

Transfer of rights and liabilities relating to employment

- 5 For the purposes of the Transfer of Undertakings (Protection of...

Interpretation of Part I

- 6 In this Part of this Schedule— “the transfer date” means...

Part II — SUPPLEMENTARY PROVISIONS WHICH MAY BE INCLUDED IN SCHEMES

Description of provisions

- 7 Provision altering the constitution of the authority.
- 8 Provision imposing obligations on the authority with respect to—
- 9 (1) Provision that— (a) for the purposes of any statutory...
- 10 (1) Provision requiring the successor company either—
- 11 (1) Provision for applying sections 270 to 276 of the...
- 12 Such supplementary, incidental or consequential provision as appears to the...

Interpretation of Part II

- 13 References in this Part of this Schedule to the statutory...
- 14 References in this Part of this Schedule to the last...

SCHEDULE 2 — General Supplementary Provisions with respect to Transfer under section 22

Division and apportionment of property etc.

- 1 (1) This paragraph applies where the transfer is or includes...

Identification of property, rights and liabilities

- 2 (1) It shall be the duty of the Port Authority...
- 3 (1) If the Port Authority or the company represents to...

Status: This is the original version (as it was originally enacted).

Right to production of documents of title

- 4 Where on the transfer the Port Authority are entitled to...

Proof of title by certificate

- 5 (1) The Port Authority and the company may issue a...

Construction of agreements, statutory provisions and documents

- 6 (1) Where any transferred rights or liabilities are rights or...
7 (1) Paragraph 6 above (except sub-paragraph (1)(a)) shall apply in...
8 (1) The company and any other person shall, as from...
9 Paragraphs 6 to 8 above have effect for the interpretation...

Transfer of rights and liabilities relating to employment

- 10 (1) For the purposes of the Transfer of Undertakings (Protection...

Third parties affected by vesting provisions

- 11 (1) Without prejudice to the generality of paragraphs 6 to...

Interpretation

- 12 In this Schedule— (a) “transfer date” means the date on...