

Changes to legislation: There are currently no known outstanding effects for the Transport and Works Act 1992, Paragraph 1. (See end of Document for details)

SCHEDULES

SCHEDULE 3

^{M1}AMENDMENT OF HARBOURS ACT 1964

Commencement Information

II Sch. 3 wholly in force at 15. 7. 1992 see s. 70 and S.I. 1992/1347, art. 2, Sch.

Marginal Citations

M1 1964 c. 40.

- 1 (1) Section 14 (harbour revision orders) shall be amended as follows.
- (2) In subsection (2)(b) at the end there shall be added the words “ or in the interests of the recreational use of sea-going ships ”.
- (3) After subsection (2A) there shall be inserted—
- “(2B) Nothing in subsection (2)(b) of this section shall prevent the making of an order for facilitating—
- (a) the closing of part of the harbour,
 - (b) a reduction in the facilities available in the harbour, or
 - (c) the disposal of property not required for the purposes of the harbour,
- if the appropriate Minister is satisfied that the making of the order is desirable on grounds other than those specified in that subsection.”
- (4) In subsection (3)—
- (a) for the words from “a provision” to “said objects” there shall be substituted the words “ any other provision of the order ”;
 - (b) after the words “for the purposes of” there shall be inserted the words “ , or in connection with, ”;
 - (c) for the words “repealing and amending” there shall be substituted the words “ excluding or modifying any provision of any Act or of any instrument made under any Act (including this Act) and for repealing ”.
- (5) After subsection (4) there shall be inserted—
- “(4A) Where two or more harbours are being improved, maintained or managed by the same harbour authority or by harbour authorities which are members of the same group, a harbour revision order may relate to more than one of the harbours; and for this purpose two authorities are members of the same group if one is a subsidiary (within the meaning of the Companies Act 1985) of the other or both are subsidiaries of another company (within the meaning of that Act).”

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(6) In subsection (5), for the words “large-scale map” there shall be substituted the words “map of a scale not less than 1:2500”.

(7) After subsection (5) there shall be inserted—

“(5A) Where a harbour revision order includes provision for extinguishing or diverting a public right of way over a footpath or bridleway, there must be annexed to the order a map of a scale not less than 1:2500 on which the path or way concerned, and in the case of a diversion the new path or way, are plainly delineated.”

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