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STATUTORY INSTRUMENTS

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1976 No. 1067

**HARBOURS, DOCKS, PIERS AND FERRIES**

**The Bristol Port and Harbour Revision Order 1976**

<i>Made - - - -</i>	15th March 1976
<i>Laid before Parliament</i>	11th May 1976
<i>Coming into Operation</i>	30th June 1976

The Secretary of State for the Environment in exercise of the powers conferred by section 14 of the Harbours Act 1964(a) and now vested in him(b) and of all other powers enabling him in that behalf and on the application of the City Council of Bristol, hereby makes the following Order:—

*Citation and commencement*

1.—(1) This Order may be cited as the Bristol Port and Harbour Revision Order 1976 and shall come into operation on the date fixed in accordance with the provisions of the Statutory Orders (Special Procedure) Acts 1945 and 1965(c).

(2) The Bristol Dock Acts and Order 1848 to 1972 and this Order may be cited together as the Bristol Dock Acts and Orders 1848 to 1976.

*Interpretation*

2.—(1) In this Order, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say:—

“the caisson” means the caisson forming part of the junction cut or passage being part of Work No. 1 authorised by section 8 (Power to construct works) of the Bristol Docks and Railways Act 1901(d);

“the city” means the City of Bristol;

“the Council” means the City Council of Bristol;

“enactment” includes an enactment in this Order or in any general or local Act and any order, byelaw, scheme or regulation made under an Act;

“the entrance lock” means the entrance lock to the Avonmouth Dock of the Council authorised by section 20 (Description of the Works) of the Bristol Port and Channel Dock Act 1864(e) and section 4 (Alteration of entrance lock to dock or basin authorised by Act of 1864) of the Bristol Port and Channel Dock Act 1872(f).

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(a) 1964 c. 40.  
(c) 9 & 10 Geo. 6 c. 18; 1965 c. 43.  
(e) 1864 c. ccxli.

(b) S.I. 1970/1681 (1970 III, p. 5551).  
(d) 1901 c. cclxiv.  
(f) 1872 c. clxii.

(2) The Interpretation Act 1889(a) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(3) Any reference in this Order to any enactment shall be construed as a reference to that enactment as applied, extended, amended or varied by any subsequent enactment, including this Order.

#### *Abandonment of works*

3.—(1) The Council may abandon and discontinue the use of the entrance lock as a lock and may remove the gates thereof and in lieu of such gates or any of them construct such fixed dams, walls, sluices or other structures as they think fit or may fill in the said lock and the entrance channel thereto and the Council may use the said lock as so altered and the entrance channel thereto for the general purposes of their dock undertaking.

(2) As from the date of the abandonment and discontinuance of the entrance lock the obligations imposed by any enactment with respect to the admission of ships through the said lock shall cease and determine.

(3) The Council may abandon and discontinue the use of the caisson and remove it.

#### *Amendment of Bristol Port and Harbour Revision Order 1972*

4. As from the coming into operation of this Order Part II of Schedule 1 to the Bristol Port and Harbour Revision Order 1972(b) shall have effect as if at the end thereof there were inserted the following paragraph—

“(d) so much of the West Dock, as defined by section 5 (Interpretation) of the Bristol Corporation (West Dock) Act 1971(c), as is not comprised within the said area.”.

#### *Costs of Order*

5. All costs, charges and expenses of and incidental to the preparing, applying for and obtaining of this Order and otherwise in relation thereto (other than those which any person is lawfully ordered to pay by the Secretary of State or a Joint Committee of both Houses of Parliament or any costs, charges and expenses incurred in opposing the Order) shall be paid by the Council out of the general rate fund of the city.

Signed by authority of  
the Secretary of State  
15th March 1976.

*John Gilbert,*  
Minister for Transport,  
Department of the Environment.

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(a) 1889 c. 63.  
(c) 1971 c. lv.

(b) S.I. 1972/1931.

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order authorises the City Council of Bristol to abandon and discontinue the use of the entrance lock to their Avonmouth Dock and to remove the caisson at the Junction Cut at Avonmouth. The Order also amends the description of the existing limits of the Port and Harbour of Bristol and of the area within which the City Council exercise jurisdiction as conservancy authority and as local lighthouse authority contained in Part II of Schedule 1 to the Bristol Port and Harbour Revision Order 1972 so as to include within the said limits the portion of the West Dock of the City Council which was added thereto by section 32 of the Bristol Corporation (West Dock) Act 1971.