

1976 No. 1541

MERCHANT SHIPPING

PILOTAGE

The Sullom Voe, Shetland, Pilotage Order 1976

Made - - - - - 16th September 1976

Coming into Operation:

(a) for the purposes of Article 5 1st February 1978

(b) for all other purposes - 22nd November 1976

The Secretary of State in exercise of powers conferred by section 7(1) of the Pilotage Act 1913(a) and now vested in him(b) and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Sullom Voe, Shetland, Pilotage Order 1976 and shall come into operation on 1st February 1978 for the purposes of Article 5, and on 22nd November 1976 for all other purposes.

2. In this Order:—

- “the Act” means the Pilotage Act 1913;
- “the Authority” means the Shetland Islands Council;
- “the Committee” means the pilotage committee as defined in Article 6 of this Order;
- “licensed pilot” means a person who is a pilot licensed for the pilotage district;
- “prescribed” means prescribed by Pilotage Order;
- “the pilotage district” means Sullom Voe, Shetland, Pilotage District.

3. There shall be a pilotage district to be known as the Sullom Voe, Shetland, Pilotage District the limits of which shall be the waters of Yell Sound and Sullom Voe, including all creeks, voes and inlets, bounded on the north by a line drawn from the northern extremity of the Point of Fethaland to the north-western extremity of the point at Fogla Lee and in the south-east by a line drawn from the north-western extremity of the Ness of Sound to the northern extremity of Uynarey Island and thence to the northern extremity of Mio Ness.

4. The Pilotage Authority for the pilotage district shall be the Shetland Islands Council.

5. Pilotage shall be compulsory within the pilotage district.

6. The Authority shall appoint a pilotage committee which shall consist of: three members appointed by the Authority, of whom one shall be appointed by them as Chairman;
two persons nominated by shipowners using pilotage services in the pilotage district;
two pilots elected in such manner as may be agreed between the pilots licensed for the pilotage district and the Authority or, in default of agreement, as may be prescribed by the Secretary of State. In the event

(a) 1913 c. 31.

(b) See S.I. 1970/1537 (1970 III, p. 5293).

of either pilot ceasing to hold a licence for the pilotage district he shall be ineligible to act or continue acting as a member of the Committee; and

two independent members appointed by the Authority.

7. Except to the extent that the Authority and the Committee may otherwise agree, all matters relating to pilotage within the pilotage district shall stand referred to the Committee who shall consider the same and report to the Authority thereon and the Authority before deciding on or exercising any powers in relation to any such matter shall receive and consider the report of the Committee with respect to the matter in question.

8.—(1) The Authority may delegate to the Committee any of their powers or duties under the Act. The decisions of the Committee on matters arising from such delegation shall not require confirmation by the Authority but the Committee shall report their proceedings to the Authority.

(2) If a member of the Authority has any pecuniary interest, direct or indirect, in any contract, proposed contract or other matter, and is present at a meeting of the Authority at which the contract or other matter is the subject of consideration, he shall at the meeting and as soon as practicable after its commencement disclose the fact and shall not take part in the consideration or the discussion of the contract or other matter or vote on any question with respect to it.

(3) No act or proceeding of the Committee shall be invalid on account of any vacancy in their body or on account of the election of any member having been defective.

9.—(1) The members of the Committee shall hold office for a period of one year but a member may be re-appointed or re-elected at the expiration of his term of office.

(2) In the event of a vacancy arising among the Committee otherwise than by the effluxion of time it shall be filled as soon as may be thereafter in the manner prescribed in Article 6 above but a member of the Committee so appointed or elected shall hold office only until the next annual appointment or election.

10. The Authority may acquire, own, hire, build, renew and maintain and work vessels for the purposes of this Order and may at their discretion either sell or exchange any such vessel.

11. Separate accounts shall be kept by the Authority of all moneys received and expended by them in their capacity as pilotage authority.

J. N. Archer,
An Under-Secretary,
Department of Trade.

16th September, 1976

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order establishes the Sullom Voe, Shetland, pilotage district and provides for Shetland Islands Council to be the pilotage authority and to appoint a pilotage committee. Pilotage will be compulsory within the pilotage district from 1st February 1978.

Printed in England by Harrison & Sons (London) Ltd., and published by Her Majesty's Stationery Office
22/19407 O.66 K9 9/76

ISBN 0 11 061541 7