

1980 No. 1368

CUSTOMS AND EXCISE

**The Appointment of Ports (Padstow, Penzance, St. Mary's,
Falmouth, Fowey, Plymouth, Dartmouth, Teignmouth
and Exeter) Order 1980**

Made - - - - 8th September 1980

Coming into Operation 1st October 1980

The Commissioners of Customs and Excise, in pursuance of the powers conferred on them by section 19 of the Customs and Excise Management Act 1979(a) and of all other powers enabling them in that behalf, hereby make the following Order:—

Citation and commencement

1. This Order may be cited as the Appointment of Ports (Padstow, Penzance, St. Mary's, Falmouth, Fowey, Plymouth, Dartmouth, Teignmouth and Exeter) Order 1980 and shall come into operation on 1st October 1980.

Interpretation

2. In this Order, "approaches" in relation to a dock or harbour means all waters leading thereto from the areas specified in the appointments contained in this Order.

Revocation of earlier appointments

3. The Returns to the Court of Exchequer and the Treasury Warrants set out in the Schedule hereto are hereby revoked.

Port of Padstow

4.—(1) The Commissioners appoint as a port for the purposes of customs and excise those internal and territorial waters of Her Majesty's dominions within the area bounded:—

- (a) to the north by a line on a true bearing 270° from Dizzard Point at latitude 50° 45' 50" north, longitude 04° 36' 22" west (a limit of the Port of Barnstaple);
- (b) to the south by a line on a true bearing 270° from Droskyn Point at latitude 50° 20' 45.9" north, longitude 05° 09' 40.3" west (a limit of the Port of Penzance);
- (c) by mean high water line along the coast between the points described in (a) and (b) above; and
- (d) by the seaward limit of territorial waters between the limits described in (a) and (b) above,

together with—

(i) docks and harbours, including the approaches thereto, and
(ii) as far as the tide flows, all rivers, canals, bays, creeks, streams, channels, waters and watercourses
giving on to the area specified in this Article.

(2) The Commissioners name the said port the Port of Padstow.

Port of Penzance

5.—(1) The Commissioners appoint as a port for the purposes of customs and excise those internal and territorial waters of Her Majesty's dominions within the area bounded:—

- (a) to the north by a line on a true bearing 270° from Droskyn Point at latitude $50^{\circ} 20' 45.9''$ north, longitude $05^{\circ} 09' 40.3''$ west (a limit of the Port of Padstow);
(b) to the east by a line on a true bearing 180° from Lizard Point at latitude $49^{\circ} 57' 32''$ north, longitude $05^{\circ} 12' 52.8''$ west (a limit of the Port of Falmouth);
(c) by mean high water line along the coast between the points described in (a) and (b) above; and
(d) by the seaward limit of territorial waters between the limits described in (a) and (b) above,

together with—

- (i) docks and harbours, including the approaches thereto, and
(ii) as far as the tide flows, all rivers, canals, bays, creeks, streams, channels, waters and watercourses

giving on to the area specified in this Article:

Provided that the area of this port shall not extend west of longitude $06^{\circ} 00' 00''$ west.

(2) The Commissioners name the said port the Port of Penzance.

Port of St. Mary's

6.—(1) The Commissioners appoint as a port for the purposes of customs and excise those internal and territorial waters of Her Majesty's dominions surrounding the Isles of Scilly,

together with—

- (i) docks and harbours, including the approaches thereto, and
(ii) as far as the tide flows, all rivers, canals, bays, creeks, streams, channels, waters and watercourses

giving on to the area specified in this Article:

Provided that the area of this port shall not extend east of longitude $06^{\circ} 00' 00''$ west.

(2) The Commissioners name the said port the Port of St. Mary's.

Port of Falmouth

7.—(1) The Commissioners appoint as a port for the purposes of customs and excise those internal and territorial waters of Her Majesty's dominions within the area bounded:—

- (a) to the west by a line on a true bearing 180° from Lizard Point at latitude $49^{\circ} 57' 32''$ north, longitude $05^{\circ} 12' 52.8''$ west (a limit of the Port of Penzance);

- (b) to the east by a line on a true bearing 180° from Dodman Point at latitude 50° 13' 05.2" north, longitude 04° 48' 03.8" west (a limit of the Port of Fowey);
- (c) by mean high water line along the coast between the points described in (a) and (b) above; and
- (d) by the seaward limit of territorial waters between the limits described in (a) and (b) above,

together with—

- (i) docks and harbours, including the approaches thereto, and
- (ii) as far as the tide flows, all rivers, canals, bays, creeks, streams, channels, waters and watercourses

giving on to the area specified in this Article.

(2) The Commissioners name the said port the Port of Falmouth.

Port of Fowey

8.—(1) The Commissioners appoint as a port for the purposes of customs and excise those internal and territorial waters of Her Majesty's dominions within the area bounded:—

- (a) to the west by a line on a true bearing 180° from Dodman Point at latitude 50° 13' 05.2" north, longitude 04° 48' 03.8" west (a limit of the Port of Falmouth);
- (b) to the east by a line on a true bearing 180° from the western bank of the River Seaton at latitude 50° 21' 49.5" north, longitude 04° 23' 13.2" west (a limit of the Port of Plymouth);
- (c) by mean high water line along the coast between the points described in (a) and (b) above; and
- (d) by the seaward limit of territorial waters between the limits described in (a) and (b) above,

together with—

- (i) docks and harbours, including the approaches thereto, and
- (ii) as far as the tide flows, all rivers, canals, bays, creeks, streams, channels, waters and watercourses

giving on to the area specified in this Article.

(2) The Commissioners name the said port the Port of Fowey.

Port of Plymouth

9.—(1) The Commissioners appoint as a port for the purposes of customs and excise those internal and territorial waters of Her Majesty's dominions within the area bounded:—

- (a) to the west by a line on a true bearing 180° from the western bank of the River Seaton at latitude 50° 21' 49.5" north, longitude 04° 23' 13.2" west (a limit of the Port of Fowey);
- (b) to the east by a line on a true bearing 180° from the western bank of the River Erme at latitude 50° 18' 21.2" north, longitude 03° 57' 16.5" west (a limit of the Port of Dartmouth);
- (c) by mean high water line along the coast between the points described in (a) and (b) above; and
- (d) by the seaward limit of territorial waters between the limits described in (a) and (b) above,

together with—

- (i) docks and harbours, including the approaches thereto, and
 - (ii) as far as the tide flows, all rivers, canals, bays, creeks, streams, channels, waters and watercourses
- giving on to the area specified in this Article, and
- (iii) the territorial waters surrounding the Eddystone Rocks within the limits described in (a) and (b) above.
- (2) The Commissioners name the said port the Port of Plymouth.

Port of Dartmouth

10.—(1) The Commissioners appoint as a port for the purposes of customs and excise those internal and territorial waters of Her Majesty's dominions within the area bounded:—

- (a) to the west by a line on a true bearing 180° from the western bank of the River Erme at latitude 50° 18' 21.2" north, longitude 03° 57' 16.5" west (a limit of the Port of Plymouth);
- (b) to the north-east by a line on a true bearing 135° from Berry Head at latitude 50° 23' 58.5" north, longitude 03° 28' 52.4" west (a limit of the Port of Teignmouth);
- (c) by mean high water line along the coast between the points described in (a) and (b) above; and
- (d) by the seaward limit of territorial waters between the limits described in (a) and (b) above,

together with—

- (i) docks and harbours, including the approaches thereto, and
- (ii) as far as the tide flows, all rivers, canals, bays, creeks, streams, channels, waters and watercourses

giving on to the area specified in this Article.

(2) The Commissioners name the said port the Port of Dartmouth.

Port of Teignmouth

11.—(1) The Commissioners appoint as a port for the purposes of customs and excise those internal and territorial waters of Her Majesty's dominions within the area bounded:—

- (a) to the south-west by a line on a true bearing 135° from Berry Head at latitude 50° 23' 58.5" north, longitude 03° 28' 52.4" west (a limit of the Port of Dartmouth);
- (b) to the north-east by a line on a true bearing 135° from Langstone Point at latitude 50° 35' 27.1" north, longitude 03° 26' 31.7" west (a limit of the Port of Exeter);
- (c) by mean high water line along the coast between the points described in (a) and (b) above; and
- (d) by the seaward limit of territorial waters between the limits described in (a) and (b) above,

together with—

- (i) docks and harbours, including the approaches thereto, and
- (ii) as far as the tide flows, all rivers, canals, bays, creeks, streams, channels, waters and watercourses

giving on to the area specified in this Article.

(2) The Commissioners name the said port the Port of Teignmouth.

Port of Exeter

12.—(1) The Commissioners appoint as a port for the purposes of customs and excise those internal and territorial waters of Her Majesty's dominions within the area bounded:—

- (a) to the south-west by a line on a true bearing 135° from Langstone Point at latitude $50^{\circ} 35' 27.1''$ north, longitude $03^{\circ} 26' 31.7''$ west (a limit of the Port of Teignmouth);
- (b) to the east by a line on a true bearing 180° from the western bank of the River Char at latitude $50^{\circ} 43' 56.8''$ north, longitude $02^{\circ} 53' 58.5''$ west (a limit of the Port of Weymouth);
- (c) by mean high water line along the coast between the points described in (a) and (b) above, and
- (d) by the seaward limit of territorial waters between the limits described in (a) and (b) above,

together with—

- (i) docks and harbours, including the approaches thereto, and
- (ii) as far as the tide flows, all rivers, canals, bays, creeks, streams, channels, waters and watercourses

giving on to the area specified in this Article, and

- (iii) the Exeter Canal including the Canal Basin and that part of the River Exe between Countess Wear and Lower Exe Bridge in the City of Exeter.

(2) The Commissioners name the said port the Port of Exeter.

N. Godfrey,
Commissioner of Customs and Excise.

8th September 1980.

King's Beam House,
Mark Lane,
London EC3R 7HE.

SCHEDULE

Article 3

Port	Instrument of Appointment	Date	Section and Title or Short Title of Enabling Statute	Chapter
Dartmouth	Treasury Warrant	23rd December 1852	Sections 14 and 15, An Act to amend the Laws relating to the Customs	1846 c. 102
Exeter	Treasury Warrant	11th January 1888	Section 12, Customs Consolidation Act 1876	1876 c. 36
Falmouth	Treasury Warrant	10th February 1851	Sections 14 and 15, An Act to amend the Laws relating to the Customs	1846 c. 102
Fowey	Return to the Court of Exchequer	11th January 1841	Section 139, An Act for the General Regulation of the Customs	1833 c. 52
Padstow	Treasury Warrant	13th December 1850	Sections 14 and 15, An Act to amend the Laws relating to the Customs	1846 c. 102
Penzance	Treasury Warrant	10th January 1882	Section 12, Customs Consolidation Act 1876	1876 c. 36
Plymouth	Return to the Court of Exchequer	8th February 1841	Section 139, An Act for the General Regulation of the Customs	1833 c. 52
St. Mary's	Treasury Warrant	16th August 1939	Section 12, Customs Consolidation Act 1876	1876 c. 36
Teignmouth	Treasury Warrant	23rd December 1852	Sections 14 and 15, An Act to amend the Laws relating to the Customs	1846 c. 102
Truro	Treasury Warrant	10th February 1851	Sections 14 and 15, An Act to amend the Laws relating to the Customs	1846 c. 102

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made under section 19 of the Customs and Excise Management Act 1979, re-defines the limits of nine ports in the south-west of England for the purposes of customs and excise.

The new port of Falmouth incorporates the former port of Truro.

STATUTORY INSTRUMENTS

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