

---

STATUTORY INSTRUMENTS

---

**1991 No. 1106**

**HARBOURS, DOCKS, PIERS AND FERRIES**

**The Montrose (Pilotage) Harbour Revision Order 1990**

<i>Made</i>	- - - -	<i>4th April 1990</i>
<i>Laid before Parliament</i>		<i>7th March 1991</i>
<i>Coming into force</i>	- -	<i>1st May 1991</i>

The Secretary of State for Transport in exercise of the powers conferred on him by section 14 of the Harbours Act 1964(1), and now vested in him(2)and of all powers enabling him in that behalf and on the application of the Trustees of the harbour of Montrose in accordance with section 7(5) of the Pilotage Act 1987(3), hereby makes the following Order:—

**Citation and commencement**

1. This Order may be cited as the Montrose (Pilotage) Harbour Revision Order 1990 and shall come into force on the date fixed in accordance with the provisions of the Statutory Orders (Special Procedure) Acts 1945 and 1965(4).

**Interpretation**

2. In this Order—

“harbour” means the harbour of Montrose as described in Article 19 of the Montrose Harbour Revision Order 1974(5);

“level of high water” means the level of mean high water springs;

“signed plan” means the plan signed in triplicate by an Under Secretary in the Department of Transport copies of which have been deposited as follows, that is to say, one copy at the Department of Transport, one copy with the Sheriff Clerk of the Sheriff Court district of Arbroath and one copy at the principal office of the Trustees at South Quay, Ferryden, Montrose DD10 9SL;

---

(1) 1964 c. 40; section 14 and Schedule 3 were amended by the Transport Act 1981 (c. 56), section 18 and Schedule 6, paragraphs 2 to 4; 12 and 14.  
(2) See section 57(1) of the Harbours Act 1964 and S.I. 1981/238.  
(3) 1987 c. 21.  
(4) 1945 c. 18 (9 & 10 Geo. 6), 1965 c. 43.  
(5) S.I. 1975/348.

“Trustees” means the Trustees of the harbour incorporated by the Montrose Harbour Act 1837(6).

**Extension of limits of jurisdiction for purposes of pilotage**

3. The limits within which the Trustees shall have jurisdiction for the purposes of pilotage under Part 1 of the Pilotage Act 1987 shall include (in addition to the harbour) the area to the east of the existing harbour, shaded pink on the signed plan, and bounded by a straight line from the eastern extremity of the level of high water from Scurdie Ness Lighthouse for a distance of 1450 metres or thereabouts to a point latitude  $56^{\circ}42'09''N$  longitude  $02^{\circ}24'58''W$  intersecting an arc of 1210 metres radius from Scurdie Ness Lighthouse and then in an arc of 1210 metres radius from Scurdie Ness Lighthouse to a point latitude  $56^{\circ}42'28''N$  longitude  $02^{\circ}25'12''W$  then in a straight line in a west-south-westerly direction for a distance of 1230 metres or thereabouts to a position latitude  $56^{\circ}42'19.2''N$  longitude  $02^{\circ}26'20.9''W$ .

Signed by authority of the Secretary of State for Transport

4th April 1990

*Patrick McLoughlin*  
Parliamentary Under Secretary of State,  
Department of Transport

## EXPLANATORY NOTE

*(This note is not part of the Order)*

By virtue of section 7(5) of the Pilotage Act 1987 a direction given by a harbour authority for the purpose of making pilotage compulsory for ships navigating in a specified area shall not apply to any area which is outside the authority's harbour unless the limits of jurisdiction of the authority for pilotage purposes have been extended to cover that area.

This Order accordingly extends the limits of jurisdiction of the Trustees of the harbour of Montrose for pilotage purposes under Part I of the Pilotage Act 1987 so as to include an area outside their harbour in respect of which the Trustees consider that pilotage should be compulsory.

The applicants for this Order are the Trustees of the harbour of Montrose.