
STATUTORY INSTRUMENTS

2007 No. 3463

The Maryport Harbour Revision Order 2007

PART 4

Further Powers as to Management and Regulation of Harbour

Moorings

20.—(1) The Authority may provide, place, lay down, maintain, renew, use, have and remove moorings within the harbour—

- (a) on land owned or leased by them or in which they hold an appropriate interest; or
- (b) with the consent in writing of the owner and lessee thereof, on any other land in the harbour,

as they consider necessary or desirable for the convenience of vessels.

(2) The Authority may demand, receive and recover in respect of any vessel using any of the moorings provided under this article or moored to land owned or leased by them such reasonable charges as they may from time to time prescribe.

(3) The Authority may compound with any person with respect to the payment of the charges prescribed under paragraph (2).

(4) The Authority may give notice in writing to the person having control of any vessel using any mooring in the harbour at the date this Order comes into force requiring him within 28 days to remove the vessel so as to enable the Authority to provide, place, lay down, maintain, renew, and remove moorings in accordance with paragraph (1).

(5) The Authority shall offer to make available to the person having the control of the vessel referred to in the notice a mooring provided by them under paragraph (1) as soon as such mooring has been provided, placed, laid down, maintained or renewed as appropriate.

(6) If any person fails to comply with a notice given by the Authority under this article, the Authority may at any time after the expiration of 28 days from the date of the giving of the notice remove the mooring referred to in that notice.

(7) The Authority may from time to time grant to a person with or without conditions a licence to place, lay down, maintain, renew, use and have existing and future moorings, for vessels in the harbour.

(8) Nothing in any such licence shall entitle a person to place, lay down, maintain, renew or use and have any mooring on land not owned or leased by him or the Authority or in which he has no appropriate interest.

(9) Any such licence shall be valid only for a period of one year commencing with the date on which it is granted.

(10) The Authority may charge for such a licence.

(11) Any person who—

- (a) intentionally obstructs any person acting under the authority of the Authority in setting out moorings;

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (b) intentionally and without lawful authority pulls up or removes any mooring in the harbour or any part of the harbour;
- (c) without reasonable excuse causes or permits a vessel to be moored in the harbour except at a mooring provided or licensed by the Authority under this article; or
- (d) places, lays down, maintains, renews or has in the harbour any mooring not provided or licensed by the Authority under this article,

shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale.

(12) If any such person commits an offence under paragraph 11(d), the Authority may remove the mooring in question and recover from that person the expenses incurred in doing so.

(13) In this article “mooring” includes any buoy, pile, post, chain, pillar, pontoon or like apparatus or convenience used for the mooring of vessels.