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STATUTORY INSTRUMENTS

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**2008 No. 1261**

The London Gateway Port Harbour Empowerment Order 2008

PART 5

FUNCTIONS OF THE HARBOUR AUTHORITY

**Power to remove goods**

**43.**—(1) The Harbour Authority may remove goods which have been left on or in any part of the port premises where six hours have elapsed from the time when the Harbour Authority—

- (a) required the goods to be removed; or
- (b) left a notice on the goods requiring their removal.

(2) Such removal shall be to the Harbour Authority's or any other public warehouse or store and at the expense and risk of the owner.

(3) Goods removed pursuant to paragraph (1) shall be subject to a lien for the cost of removal, and for any charges payable to the Harbour Authority by the owner in respect of the goods.

(4) The Harbour Authority may prevent the removal of goods removed or placed in store under this article until all charges have been paid.

(5) Where the Harbour Authority has given seven days' notice to the owner of the goods, it may sell or otherwise dispose of the goods, and if so required by the owner, the Harbour Authority shall sell or otherwise dispose of the goods in such manner as it thinks fit and reimburse itself out of the proceeds of sale.

(6) The Harbour Authority shall hold any surplus of such proceeds of sale under paragraph (5) on trust for the person entitled to it.

(7) In this article "goods" includes vehicles and equipment.

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**Commencement Information**

**II** Art. 43 in force at 16.5.2008, see [art. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The London Gateway Port Harbour Empowerment Order 2008, Section 43.