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STATUTORY INSTRUMENTS

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**2008 No. 969**

**TRANSPORT AND WORKS, ENGLAND  
OFFSHORE INSTALLATIONS, ENGLAND  
ELECTRICITY, ENGLAND**

The River Humber (Upper Burcom  
Tidal Stream Generator) Order 2008

*Made - - - - 2nd April 2008*

*Coming into force in accordance with article 1*

**THE RIVER HUMBER (UPPER BURCOM  
TIDAL STREAM GENERATOR) ORDER 2008**

PART 1

1. Citation and commencement
2. Interpretation

PART 2

Principal powers

3. Power to construct and maintain works
4. Power to deviate

Protection of navigation

5. Tidal works not to be executed without approval of the Secretary of State
6. Provision against danger to navigation
7. Abatement of works abandoned or decayed
8. Survey of tidal works
9. Permanent lights and navigational safety aids
10. Lights on tidal works during construction
11. Execution of works in default

*Status: This is the original version (as it was originally made).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

12. Offences

PART 3

13. Power to operate and use works
14. Disapplication of section 9 of the Humber Conservancy Act 1899 and section 6 of the Humber Conservancy Act 1905
15. Removal of authorised works
16. Obstruction and misuse of authorised works
17. Exclusion zone for navigation, trawling and anchoring
18. Certain land to be treated as operational land
19. Certification of plans, etc.
20. Transfer of powers
21. For protection of A. B. Ports
22. Saving for Trinity House
23. Crown rights  
Signature

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SCHEDULE 1 — THE SCHEDULED WORKS

1. The works which the undertaker is authorised to construct and...
2. In this Schedule reference to the locations of the tidal...

SCHEDULE 2 — FOR PROTECTION OF ASSOCIATED BRITISH PORTS

1. In this Schedule— “accumulation” means any accumulation of silt or...
2. For the protection of A. B. Ports the following provisions...
3. (1) Before commencing the construction of a tidal work the...
4. The undertaker shall give to A. B. Ports not less...
5. The undertaker shall at all reasonable times during construction of...
6. (1) After the purpose of any temporary works has been...
7. (1) If during the construction of a tidal work it...
8. The undertaker shall pay to A. B. Ports the reasonable...
9. (1) Without prejudice to the other provisions of this Schedule,...
10. The fact that any work or thing has been executed...
11. With the exception of any duty owed by A. B. Ports...
12. Nothing in this Order shall affect prejudicially any statutory or...
13. Any difference arising between the undertaker and A. B. Ports...

Explanatory Note