
STATUTORY INSTRUMENTS

2023 No. 675

HARBOURS, DOCKS, PIERS AND FERRIES

The Cornwall Harbours Harbour Revision Order 2023

Made - - - - *19th June 2023*
Laid before Parliament *23rd June 2023*
Coming into force- *14th July 2023*

THE CORNWALL HARBOURS HARBOUR REVISION ORDER 2023

PART 1

PRELIMINARY

1. Citation, commencement and extent
2. Interpretation
3. Incorporation of provisions of Harbours, Docks and Piers Clauses Act 1847

PART 2

HARBOURS JURISDICTION, GENERAL FUNCTIONS, ESTABLISHMENT
AND CONSTITUTION OF BOARD AND ADVISORY BODIES

4. Harbours Jurisdiction
5. General functions
6. Establishment of a Board
7. Composition of the Board
8. Non-voting Co-opted members
9. Terms of office for Board members
10. Casual vacancies
11. Disqualification or removal of Board members
12. Meetings of the Board
13. Advisory bodies

PART 3

FINANCIAL

14. Application of finances
15. Port of Truro Reserve Fund
16. Port of Penryn Reserve Fund

Changes to legislation: There are currently no known outstanding effects for the The Cornwall Harbours Harbour Revision Order 2023. (See end of Document for details)

17. General reserve fund
18. Borrowing

PART 4

HARBOURS REGULATION

19. Aids to navigation
20. Repair of landing places, etc.
21. Restriction of works and dredging
22. Control of certain operations and works of statutory undertakers
23. Licensing of works
24. Licence to dredge
25. Appeals in respect of works or dredging licence
26. Obstruction of works
27. Parking places and related facilities
28. Removal of vehicles and vessels
29. Power to make byelaws
30. Confirmation of byelaws
31. Power to make general directions as to use of the harbours, etc.
32. Procedure for giving, amending or revoking general directions
33. Publication of general directions
34. Special directions
35. Failure to comply with directions
36. Enforcement of special directions
37. Master's responsibility in relation to directions
38. Saving for existing directions, byelaws etc.

PART 5

CHARGES

39. Charges other than ship, passenger and goods dues
40. Charges for services or facilities
41. Setting of charges
42. Payment of charges
43. Compounding arrangements and rebates
44. Deposit for charges
45. Liens for charges
46. Refusal to pay charges for landing place etc.
47. Exemptions from harbour dues
48. Recovery of charges
49. Harbour master may prevent sailing of vessels

PART 6

MISCELLANEOUS AND GENERAL

50. Power to dredge
51. Power to lay moorings
52. Power to licence moorings
53. Offences as to moorings
54. Development of land etc.
55. Powers to grant tenancies and dispose of land
56. Power to appropriate lands and works for particular uses, etc.
57. Other commercial activities

58. Power to delegate functions
 59. Bunkering
 60. Power with respect to disposal of wrecks
 61. Power to deal with unserviceable vessels
 62. Removal of obstructions other than vessels
 63. Boarding of vessels or vehicles
 64. Notices
 65. Saving for Trinity House
 66. Crown Rights
 67. Amendment of Act and Orders
 68. Revocation / Repeal
- Signature

SCHEDULES

SCHEDULE 1 — LIMITS OF THE HARBOURS

1. Bude Harbour
2. Newquay Harbour
3. Port of Penryn
4. Penzance Harbour
5. Portreath Harbour
6. Portscatho Harbour
7. Portwrinkle Harbour
8. Prince of Wales Pier
9. St Ives Harbour
10. Port of Truro

SCHEDULE 2 — PROVISIONS APPLYING TO THE BOARD

1. Meetings of the Board
2. Chair and vice-chair of Board
3. Vacation of office by a member of the Board
4. Reappointment of chair
5. Proceedings of meeting of the Board
6. Validity of acts of the Board
7. Remuneration of members of the Board
8. Role of the Board
9. No substantial amendment to the responsibilities of the Board under...
10. General

SCHEDULE 3 — PURPOSES FOR WHICH BYELAWS MAY BE MADE

1. Regulating the use of pontoons, stagings, quays, jetties, piers, walkways,...
2. Regulating the shipping and unshipping, landing, warehousing, stowing, depositing and...
3. Preventing damage or injury to any vessel, goods, vehicle, plant,...
4. Regulating, preventing or licencing the conduct of all persons in...
5. Regulating the placing, laying down, maintenance, removal and use of...
6. Preventing or removing obstructions (including vessels and vehicles) or impediments...
7. Regulating the launching and recovery of vessels in the harbours....
8. Regulating or prohibiting the mooring, careening, beaching or anchoring and...
9. Regulating or prohibiting the use in the harbours or onboard...

Changes to legislation: There are currently no known outstanding effects for the The Cornwall Harbours Harbour Revision Order 2023. (See end of Document for details)

10. Regulating the removal of rubbish (including ballast, earth or clay...
11. The prevention of the disposal of such rubbish and sewerage...
12. Prohibiting the use of or regulating the use, movement, speed,...
13. Requiring the use of effectual silencers or other similar apparatus...
14. Regulating vessels in the harbours and their entry into and...
15. Regulating the embarkation of persons on to, or their disembarkation...
16. Regulating the holding of regattas and other public events in...
17. Prescribing the lights and signals to be exhibited or made—...
18. Assisting the navigation of vessels within the harbours, at the...
19. Preventing nuisances in the harbours.
20. Prohibiting or regulating the discharge by land or sea of...
21. Regulating or prohibiting fishing for marine creatures of any type...
22. Regulating or prohibiting aquaplaning, water skiing or diving or other...
23. Regulating or prohibiting bathing, and for securing the protection of...
24. Regulating or prohibiting the use of vehicles on the foreshore...
25. Regulating the use of ferries within the harbours and the...
26. Regulating the exercise of powers vested in the harbour master...
27. Regulating vessels, vehicles and persons embarking or disembarking vessels, frequenting...
28. The purposes specified in section 83 of the Act of...

SCHEDULE 4 — REVOCATION / REPEAL

SCHEDULE 5 — ACTS AND ORDERS

1. Saint Ives Harbour Order 1886 (articles 21 and 22).
2. Truro Harbour Order 1903 (article 10(1)).
3. Falmouth Piers Order 1952 (articles 8 and 9).
4. The St. Ives Harbour Revision Order 1993 (articles 2, 5,...
5. Penzance Albert Pier Extension Act 1990 (sections 2, 3, 5...
6. Penzance South Pier Extension Act 1990 (sections 2, 3, 5...
7. The Penzance Harbour Revision Order 2009 (articles 2, 5, 6,...
8. Portreath, Portscatho and Portwrinkle Harbour Empowerment Order 2023.

Explanatory Note

Changes to legislation:

There are currently no known outstanding effects for the The Cornwall Harbours Harbour Revision Order 2023.