



Port of London (Extension of Seaward Limit) Act 1964

CHAPTER ii

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ELIZABETH II



1964 CHAPTER ii

An Act to extend the existing seaward limit of jurisdiction
of the Port of London Authority, and for other purposes.
[25th March 1964]

WHEREAS by the Port of London Act, 1908, the Port ^{8 Edw. 7 c. 68.}
of London Authority were established for the purpose of
administering, preserving and improving the port of
London and for other purposes in that Act set forth, and by that
Act (inter alia) the undertaking and powers of the London and
India Docks Company and other undertakings and powers were
transferred to and vested in the Port Authority, other powers
were conferred upon the Port Authority and other provisions
were made with reference to the port of London:

And whereas by various subsequent Acts and Orders further
powers were conferred on the Port Authority and the Port
Authority have executed divers works for the improvement of
the port of London:

And whereas for the safety of navigation it is expedient to
extend eastwards into the Thames Estuary the present seaward
limit of the port of London as in this Act provided so as to enable
the Port Authority to regulate the navigation of vessels within
the extended area:

And whereas it is expedient that other powers be conferred
upon the Port Authority as in this Act contained and that the
other provisions of this Act be enacted;

And whereas the objects of this Act cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted, and be it enacted, by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

Short and collective titles.

1.—(1) This Act may be cited as the Port of London (Extension of Seaward Limit) Act 1964.

(2) The Port of London Acts, 1920 to 1963, and this Act may be cited together as the Port of London Acts, 1920 to 1964.

Interpretation.

2.—(1) In this Act, unless the subject or context otherwise requires—

“ the Act of 1920 ” means the Port of London (Consolidation) Act, 1920;

“ the Act of 1932 ” means the Port of London (Various Powers) Act, 1932;

“ the Act of 1935 ”, “ the Act of 1950 ”, “ the Act of 1961 ” and “ the Act of 1962 ” mean the Port of London Acts of those respective years;

“ enactment ” means any Act, whether public, general or local, or any order made thereunder, or any provision in any Act or in any such order;

“ the Port Authority ” means the Port of London Authority.

(2) References in this Act to any other enactment shall be construed as references to that enactment as applied, extended, amended or varied by, or by virtue of, any subsequent enactment, including this Act.

Description of limits of port of London.

3. The schedule set out in Schedule 1 to this Act is hereby substituted for the First Schedule to the Act of 1920 and the Port of London Acts, 1920 to 1964, shall be read and construed accordingly.

Re-enactment of section 438 of Act of 1920.

4. Section 438 (Surveys) of the Act of 1920 is hereby repealed and the following section substituted therefor:—

“ Surveys. 438.—(1) The Port Authority—

(a) shall within the port of London between the landward limit of the port of London and the former seaward limit of the port of London; and

(b) may within the port of London between the former seaward limit of the port of London and the seaward limit of the port of London, take such steps as may be necessary for the purpose of remedying any defects in the surveys of the bed and shore of the river Thames.

(2) The Port Authority shall publish and keep on sale at a reasonable price copies of existing surveys of the bed and shore of the river Thames within the port of London as they consider necessary and of all surveys made under the provisions of this section."

5. The enactments referred to in the first, second and third columns of Schedule 2 to this Act are hereby amended as specified in the fourth column of that schedule.

Amendments to Port of London Acts, 1920 to 1962.

6. The enactments referred to in the first, second and third columns of Schedule 3 to this Act are hereby repealed to the extent specified in the fourth column of that schedule.

Repeals.

7. A person licensed or permitted by the Port Authority under the Port of London Acts, 1920 to 1964, to carry out any work or works including dredging and raising gravel, sand, ballast and other substances in, upon or from any part of the bed of the Thames belonging to Her Majesty shall, in addition to the licence or permission of the Port Authority require the consent of the Crown Estate Commissioners on behalf of Her Majesty to carry out the work or works or to dredge and raise gravel, sand, ballast and other substances.

Saving rights of Crown Estate.

8. All costs, charges and expenses of and incident to the preparing for, obtaining and passing of this Act shall be paid by the Port Authority out of the port fund established in pursuance of the Port of London Act, 1908.

Costs of Act.

SCHEDULES

Section 3.

SCHEDULE 1

First Schedule

DESCRIPTION OF LIMITS OF PORT OF LONDON

1. In this schedule—

“the landward limit of the port of London” means an imaginary straight line drawn across the river Thames from a stone pillar erected at grid co-ordinates TQ.16361 71912 on the Surrey bank by the Port Authority and the Thames Conservators to the nearest point of mean high-water mark on the Middlesex bank;

“the former seaward limit of the port of London” means an imaginary straight line drawn from the pilot mark at the entrance of Havengore Creek in the county of Essex on a bearing 160° reckoned clockwise from the true north point of the compass to mean high-water mark on the Kent bank of the river Thames;

“the seaward limit of the port of London” means imaginary straight lines drawn from latitude $51^{\circ} 37' 00''$ north, longitude $00^{\circ} 57' 19''$ east (Foulness Point in the county of Essex) to latitude $51^{\circ} 46' 05''$ north, longitude $01^{\circ} 20' 32''$ east (Gunfleet Old Lighthouse) and thence to latitude $51^{\circ} 26' 36''$ north, longitude $01^{\circ} 25' 30''$ east and thence to latitude $51^{\circ} 24' 55''$ north, longitude $00^{\circ} 54' 21''$ east (Warden Point in the county of Kent).

2. The limits of the port of London shall commence at the landward limit of the port of London and shall extend down both sides of the river Thames at mean high-water mark to the seaward limit of the port of London and shall include—

all islands, rivers, streams, creeks, waters, watercourses, channels, harbours, docks and places therein and all places which under any Act of Parliament were before the passing of this Act deemed to be within the port of London;

but shall not include—

(a) the river Medway above the seaward limit of the jurisdiction of the Conservators of the river Medway as specified in section 4 (Application of Act to part of river Medway) of the Medway Conservancy Act, 1881;

(b) the Swale;

(c) the river Lee or Bow Creek above the south boundary stones referred to in section 3 (Description of Lee and tributaries) of the Lee Conservancy Act, 1868;

(d) the Grand Union Canal;

(e) any waters between the former seaward limit of the port of London and the seaward limit of the port of London which are not for the time being within the territorial waters of Her Majesty's dominions.

SCHEDULE 2

Section 5.

AMENDMENTS TO THE PORT OF LONDON ACTS, 1920 to 1962

Act (1)	Section or schedule (2)	Marginal note or heading (3)	Amendment (4)
The Act of 1920	2	Interpretation.	<p>After the definition of the expression "port of London" the following definitions shall be inserted:—</p> <p>"the expression 'the landward limit of the port of London' means the landward limit of the port of London as defined in the First Schedule to this Act;</p> <p>the expression 'the former seaward limit of the port of London' means the former seaward limit of the port of London as defined in the First Schedule to this Act;</p> <p>the expression 'the seaward limit of the port of London' means the seaward limit of the port of London as defined in the First Schedule to this Act".</p>
	66	No rates to be imposed on vessels or goods in certain cases.	<p>For the words "the river Swale" the words "on the Swale or on that part of the Kent coast between Warden Point and the North Foreland or on that part of the Essex coast between Foulness Point and the Naze" shall be substituted.</p>
	197	Definitions.	<p>(i) After "197" there shall be inserted "(1) Subject to subsection (2) of this section".</p> <p>(ii) For the definition of "the expression 'the Thames'" the following definition shall be</p>

SCH. 2
—cont.

Act (1)	Section or schedule (2)	Marginal note or heading (3)	Amendment (4)
The Act of 1920 (continued)			<p>substituted—</p> <p>“ The expression ‘the Thames’ means so much of the river Thames as is in the port of London ”.</p> <p>(iii) In the definition of “ shore ” for the words “ high and low water marks at ordinary tides ” the words “ mean high-water mark and mean low - water mark ” shall be substituted.</p> <p>(iv) At the end of the section the following new subsection shall be inserted:—</p> <p>“ (2) In Part VI ((d) Pollution) of this Act the expression ‘ the Thames ’ means so much of the river Thames as is between the landward limit of the port of London and the former seaward limit of the port of London.”</p>
	273	Port Authority’s power as to beacons.	At the end of the section the words “ Provided that this section shall not apply within that part of the Thames lying between the former seaward limit of the port of London and the seaward limit of the port of London ” shall be inserted.
	279	Power to make byelaws for the river.	After the words “ For the regulation of vessels on the Thames ” the words “ For prescribing the areas in the Thames in which vessels or a specified class or description of vessels may or may not anchor ” shall be inserted.

Act (1)	Section or schedule (2)	Marginal note or heading (3)	Amendment (4)
The Act of 1920 (continued)	459	Saving for the Crown.	After "dockyard port" insert "or in His Majesty's Principal Secretary of State for War."
The Act of 1950	24	Restrictions in respect of certain lands.	In subsection (1) after the words "the line marking the" the word "former" shall be inserted.
	33	Confirmation of byelaws.	For paragraph (b) of sub- section (3) the following new paragraph shall be substituted:— "(b) Not later than the first date on which the notice under para- graph (a) of this sub- section is published the Port Authority shall send a copy of the notice— (i) to the clerk of the county council of every administra- tive county and to the town clerk of every county borough affected by the byelaws to which the notice relates; (ii) to the clerk of any river board con- stituted under the River Boards Act, 1948, and to the clerk of any catch- ment board con- stituted under the Land Drainage Act, 1930, and having jurisdiction in any part of the area to which the byelaws apply, and, if the byelaws apply to any part of the Thames between the former seaward limit of the port of London and the seaward limit of the port of London,

SCH. 2
—cont.

Act (1)	Section or schedule (2)	Marginal note or heading (3)	Amendment (4)
The Act of 1950 (continued)			(iii) to Her Majesty's Principal Secretary of State for War; (iv) to the clerk of the Conservators of the river Medway".
The Act of 1961	Second Schedule	Port rates on goods.	In paragraph (b) of the "Exemptions" for the words "the river Swale" the words "on the Swale or on that part of the Kent coast between Warden Point and the North Foreland or on that part of the Essex coast between Foulness Point and the Naze" shall be sub- stituted.
The Act of 1962	14	Notice before entry of dangerous goods.	In the proviso to sub- section (1) for the words "the river Swale" the words "on the Swale or on that part of the Kent coast between Warden Point and the North Foreland or on that part of the Essex coast between Foulness Point and the Naze" shall be substituted.

SCHEDULE 3
REPEALS

Section 6.

Act (1)	Section (2)	Marginal note (3)	Extent of repeal (4)
The Act of 1920	215	Powers as to dredging ballasting &c.	The proviso to subsection (1).
The Act of 1932	22	Amending First Schedule to Act of 1920.	The whole section.
The Act of 1935	4	Interpretation.	In the definition of "the port of London" the words "as amended by section 22 of the Act of 1932".
The Act of 1950	3	Interpretation.	In the definition of "the port of London" the words "as amended by section 22 of the Act of 1932".
	23	As to landward limit of port of London.	The whole section.
The Act of 1961	2	Interpretation.	In the definition of "the port of London" the words "as amended by section 22 (Amending First Schedule to Act of 1920) of the Act of 1932 and section 23 (As to landward limit of port of London) of the Act of 1950".
The Act of 1962	2	Interpretation.	In the definition of "the port of London" the words "as amended by section 22 (Amending First Schedule to Act of 1920) of the Port of London (Various Powers) Act, 1932 and section 23 (As to landward limit of port of London) of the Act of 1950".

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