

Changes to legislation: Harbours Act 1964, Paragraph 9 is up to date with all changes known to be in force on or before 14 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

[^{F1}SCHEDULE 3

PROCEDURE FOR MAKING HARBOUR REVISION AND EMPOWERMENT ORDERS

Textual Amendments

- F1** Sch. 3 substituted (1.2.2000) by [The Harbour Works \(Environmental Impact Assessment\) Regulations 1999 \(S.I. 1999/3445\)](#), reg. 15(4), **Sch. 3**

Modifications etc. (not altering text)

- C1** Sch. 3 modified (1.4.2001) by 2000 c. 38, s. 37, **Sch. 5 para. 1(2)(j)** (with s. 106); S.I. 2001/869, **art.2**
- C1** Sch. 3: transfer of functions (1.4.2018) by [Wales Act 2017 \(c. 4\)](#), **ss. 29(2)(b)(ii)**, 71(4) (with Sch. 7 paras. 1, 6, 9); S.I. 2017/1179, reg. 3(g) (with transitional provisions and savings in S.I. 2018/278, reg. 2, Sch.)
- C1** Sch. 3: power to amend or repeal conferred for specified purposes (26.12.2023) by [Levelling Up and Regeneration Act 2023 \(c. 55\)](#), ss. 164(3), 255(5), Sch. 14 Pts. 1, 2 (with s. 247)

PART I

ORDERS MADE ON APPLICATION TO THE SECRETARY OF STATE

The application

- [^{F2}9 The Secretary of State must not consider an application for a harbour revision order unless the applicant—
- (a) pays any fee which is due under paragraph 7(1)(c),
 - (b) complies with any direction under paragraph 7(2),
 - (c) if the application is an EIA application—
 - (i) supplies an environmental statement, and
 - (ii) complies with any direction under paragraph 8A(1), and
 - (d) complies with any relevant requirements of paragraphs 10 to 14.]]

Textual Amendments

- F2** Sch. 3 para. 9 substituted (5.12.2017) by [The Environmental Impact Assessment \(Miscellaneous Amendments Relating to Harbours, Highways and Transport\) Regulations 2017 \(S.I. 2017/1070\)](#), reg. 1(1), **Sch. 1 para. 8(11)** (with Sch. 6 paras. 2(2), 3(3))

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act modified by [2023 c. 8 s. 9\(7\)](#)