
STATUTORY INSTRUMENTS

1995 No. 519

The Barking Barrage Order 1995

PART II

WORKS PROVISIONS

Temporary closing of River Roding in connection with works

13.—(1) Notwithstanding anything in any other enactment or in any rule of law, the Borough may temporarily close the river between the Northern A13 bridge and Four Gates bridge, or any part thereof, to navigation in the course of executing any works or doing anything authorised by or under this Order.

(2) The Borough shall not exercise the powers conferred by paragraph (1) without the consent of the Port Authority and, in the exercise of those powers—

- (a) the Borough shall so execute or do such works or things as to ensure that at any time no more of the river is so closed than is reasonably necessary in all the circumstances; and
- (b) if it becomes necessary to close the river completely to navigation, the Borough shall use its best endeavours to secure that the minimum obstruction, delay or interference is caused to vessels which may be using or intending to use the river and that the minimum interference is caused to persons who may be using or intending to use the river for the purposes of trade or business.

(3) Neither the Borough, the Port Authority nor the Crown shall be liable for any costs, damages or expenses whatsoever incurred by any person (save as provided in Part VI) as a result, directly or indirectly, of any closure of the river under paragraph (1).