
STATUTORY INSTRUMENTS

1998 No. 683

The Porthmadog Harbour Revision Order 1998

PART II

DUTIES AND POWERS

Removal of vehicles, etc.

16.—(1) If a vehicle or vessel is left without the permission of the Council—

- (a) in any place where it is likely to obstruct or interfere with the use of the harbour; or
- (b) in any part of the harbour where the parking of vehicles or vessels is prohibited by notice erected by the Council;

the Council may remove the vehicle or vessel or cause it to be removed.

(2) Any notice erected under paragraph (1)(b) above shall be conspicuously posted in or close to the place to which it relates.

- (a) (3) (a) Where the Council in exercise of the powers of this article remove a vehicle or vessel or cause it to be removed they shall as soon as practicable inform the police.
- (b) The expenses of and incidental to the removal of a vehicle or vessel under this article shall be recoverable by the Council from any person responsible.

(4) For the purposes of paragraph (3) above “person responsible” means—

- (a) the owner of the vehicle or vessel at the time when it was put in the place from which it was removed under paragraph (1) above, unless he shows that he was not concerned in, and did not know of, its being put there; or
- (b) any person by whom the vehicle or vessel was put in that place.

(5) If the Council in exercise of the powers of this article remove a vehicle to a place not readily visible from the place whence it is so removed they shall, if and as soon as it is reasonably practicable to do so, send to the person in whose name the vehicle was, at the time it was removed, registered under the Vehicle Excise and Registration Act 1994(1) at his last known address, his registered address or the address where the vehicle is ordinarily kept, notice that they have exercised the powers of this article and of the place to which the vehicle has been removed.

(6) A notice stating the general effect of paragraph (1) above shall be displayed in a prominent position at each place where a road accessible to vehicles enters any part of the harbour estate.