

## SCHEDULE 1

### REGULATIONS

#### **General**

1.—(1) The Master of every vessel and every other person within the limits of the Dockyard Port shall comply with any specific or general direction given by the Queen's Harbour Master for the purposes of the proper protection of the Dockyard Port, Her Majesty's vessels, dockyards or property, or for the requirements of Her Majesty's Naval service.

(2) The Master of every vessel and every other person within the limits of the Dockyard Port to whom any licence or permission has been granted by the Queen's Harbour Master in accordance with the provisions of the Act, these Regulations or the Rules contained in Schedule 2, shall comply with any directions or conditions attached to them.

(3) The Queen's Harbour Master may attach such directions or conditions to any such licence or permission as he considers necessary.

#### **Moorings for Her Majesty's Ships, etc**

2. Moorings for Her Majesty's vessels, buoys, lights, marks, marker buoys, and other aids to navigation, and such other buoys as may be required for any purpose in connection with naval, military or air force operations, may be placed by the Queen's Harbour Master in such positions as may be considered necessary for the requirements of Her Majesty's service.

#### **Merchant or Private Moorings**

3.—(1) No person shall lay moorings for any merchant or private vessel, hulk, raft, pontoon, bathing stage, house boat, timber or any floating structure in the Dockyard Port, save with the permission of the Queen's Harbour Master.

(2) All such moorings shall be in such positions as the Queen's Harbour Master shall deem fit.

(3) Any such moorings anywhere in the Dockyard Port shall be removed forthwith on the specific direction of the Queen's Harbour Master.

#### **Clearing Anchors and Moorings**

4. If at any time the anchor of any vessel hooks any Crown moorings, or any under-sea cable, or moorings of buoys, or any pipe, the Master of such vessel shall forthwith give notice thereof to the Queen's Harbour Master and shall, if it is safe and practicable, await his direction before proceeding to clear the same.

#### **Anchoring and Mooring—General**

5. No vessel shall anchor on the line of any under-sea cable or pipe laid down in the Dockyard Port when such a line is indicated by posts or other discernible marks on shore or is shown for the time being on Admiralty charts as an area in which anchorage is prohibited except with the permission of the Queen's Harbour Master.

6. No vessel, or barge, hulk, raft, pontoon or other floating structure shall—

- (a) make fast to, or lie at, any of the buoys or beacons placed by the Queen's Harbour Master to mark channels or shoals in the Dockyard Port;

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- (b) be moored or fastened to any of Her Majesty's naval moorings, buoys, breakwaters, boom defences, dolphins, jetties, piles or vessels in the Dockyard Port, save with the permission of the Queen's Harbour Master;
- (c) be moored or except in an emergency anchored within 100 metres of any of Her Majesty's naval jetties, floating docks, dolphins, vessels, hulks, installations or armaments depots, or within 150 metres of the centre of any naval moorings, save with the permission of the Queen's Harbour Master;
- (d) lie or be moored so as to impede the free approach to any pier in the Dockyard Port used for the purposes of regular passenger traffic, or when buoys are placed by the Queen's Harbour Master to mark an approach to such pier, lie within the space so marked;
- (e) lie or be moored, anchored, grounded, deposited or run on shore in the fairways of the Harbour, the main navigable channels or the approach channel; or
- (f) except in an emergency, drop anchor in water of greater than 10 metres in depth save with the permission of the Queen's Harbour Master.

#### **Vessels at anchor**

7. No vessel of an overall length of 20 metres or more, compelled or allowed to anchor in or near any of the navigable channels of the Dockyard Port, shall be left at any time without a person having command or charge of it.

#### **Fishing**

8.—(1) Any person fishing in the Dockyard Port is required to comply with any directions given to him by the Queen's Harbour Master.

(2) No fishing from any vessel or by persons swimming under the water shall be carried on within the limits of the Dockyard Port either within—

- (a) 100 metres of the walls, slipways or boundaries of any Crown Establishment; or
- (b) 150 metres of any of Her Majesty's vessels,

save with the licence in writing of the Queen's Harbour Master.

(3) No fishing shall at any time be carried out either within—

- (a) the approach channel; or
- (b) the main navigable channels.

(4) The use of any form of static fishing gear is prohibited in—

- (a) Fareham Creek, as far as Town Quay;
- (b) Portchester Lake;
- (c) the Approaches to Port Solent;
- (d) Tipner Lake;
- (e) Haslar Creek;
- (f) Weevil Lake;
- (g) Brick Kiln Lake; and
- (h) Wootton Creek.

(5) South of the Harbour entrance in any area not shown on Admiralty Charts as an area within which fishing is prohibited, unattended fishing gear in respect of which a surface mark is employed must show a dan buoy or container with flag, which must be fitted with a radar reflector and have the identity of the laying vessel clearly displayed.

(6) All lines used in connection with lobster, whelk or crab pots or similar devices shall be non-buoyant.

(7) No fishing of any description shall be carried on in any area for the time being shown on Admiralty Charts as an area within which fishing is prohibited.

(8) No person shall store live fish or shellfish within the waters of the Dockyard Port save with the licence in writing of the Queen's Harbour Master.

### **Swimming Underwater and Diving**

9. Save with the permission of the Queen's Harbour Master, no person who is wearing or equipped with clothing or apparatus designed or adapted for swimming underwater or diving shall swim underwater or dive or fish—

- (a) within the Harbour or in any of the creeks or lakes adjoining the Harbour; or
- (b) elsewhere in the Dockyard Port—
  - (i) within 100 metres of the walls, slipways, or boundaries of a Crown Establishment;
  - (ii) within 150 metres of any of Her Majesty's vessels; or
  - (iii) where anchorage is prohibited.

### **Swimming**

10. Save with the permission of the Queen's Harbour Master or, in the case of paragraph (c), in an area from time to time designated for such activity by him, no person shall swim on the surface or underwater within—

- (a) 100 metres of the walls, slipways or boundaries of a Crown Establishment;
- (b) 150 metres of any of Her Majesty's vessels; or
- (c) any area where anchorage is prohibited.

### **Water-skiing, etc.**

11.—(1) Save with licence in writing of the Queen's Harbour Master no water-skiing, jet-skiing or windsurfing is permitted within the Harbour.

(2) No water-skiing or jet-skiing is permitted within the Dockyard Port outside the Harbour except—

- (a) with licence in writing of the Queen's Harbour Master;
- (b) beyond 0.5 of a nautical mile from the line of mean low-water springs; or
- (c) within 0.5 of a nautical mile of the line of mean low-water springs in any area which may be designated for such activity from time to time by the Queen's Harbour Master and marked with buoys.

### **Parascending and Similar Activities**

12. Save with permission of the Queen's Harbour Master, or in areas designated for such activity from time to time by him and marked with buoys, no person shall engage or take part in parascending or other activity involving the towing of a kite or other thing, from land or water, in such a manner as to cause it to become airborne in any part of the Dockyard Port.

### **Dumping of Rubbish, etc.**

13. No person shall unload, cast or allow to fall—

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- (a) into the waters of the Dockyard Port, or
- (b) upon the banks or any portion of the shores of the Dockyard Port where the same may be able to be washed into the said waters by rain, tide or otherwise,

any ballast, stones, earth, clay, refuse or any other substance or object which is or might become a hazard to navigation.

### **Reserved and Recreational Areas**

14. The Secretary of State or the Queen's Harbour Master may, where he considers it necessary to reserve any area for mining, gunnery or dredging operations or experiments, or other naval purposes, or to ensure the safe navigation of vessels both naval and civilian, direct by notice published as a general or local notice to mariners, which shall continue in force until 31st December of the year in which it was issued, unless revoked earlier, that no person shall—

- (a) cause or permit a vessel to enter into or remain in that area, unless compelled to do so by stress of weather or to avoid accident;
- (b) enter into or remain in that area, or cause or permit any vessel, animal or thing to enter into or remain in that area, except with the permission of the Queen's Harbour Master or the officer in charge of such operations, experiments or purposes; or
- (c) take part in any recreational activities specified in the notice in such parts of that area as may be so specified, save for the purposes of avoiding danger or accident.

### **Warship Anchorage**

15.—(1) No merchant or private vessel shall anchor within the area reserved for warships save with the permission of the Queen's Harbour Master.

(2) The area reserved for warships is bounded by lines joining the following four points designated by bearing and distance from Spit Sand Fort Light—

- (a) 276° (true) 1.04 nautical miles,
- (b) 154° (true) 0.55 nautical miles,
- (c) 182° (true) 1.11 nautical miles,
- (d) 249° (true) 1.40 nautical miles.

### **Firearms, Weapons and Explosives**

16.—(1) Subject to the exceptions in paragraph (2), within the limits of the Dockyard Port, no gun or explosive shall be carried on board any merchant or private vessel.

(2) The exceptions referred to in paragraph (1) are where—

- (a) the Queen's Harbour Master has given his licence in writing;
- (b) the sole design of the gun or explosive is for the purpose of giving an internationally recognised signal of distress; or
- (c) the sole purpose of the gun is to control water based racing activities and only blank ammunition rounds are fired.

(3) No gun or explosive shall be discharged from any such vessel or from the shore over the waters of the Harbour except—

- (a) with the licence in writing of the Queen's Harbour Master;
- (b) as a signal of distress; or
- (c) as a signal in connection with the conduct of such racing activities.

### **Navigational Marks**

17. No person shall trespass on, damage or without authority interfere with any radar head, light, beacon, sea-mark, tideboard, tide gauge, buoy, sign or notice of any description in the Dockyard Port.

### **Dredging for Lost Objects**

18. Save with the licence in writing of the Queen's Harbour Master, no person shall dredge in the Dockyard Port with drags, hooks, nets or other apparatus for property dropped or thrown therein.