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STATUTORY INSTRUMENTS

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**2008 No. 1261**

**The London Gateway Port Harbour Empowerment Order 2008**

**PART 1**

**PRELIMINARY**

**Byelaws**

4.—(1) The Harbour Authority may make such byelaws as it thinks fit for the efficient management and regulation of London Gateway Port, including byelaws for all or any of the following purposes—

- (a) the management, control and regulation of the area of jurisdiction and of goods, wares, merchandise and vehicles within it;
- (b) the control and regulation of vessels within the area of jurisdiction or such lesser area as the Harbour Authority thinks fit;
- (c) the conduct of persons within the area of jurisdiction;
- (d) safety precautions to be observed by persons within the area of jurisdiction, whether or not on board vessels; and
- (e) the protection and conservation of flora and fauna and other natural features, including byelaws—
  - (i) prohibiting the placing of vessels on land dedicated or designated under article 47 (conservation);
  - (ii) prohibiting fishing or bait digging on such land; or
  - (iii) regulating the control of animals on such land or on land of the Harbour Authority.

(2) Section 85 of the 1847 Act as incorporated in this Order by article 3 (incorporation of the Harbours, Docks and Piers Clauses Act 1847) shall have effect as if for the words from “in the prescribed manner” to the end of the section there were substituted the words “by the Secretary of State”.

(3) The Harbour Authority shall not make any byelaw so as to conflict with any byelaw made by the PLA, or with any general direction to vessels given by the PLA or the Harbour Master acting under any enactment. In the case of conflict between—

- (a) a byelaw made by the Harbour Authority; and
- (b) a byelaw made, or direction given, by the PLA or the Harbour Master,

the byelaw or direction of the PLA or of the Harbour Master shall prevail.

(4) In the case of any conflict between byelaws made by the Harbour Authority and byelaws made by Network Rail in respect of railway property, the byelaws of Network Rail shall, in respect of that railway property, prevail.

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**Changes to legislation:** There are currently no known outstanding effects for the The London Gateway Port Harbour Empowerment Order 2008, Section 4. (See end of Document for details)

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**Commencement Information**

**II** Art. 4 in force at 16.5.2008, see [art. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The London Gateway Port Harbour Empowerment Order 2008, Section 4.