
STATUTORY INSTRUMENTS

2010 No. 626

HARBOURS, DOCKS, PIERS AND FERRIES

The Harwich Parkeston Quay Harbour Revision Order 2010

Made - - - - - *3rd March 2010*

Coming into force *17th March 2010*

**THE HARWICH PARKESTON QUAY
HARBOUR REVISION ORDER 2010**

PART 1

1. Citation and commencement
2. Interpretation

PART 2

3. Power to make works
4. Period for completion of works
5. Subsidiary works
6. Power to dredge
7. Power to deviate
8. Application of works provisions of 1983 Act
9. Extent of Parkeston Quay and limits of jurisdiction
10. Planning, etc. jurisdiction

PART 3

11. Restriction of boat harbour to pleasure craft and certain other vessels
12. Powers as to moorings, etc.
13. Preferred vessels
14. Power to appropriate part of boat harbour

PART 4

15. Power to lease etc.
16. Defence to proceedings in respect of statutory nuisance
17. Protection of interests
18. Arbitration

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19. Disapplication of regulation 60 of the Conservation (Natural Habitats, &c.) Regulations 1994
20. Crown rights
Signature

SCHEDULE 1 — THE HARWICH PARKESTON QUAY ENACTMENTS

SCHEDULE 2 — LIMITS OF JURISDICTION OF PARKESTON QUAY

SCHEDULE 3 — PROTECTIVE PROVISIONS

PART 1 — Application of protective provisions of 1983 Act

1. The following protective provisions of the 1983 Act shall apply...
2. (1) In section 28 of the 1983 Act, for the...
3. Section 33 of the 1983 Act shall have effect subject...

PART 2 — For further protection of Trinity House

4. (1) For the further protection of Trinity House the following...
5. Notwithstanding anything in article 3, article 5 or article 7...
6. Notwithstanding anything in article 12 no moorings shall be placed...
7. The provisions of article 14 and article 15 shall not...
8. Except with the consent of Trinity House, which consent shall...
9. No part of the Trinity Pier shall be acquired by...
10. Any difference arising between the Company and Trinity House under...

PART 3 — For protection of Harwich Haven Authority

11. For the protection of the Authority, the following provisions of...
12. In this Part of this Schedule— “the Authority” means Harwich...
13. The Company shall provide the Authority’s harbour master with details...
14. The Company shall appoint the Authority to be the Company’s...
15. The Authority shall keep separate accounts of any expenditure which...
16. (1) Not less than 56 days before commencing the construction...
17. The Company shall carry out any tidal work with all...
18. (1) If any tidal work is abandoned or falls into...
19. (1) If any berth approach within the Harbour becomes subject...
20. (1) The Company shall be responsible for and make good...
21. Any difference between the Company and the Authority arising out...

PART 4 — For further protection of authorities in Harwich Harbour

22. (1) For the further protection of the Felixstowe Dock and...
23. (1) This paragraph applies during the specified period if, in...
24. If any such accumulation, scouring or alteration of the tidal...
25. The Company shall repay or, as the case may be,...
26. Any difference arising between the Company and the protected interests...

PART 5 — Protection of the Environment Agency

27. (1) The following provisions of this Part of this Schedule...
28. (1) Before beginning to construct any specified work, the Company...
29. Without prejudice to the generality of paragraph 28 but subject...
30. (1) Subject to sub-paragraph (2)— (a) any specified work, and...
31. (1) Before commencing the construction of a specified work the...
32. (1) If, during the construction of a specified work or...
33. If by reason of the construction of any specified work...
34. (1) The Company shall take all such measures as may...
35. The Company shall indemnify the Agency in respect of all...
36. (1) Without prejudice to the other provisions of this Part...

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37. The fact that any work or thing has been executed...
38. For the purposes of Chapter 2 of Part 2 of...
39. (1) This paragraph applies in relation to any protective work...
40. (1) In the event that there is any inconsistency between...
41. Any dispute arising between the Company and the Agency under...

Explanatory Note