

Annex D-3: Application of Plymouth City  
Council

**Plymouth City Council**  
**Rationale in support of application for Harbour Directions,**  
**I.a.w. Harbours Act 1964 – Section 40A (Harbour Directions).**

Dear Ms Wall

I am formally requesting Harbour Directions on behalf of Plymouth City Council. Please find below the reasons Plymouth City Council are applying for Harbour Directions.

- A large increase of traffic on public Slipways and Piers
- Plymouth City Council recent inclusion into the Plymouth Harbour Authority Liaison Committee, HALC. (QHM Plymouth, Cattewater Harbour Commissioners, Sutton Harbour & ABP Millbay Harbour).
- To assist the HALC with the Port Marine Safety Code.

Plymouth City Council is a member of the Local Port Security (Port of Plymouth), which consists of the following members.

Cattedown Wharves Limited,  
Victoria Group (Victoria Wharf),  
ABP Sec (Millbay) & Aggregate Industries (Pomphlett Jetty),  
Plymouth City Council,

I include a list of relevant organisations for your department to contact.

Cattewater Harbour Commissioners, Capt. Tim Charlesworth  
[REDACTED]

Sutton Harbour, Peter Bromley  
[REDACTED]

QHM Plymouth, Carl Necker  
[REDACTED]

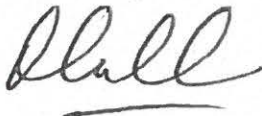
ABP Millbay Harbour, Plymouth, Capt. David Vaughan  
[REDACTED]

Plymouth, Devon Schools Sailing Association. Mike Duffield  
[REDACTED]

You already hold a copy of the 1987 Plymouth City Council Act. I am more than send to send another.

If you require any other information, please do not hesitate to contact me.

Kindest Regards



Plymouth City Council, Piermaster.

## Harbour Directions Code of Conduct Statement

I confirm that the following resolutions of the MJ Goble of Plymouth City Council were duly passed at a meeting of the Plymouth Harbour Liaison Committee on 3<sup>rd</sup> March 2016. The harbour authority has had regard to the content of and agrees to comply with the code of conduct on harbour directions, in particular:

- a) to maintain a Port User Group and to apply a dispute resolution procedure such as is set out in the code of conduct when required; and,
- b) to have regard to supplementary guidance issued from time to time by the National Directions Panel on the subject of harbour directions. The Piermaster, MJ Goble, is authorised to apply to the Secretary of State for Transport for Plymouth City Council to be designated as a designated harbour authority for the purposes of section 40A of the Harbour Act 1964.

Name

██████████

Signed



Date

23/03/16

## Caroline Wall

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**From:** [REDACTED]  
**Sent:** 09 May 2016 11:15  
**To:** Caroline Wall  
**Subject:** OFFICIAL: Harbour Directions Plymouth City Council  
**Attachments:** HA Consult.12.04.16.Pg1.pdf; HA Consult.12.04.16.Pg2.pdf; WP\_20160509\_10\_40\_07\_Pro.jpg

Dear Caroline,

Please find the results of the 28 day consultation into Harbour Directions for Plymouth City Council.

I emailed the Consultation Template to the following people and organisations. I received 2 responses ( one attached and one pasted below in blue). I also put signage outside of Ballard house (PCC Offices and My office on the Barbican)

Matt Brown, Plymouth University Marine Station  
Dave Curno, R.Y.A./Port of Plymouth Sailing Association.  
Angela Gall, Natural England  
Alex King, Mount Batten Sailing Centre  
Antony Micallef, MoD Marine Police  
James Millidge R.N.L.I.  
Ben Squire, Commercial Harbour Tour Craft  
Neil Trathen, Deputy QHM  
Nick Webb, Commercial Ships Agents  
Steve Whitting Port of Plymouth Sailing Association  
Gerry Wood, MCA  
Charles Bush, Yacht Marina Operators

[REDACTED]  
Answers to questions 1 and 2 are YES.

Although I did not attend the last PPMLC I have no other questions and consider the formal procedures to be right and proper.

Regards

Antony Micallef  
Inspector (Marine Unit)  
HMNB Devonport

[REDACTED]  
[REDACTED]  
[REDACTED] UK  
Protecting / Reassuring / Achieving  
We Protect and Reassure to Achieve our Ministry of Defence requirement

Lastly, if you require any other information, please do not hesitate to contact me  
Kind regards

[Redacted]

Street Services  
Plymouth City Council  
Civic Centre  
Plymouth  
PL1 2AA

T

[Redacted]  
[Redacted]  
[Redacted]



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[Redacted]

[Redacted]

Tide Tables

	HW		LW		Sunset	Range	Spring
0	17:57	5.1					
9	18:32	5.2	12:40		20:20	4.1	
9	19:06	5.3	13:13	1.0	20:21	4.3	76%
9	19:39	5.3	13:43	0.9	20:23	4.4	84%
9	20:11	5.2	14:08	0.9	20:24	4.4	88%
1.0	20:41	5.2	14:32	1.0	20:26	4.3	88%
1.2	21:09	5.1	14:57	1.1	20:28	4.1	83%
1.3	21:40	4.9	15:25	1.3	20:29	3.8	77%
1.5	21:20	4.8	16:01	1.4	20:31	3.5	65%
1.7	23:14	4.6	16:50	1.7	20:32	3.2	53%
1.9			18:03	1.9	20:34	2.8	40%
1.9	13:12	4.4	19:40	2.1	20:35	2.4	24%
1.7	14:37	4.6	21:00	2.0	20:37	2.5	12%
1.4	15:49	4.8	22:08	1.8	20:38	2.9	12%
1.0	16:48	5.2	23:08	1.4	20:40	3.4	17%
0.6	17:40	5.4		1.0	20:42	4.2	48%
0.6	18:30	5.6	12:27	0.4	20:43	4.8	79%
0.4	19:18	5.7	13:15	0.3	20:43	4.8	104%
0.2	20:03	5.7	14:01	0.3	20:45	5.1	115%
0.3	20:47	5.6	14:44	0.4	20:46	5.4	125%
0.5	21:28	5.4	15:25	0.7	20:48	5.5	131%
0.8	22:07	5.2	16:06	0.7	20:49	5.3	123%
1.1	22:48	4.9	16:50	1.1	20:51	4.8	105%
1.5	23:41	4.6	17:39	1.8	20:52	4.2	83%
1.8			18:37	2.1	20:54	3.6	57%
2.0	14:02	4.3	19:49	2.1	20:55	2.9	31%
1.9	15:03	4.4	21:08	2.0	20:56	2.4	11%
1.7	15:54	4.6	22:10	1.8	20:58	2.3	4%
1.5	16:40	4.8	22:59	1.5	21:01	2.9	27%
1.3	17:21	5.0	23:42	1.3	21:02	3.3	43%
1.1	18:00	5.1			21:03	3.7	59%
					21:05	4.0	71%

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**101**

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www.seafarerssupport.org

Devon & Cornwall Police

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16th-17th JULY

**CRUISE KILLED**

**Public Notice**  
Plymouth City Council  
Consultation  
Plymouth City Council seek views on the taking up power of Harbour Directions Under the 1964 Harbours Act, see <https://www.gov.uk/government/publications/harbour-directions>  
Or contact PCC Harbour Office on 07771663560



HELP US TO PROTECT YOU.  
HEARD OR SEEN ANYTHING UNUSUAL  
IN OR AROUND THE COASTLINE,  
PORTS AND WATERWAYS? REPORT IT.

Even the smallest thing can be significant


NCA  
Durdon Point





Dear Sir/Madam

Marine Services  
Harbour Office  
30 Madeira Rd  
Plymouth  
PL2 2NU

  
[www.plymouth.gov.uk](http://www.plymouth.gov.uk)

## Introduction

1. The Harbours Act 1964 was amended by section 5 of the Marine Navigation Act 2013 which inserted new sections 40A-40D inclusive which provide a mechanism by which the Secretary of State may, by order, designate harbour authorities with the power to give harbour directions for the regulation of ships in harbours in respect of movement, mooring, equipment and manning.
2. Statutory harbour authorities may apply to be designated under the new provisions with the power to give harbour directions, though are not obliged to. This is simpler and far less costly than acquiring the power through a harbour revision order under the Harbours Act 1964.
3. Once the power is acquired, the harbour directions mechanism provides harbour authorities with a less unwieldy mechanism than that of Byelaws, which require to be confirmed by the Secretary of State, to control movements, mooring and unmooring, manning and equipment of "ships" (as defined in the Harbours Act 1964) in their harbours.
4. Harbour authorities seeking to acquire the power to give harbour directions are required to give a signed Assurance Statement that they will adhere to the Code of Conduct. The National Directions Panel will have an ongoing role to monitor the conduct of designated harbour authorities in their exercise of the power. As the Secretary of State may designate a harbour authority with the power of harbour directions, he/she would also be able to remove the designation if there was sufficient evidence that the harbour authority was not using its power well.

**Question 1**

Do you consider the statutory harbour authority, (Plymouth City Council), for the harbour for which applications have been made to be fit and proper body to be designated with the power to give harbour directions?

YES  NO - if no, please give your reasoning

**Question 2**

Are you content with the port-user group arrangements proposed at the PPMLC for which harbour directions applications have been made?

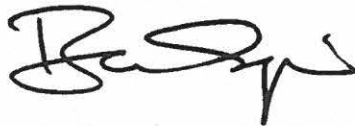
YES  NO - if no, please give your reasoning

**Question 3**

Do you have any further comments about designating the statutory harbour authority, (Plymouth City Council), for the harbour for which applications have been made to be fit and proper body to be designated with the power to give harbour directions not covered in Questions 1 and 2?

(Plymouth City Council)

YES  NO - if yes, please provide your reasoning.



BEN SQUIRE  
DIRECTOR

**How to respond**

The consultation period will begin on Friday 8<sup>th</sup> April 2016 and will run until Friday 6<sup>th</sup> May 2016. Please ensure that your response reaches Plymouth City Council Harbour Office before the closing date.

COMMERCIAL HARBOUR TOUR CRAFT

Yours sincerely



Micky Goble  
Piermaster  
Plymouth City Council



## Caroline Wall

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**From:** [REDACTED] <[REDACTED]@plymouthport.org.uk>  
**Sent:** 11 January 2016 15:51  
**To:** Caroline Wall  
**Subject:** Plymouth City Council - Harbour directions

Dear Caroline

I am writing a short note to offer my support for Plymouth City Councils application for the grant of power of Harbour Directions.

The Council operate several facilities in the port, mainly piers, and it would do much to enable them to better regulate the use of these facilities.

When awarded, their powers would match ours, and do much to streamline the management of safety in the port.

Kind Regards and Best wishes

[REDACTED]  
Chief Executive & Harbour Master  
Cattewater Harbour Commissioners

[REDACTED]  
[REDACTED]

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**Note of telephone conversation 17 August 2016 between Caroline Wall, Port Governance, Department for Transport and Micky Goble, Pier Master Plymouth City Council regarding port user group arrangements**

Caroline Wall: You mentioned that you chair the Plymouth Water Links Committee. What is the composition of this Committee? The idea of a Port User Group (PUG) is that it should be just that – representative of users – i.e. those whom a proposed harbour directions would apply. Maybe the Plymouth Water Links Committee could serve as the PUG if it captures the users of Plymouth City Council's piers and slipways that comprise its "harbour".

Micky Goble: I agree, The Plymouth Waterlink's Committee would serve as an excellent PUG, the group consists of all those below

Plymouth Waterlink's Committee

Plymouth Boat Trips

Royal William Yard Ferry

Mount Batten Ferry

Plymouth Rib Rides

Mount Batten Sailing Centre

Sarah Gibson, Plymouth Waterfront Partnership Manager,

Mike Kitt (Sport & Leisure: West Hoe, Millbay & RWY

Sky Cole, Plymouth Waterfront Partnership