
STATUTORY INSTRUMENTS

202[X] No. 0000

HARBOURS, DOCKS, PIERS AND FERRIES

The Blyth Harbour Revision Order 202[X]

<i>Made</i> - - - -	202[X]
<i>Laid before Parliament</i>	202[X]
<i>Coming into force</i> - -	2022[X]

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Blyth Harbour Commissioners have applied for a harbour revision order in accordance with section 14(2)(a) of the Harbours Act 1964(a) (“the Act”).

The Secretary of State, as the appropriate Minister for the purposes of section 14, has by an Order(b) made under section 42A of the Act(c) delegated the functions of the appropriate Minister under section 14(a) to the Marine Management Organisation(b).

(a) 1964 c. 40. Section 14 was amended by the Transport Act 1981 (c. 56), section 18 and Schedule 6, paragraphs 2 to 4(1) and 14 and section 40 and Schedule 12 (Part II), by the Transport and Works Act 1992 (c. 42), section 63(1) and Schedule 3, paragraph 1, by S.I. 2006/1177, regulation 2 and the Schedule (Part I), by the Planning Act 2008 (c. 29), section 36 and Schedule 2, paragraphs 8 and 9, by S.I. 2009/1941, article 2 and Schedule 1, paragraph 12 and by the Criminal Justice Act 1982 (c. 48), sections 37 and 46. Section 54 (orders and regulations) was amended by the Transport Act 2009 (c. 23), section 315 and Schedule 21, paragraphs 1 and 3(2).

(b) S.I. 2010/674.

(c) Section 42A was inserted, in relation to England and Wales, by section 315 of, and paragraphs 1 and 3(1) of Schedule 21 to, the Marine and Coastal Access Act 2009 (c. 23).

The Marine Management Organisation, being satisfied as mentioned in section 14(2)(b), and in exercise of the powers conferred by section 14(1) and (3) of the Act, makes the following Order:

PART 1

PRELIMINARY

Citation, commencement and extent

- 1.—(1) This Order may be cited as the Blyth Harbour Revision Order 202[X].
- (2) This Order comes into force on [X] 202[X].
- (3) The Blyth Harbour Acts and Orders 1858 to 2015 and this Order may be cited together as the Blyth Harbour Acts and Orders 1858 to 202[X].
- (4) This Order extends to England and Wales.

Interpretation

- 2.—(1) In this Order—
 - “the Act of 1986” means the Blyth Harbour Act 1986(c);
 - “Ash Barge Dock” means area shaded blue on the Ash Barge Dock Limits Plan;
 - “the Ash Barge Dock Limits Plan” means the plan prepared in duplicate, signed on behalf of the Marine Management Organisation and marked “The Ash Barge Dock Limits Plan referred to in the Blyth Harbour Revision order 202[X]”, one copy of which is deposited at the offices of the Marine Management Organisation(d) and the other at the offices of the Commissioners(e);
 - “the Commissioners” means the Blyth Harbour Commissioners; and
 - “Trinity House” means the Corporation of Trinity House of Deptford Strond(f).

PART 2

LIMITS OF HARBOUR AND AMENDMENT OF THE BLYTH HARBOUR ACT 1986

Limits of harbour and amendment of the Act of 1986

- 3.—(1) The limits of the harbour as defined in section 11 (Limits of jurisdiction) of the Act of 1986 is extended to include Ash Barge Dock.
- (2) The Act of 1986 is accordingly amended as follows—
 - (a) In section 2 (Interpretation) after the first line, insert—
 - ““Ash Barge Dock” has the same meaning as in the Blyth Harbour Revision Order 202[X];
 - “the Ash Barge Dock Limits Plan” has the same meaning as in the Blyth Harbour Revision Order 202[X];”

(a) For the definition of “the Minister”, see section 57(1) of the Harbours Act 1964 (c. 40).

(b) The Marine Management Organisation was established by section 1 of the Marine and Coastal Access Act 2009 (c. 23). The head office address of the Marine Management Organisation is located at Lancaster House, Hampshire Court, Newcastle Upon Tyne, NE4 7YH.

(c) 1986 c. xxi.

(d) The Marine Management Organisation, Lancaster House, Hampshire Court, Newcastle upon Tyne, NE4 7YH.

(e) Commissioners House, Wensleydale Terrace, Blyth, Northumberland, NE24 3DY.

(f) The Corporation of Trinity House, Tower Hill, London, EC3N 4DH.

- (b) In section 11 (Limits of jurisdiction)—
 - (i) in paragraph (b) omit “and”,
 - (ii) after paragraph (b) insert—
 - “(c) Ash Barge Dock; and”, and
 - (iii) in paragraph (c) omit “(c)” and insert “(d)”.

PART 3

SAVINGS

Saving for Trinity House

4. Nothing in this Order prejudices or derogates from any of the rights, duties or privileges of Trinity House.

Crown Rights

5.—(1) Nothing in this Order—

- (a) prejudicially affects any estate, right, power, privilege, authority or exemption of the Crown; or
- (b) authorises the Commissioners or any licensee to take, use, enter upon or in any manner interfere with any land or interests in land or any rights of whatsoever description (including any portion of the shore or bed of the sea or any river, channel, creek, bay or estuary) belonging to—
 - (i) His Majesty in right of His Crown and under the management of the Crown Estate Commissioners, without the consent in writing of the Crown Estate Commissioners, or
 - (ii) a government department held in trust for His Majesty for the purposes of a government department without the consent in writing of that government department.

(2) A consent under paragraph (1)(b) may be given unconditionally or subject to such conditions and upon such terms as may be considered necessary or appropriate.

Signed by the authority of the Marine Management Organisation

Address	<i>Tom McCormack</i>
Date	Chief Executive Officer An authorised employee of the Marine Management Organisation

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, made on the application of the Blyth Harbour Commissioners, extends the limits of Blyth Harbour to include Ash Barge Dock by amending section 11 of the Blyth Harbour Act 1986 (Limits of jurisdiction).

An impact assessment has not been prepared for this Order as there is no, or no significant, impact predicted on businesses, charities, voluntary bodies or the public sector.

An Explanatory Memorandum is available alongside the instrument on the UK legislation website at www.legislation.gov.uk.