
STATUTORY INSTRUMENTS

202[X] No. 0000

HARBOURS, DOCKS, PIERS AND FERRIES

The Teesport Harbour Revision Order 202[X]

Made - - - - 202[X]

Laid before Parliament 202[X]

Coming into force - - 202[X]

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PD Teesport Limited has 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) under section 42A of the Act(c) delegated the functions of the appropriate Minister under section 14(d) to the Marine Management Organisation(e).

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- (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 1), 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 1981 (c.56), sections 18 and 40 and Schedule 6 and 12 (Part II) and by the Marine and Coastal Access 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 the Marine and Coastal Access Act 2009 (c.23) section 315 and Schedule 21, paragraphs 1 and 3(1).
- (d) For the definition of “the Minister” (mentioned in section 14(7)), see section 57(1), of the Harbours Act 1964 (c.40).
- (e) The Marine Management Organisation was established by the Marine and Coastal Access Act 2009 (c.23), section 1. The head office of the Marine Management Organisation located at Lancaster House, Hampshire Court, Newcastle Upon Tyne, NE4 7YH.

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

Citation, commencement and extent

- 1.—(1) This Order may be cited as the Teesport Harbour Revision Order 202[X].
- (2) This Order comes into force on [] 202[X].
- (3) The Teesport Acts and Orders 1966 to 2008, the Tees and Hartlepool Harbour Revision Order 1994(a) and this Order may together be cited as the Teesport Acts and Orders 1966 to 202[X].
- (4) This Order extends to England and Wales.

Interpretation

2. In this Order, except where the context otherwise requires—
 - “the 1966 Act” means the Tees and Hartlepool Port Authority Act 1966(b);
 - “the Company” means PD Teesport Limited, a company incorporated under the Companies Act 1985 whose registered number is 2636007;
 - “the harbour limits plan” means the plan which is prepared in duplicate, signed on behalf of the Marine Management Organisation and marked “The Teesport Harbour Revision Order 202[X] Harbour Limits Plan” of which one copy has been deposited at the offices of the Marine Management Organisation and one copy has been deposited at the offices of the Company at 17-27 Queens Square, Middlesbrough, TS2 1AH; and
 - “Trinity House” means the Corporation of Trinity House of Deptford Strond(c).

PART 2

Limits of harbour and modification of the 1966 Act

- 3.—(1) The limits of the harbour as defined in Schedule 2 (limits of harbour) to the 1966 Act is extended to include the area which is shown hatched and edged blue on the harbour limits plan.
- (2) The 1966 Act is accordingly amended as follows—
 - (a) in section 3(1) (interpretation) insert—
 - “ “harbour limits plan” has the same meaning as in the Teesport Harbour Revision Order 202[X]”; and
 - (b) in Schedule 2 (limits of harbour)—
 - (i) in the first line, omit the words “shall comprise the areas shown edged blue on the signed plans being—” and insert—
 - “are—
 - (1) the areas shown edged blue on the signed plans being—”; and
 - (ii) at end, omit “.” and insert—
 - “; and
 - (2) The area shown hatched and edged blue on the harbour limits plan.”

(a) S.I. 1994/2064.

(b) 1966 c. xxv.

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

PART 3

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 Company to take, use, enter upon or in any manner interfere with any land, hereditaments or rights of whatsoever description (including any part of the shore or bed of the sea or any river, channel, creek, bay or estuary) belonging to—
 - (i) Her Majesty in right of the Crown and under the management of the Crown Estate Commissioners, without the consent in writing of those Commissioners; or
 - (ii) a government department, or held in trust for Her 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 authority of the Marine Management Organisation

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

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the limits of the harbour within which PD Teesport Limited exercise jurisdiction as statutory harbour authority at the Ports of Tees and Hartlepool (Teesport).

The harbour limits plan referred to in article 2 may be inspected during working hours at the offices of PD Teesport Limited at 17-27 Queens Square, Middlesbrough, TS2 1AH.

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, www.legislation.gov.uk.