

## **HARBOURS ACT 1964 (AS AMENDED)**

### **PROPOSED PORT OF TYNE HARBOUR REVISION ORDER**

#### **NOTICE OF APPLICATION FOR A HARBOUR REVISION ORDER**

NOTICE IS HEREBY GIVEN that the Port of Tyne Authority (“the applicant”) has applied to the Marine Management Organisation (“MMO”) for a Harbour Revision order under section 14 of the Harbours Act 1964.

The proposed order would modernise and partially consolidate the statutory harbour powers applying in relation to the Port of Tyne (“the Port”). The proposed order provides an updated constitution of the Authority; clarity on the limits of the Port and the general functions of the Authority; provisions relating to finances including application and borrowing; provisions relating to charges; modernised powers of management and control of the Port to vest in the applicant including powers of general direction and special direction; the establishment of an advisory body or bodies consisting of port stakeholders with which the applicant is required to consult on material matters; powers to vest in the applicant which include powers to develop or dispose of land, grant tenancies and for other commercial activities; and powers to vest in the applicant relating to moorings, bunkering, dredging, landing places, works, parking places; powers relating to wrecks, obstructions and unserviceable vessels; and provision against danger to navigation. To facilitate the above, article 73 of the proposed order revokes the Acts and Orders set out in Schedule 5 to the proposed order and amends the Acts and Orders set out in articles 65 to 72 of the proposed order.

The proposed order would not authorise the construction or alteration of a project or confer development consent. Accordingly, Council Directive 85/337/EEC on the assessment of the effects of certain public and private projects on the environment (as amended) which is codified by Council Directive 2011/92/EU (as amended by Directive 2014/52/EU) does not apply to the proposals and no environmental statement has been supplied.

A copy of the draft order and accompanying documents is deposited at the offices of the applicant at: Port of Tyne Authority, Maritime House, Tyne Dock, South Shields, Tyne & Wear, NE34 9PT. These may be inspected at all reasonable hours until the expiry of the forty-two day period referred to below.

The draft order and accompanying documents are also available for inspection at the offices of the MMO in Newcastle Upon Tyne by appointment at the email address below or may be viewed on the MMO’s website at:

<https://www.gov.uk/government/collections/harbour-orders-public-register>

Any person desiring to make an objection or representation concerning the application should write to the Marine Licensing Team, Marine Management Organisation, Lancaster House, Hampshire Court, Newcastle Upon Tyne, NE4 7YH or email to [harbourorders@marinemanagement.org.uk](mailto:harbourorders@marinemanagement.org.uk). An objection or representation **should**:

- i. be received before the expiry of a period of 42 days starting with the date at the foot of this notice;
- ii. be made in writing quoting reference HRO/2022/00006;
- iii. state the grounds of the objection or representation;
- iv. indicate who is making the objection or representation; and
- v. give an address to which correspondence relating to the objection or representation may be sent.

The MMO will pass to the applicant a copy of any objections and other representations received.

If an objection is duly made and not withdrawn then the MMO may cause an inquiry to be held. Any objections duly made and not withdrawn and any representations duly made will be considered before the MMO decides whether or not to make the order.

As this 42-day consultation will run across 2 public holidays, the MMO is agreeable to consider consultation responses received up to 2 days beyond the 42-day consultation period. The final date for consultation responses to be received is 27 April 2024.

Dated: 15 March 2024

Ashfords LLP  
Solicitors for the Port of Tyne Authority