
SCOTTISH STATUTORY INSTRUMENTS

2017 No. 196

The Tobermory Harbour Empowerment Order 2017

PART 3

HARBOUR REGULATION

Special directions to vessels

18.—(1) Subject to article 39 (*saving for CMAL and the ferry operator*), the harbour master may give a special direction under this article—

- (a) requiring a vessel anywhere within the harbour to comply with a requirement made in or under a general direction;
- (b) regulating the time at which and the manner in which a vessel shall enter into, go out of, or lie in or at the harbour;
- (c) regulating or requiring the movement, berthing, mooring or unmooring of a vessel;
- (d) regulating or requiring the loading, unloading, embarking, disembarking, discharging, storing and safeguarding of a vessel's cargo, fuel, water, stores, passengers or ballast and the dispatch of business at harbour premises;
- (e) requiring the removal from any part of the harbour of a vessel if—
 - (i) it is on fire;
 - (ii) it is in such condition as to be liable to become immobilised or waterlogged, or to sink, or to constitute a danger to life (including wildlife) or property;
 - (iii) it is making an unlawful use of the harbour or interfering with the reasonable use or enjoyment of the harbour by other vessels or persons;
 - (iv) its removal is necessary to enable maintenance or repair work to be carried out at harbour premises or to premises adjacent thereto; and
- (f) requiring the removal outside the harbour of a vessel if such removal is considered by the harbour master to be necessary in order to avoid danger to life (including wildlife) or to property.

(2) A special direction may be given in any manner considered by the harbour master to be appropriate.

(3) The harbour master may revoke or amend a special direction.