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*Changes to legislation: Harbours Act 1964, Paragraph 5 is up to date with all changes known to be in force on or before 10 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 3

#### PROCEDURE FOR MAKING HARBOUR REVISION AND EMPOWERMENT ORDERS

##### Modifications etc. (not altering text)

- C1** Sch. 3 amended by [Post Office Act 1969 \(c. 48, SIF 96\)](#), s. 76, [Sch. 4 para. 93\(1\)\(xxii\)\(2\)\(K\)](#), S.I. 1970/1681, Sch. 3 para. 11(3) and 1974/691, art. 2; extended by [Civil Aviation Act 1982 \(c. 16, SIF 9\)](#), [Sch. 2 para. 4](#)
- C1** Functions of Minister of Agriculture, Fisheries and Food under Sch. 3 now exercisable (W.) by Secretary of State or by Minister of Agriculture, Fisheries and Food and Secretary of State for Wales jointly: (except para. 6) [S.I. 1978/272](#), art. 2, Sch. 1; (para. 6) [S.I. 1969/388](#), art. 3, [Sch. 2 para. 5\(x\)](#) and 1978/272, art. 2, Sch. 1
- C1** Sch. 3 extended by [Gas Act 1986 \(c. 44, SIF 44:2\)](#), s. 67(1)(3), Sch. 7 para. 2(1)(xiv), [Sch. 8 para. 33](#) and by [Electricity Act 1989 \(c. 29, SIF 44:1\)](#), ss. 112(1)(3), Sch. 16 para. 1(1)(xiv), [Sch. 17 para. 33](#)
- C1** Sch. 3 modified by [Gas Act 1986 \(c. 44, SIF 44:2\)](#), s. 67(1)(3), [Sch. 7 para. 2\(10\)\(b\)](#), Sch. 8 para. 33, and by [Electricity Act 1989 \(c. 29, SIF 44:1\)](#), ss. 112(1)(3), Sch. 16 para. 3(2)(c), [Sch. 17 para. 33](#)
- C1** Sch. 3 extended (E.W.) by [Water Act 1989 \(c. 15, SIF 130\)](#), ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), [Sch. 25 para. 1\(2\)](#) (xi), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58  
Sch. 3 extended (1.3.1996) by 1995 c. 45, s. 16(1), [Sch. 4 para. 2\(1\)\(xii\)](#); S.I. 1996/218, [art. 2](#)  
Sch. 3 modified (1.3.1996) by 1995 c. 45 s. 16(1), Sch. 4 para. 2(11)(b); S.I. 1996/218, [art. 2](#)
- C1** Sch. 3 modified (E.W.) by [Water Act 1989 \(c. 15, SIF 130\)](#), ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 25 para. 1(10)(ii), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), [58](#)  
Sch. 3: transfer of certain functions (1.7.1999) by S.I. 1999/672, art. 2, [Sch. 1](#)

#### PART I

PROCEDURE FOR MAKING HARBOUR REVISION ORDERS ON APPLICATION TO <sup>F1</sup>THE SECRETARY OF STATE](AS SET OUT, . . . <sup>F1</sup>, AND FOR THE MAKING OF HARBOUR EMPOWERMENT ORDERS BY <sup>F1</sup>THE SECRETARY OF STATE] (SUBJECT TO PART VII), . . . <sup>F1</sup>.

##### Textual Amendments

- F1** Words substituted by [Transport Act 1981 \(c. 56, SIF 58\)](#), [Sch. 5 para. 14\(2\)](#)
- F1** Words repealed by [Transport Act 1981 \(c. 56, SIF 58\)](#), [Sch. 12 Pt. II](#)

- 5 So soon as may be after a harbour revision order has been made, the applicant for it—
- (a) shall publish by Gazette and local advertisement a notice stating that the order has been made and naming a place where a copy thereof (and, if a map or maps is or are annexed to the order, a copy of that map or, as the case may be, copies of those maps) may be inspected at all reasonable hours

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[<sup>F1</sup>and further stating, in the case of an order to which paragraph 4B above does not apply, whether the order is affected by the provisions of paragraph 4A above and, where it is not so affected, the date on which it came or will come into operation;]

- (b) shall, if not the harbour authority, serve on that authority a copy of the order, together (if a map or maps is or are annexed to it) with a copy of that map or, as the case may be, copies of those maps;
- (c) shall serve a copy of the order, together (if a map or maps is or are annexed to it) with a copy of that map or, as the case may be, copies of those maps, on each person on whom, in compliance with a requirement imposed by virtue of paragraph 3(d) above, a copy of the draft of the order as submitted to [<sup>F2</sup>the Secretary of State] was served.

#### Textual Amendments

- F1** Words inserted by [Transport Act 1981 \(c. 56, SIF 58\)](#), [Sch. 6 para. 4\(3\)\(8\)](#) except as to a harbour revision or empowerment order in relation to which the notices required by para. 3(a) or 7(a) of Sch. 3 to this Act have been published before 1.10.1981
- F2** Words substituted by [Transport Act 1981 \(c. 56, SIF 58\)](#), [Sch. 5 para. 14\(2\)](#)

#### Modifications etc. (not altering text)

- C1** [Sch. 3 para. 5\(c\)](#) excluded by [Pilotage Act 1987 \(c. 21, SIF 111\)](#), s. 32(3), [Sch. 1 para. 3\(b\)](#)

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