



# Transport Act 1981

## 1981 CHAPTER 56

### PART II

#### RECONSTITUTION OF BRITISH TRANSPORT DOCKS BOARD

#### **14 Provisions supplementary to ss. 5 to 13**

- (1) The provisions of Part I of Schedule 4, being provisions supplementary to or consequential on the other provisions of this Part, have effect as from the appointed day.
- (2) The other provisions of this Part have effect subject to the transitional provisions and savings contained in Part II of that Schedule.
- (3) In this Part—

" the appointed day " has the meaning given by section 5(4);

" enactment" means any provision of a public general Act, of a local, private or personal Act, of a provisional order confirmed by an Act or any regulations, order, scheme, byelaws or similar instrument made under an Act;

" harbour " has the same meaning as in the Harbours Act 1964;

"the Holding Company", subject to section 13(1), means the company designated by the Secretary of State under section 5(3);

" pension", in relation to a person, means a pension, whether contributory or not, of any kind whatsoever payable to or in respect of him, and includes a gratuity so payable and a return of contributions to a pension fund, with or without interest thereon or any other addition thereto and any sums payable on or in respect of the death of that person;

" pension fund " means a fund established for the purposes of paying pensions;

" pension scheme " includes any form of arrangement for the payment of pensions, whether subsisting by virtue of an Act of Parliament, trust, contract or otherwise ;

" port facilities " means—

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*Status: This is the original version (as it was originally enacted).*

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- (a) the constructing, improving, maintaining, regulating, managing, marking or lighting of a harbour or any part thereof ;
  - (b) the berthing, towing, moving or dry-docking of a ship which is in, or is about to enter, or has recently left, a harbour;
  - (c) the loading or unloading of goods, or embarking or disembarking of passengers, in or from any such ship;
  - (d) the lighterage or the sorting, weighing, warehousing or handling of goods in a harbour; and
  - (e) the movement of goods within a harbour;
    - " shares " includes stock;
    - " securities", in relation to a body corporate, includes debentures, debenture stock, bonds and other securities of the body corporate, whether or not constituting a charge on the assets of that body ;
    - " subsidiary " means a subsidiary as defined in section 154 of the Companies Act 1948 ;
    - " wholly-owned subsidiary " means a subsidiary all the issued shares of which are beneficially owned by the body of which it is a subsidiary, or by one or more other wholly-owned subsidiaries of that body, or partly by that body and partly by any wholly-owned subsidiary of that body.
- (4) References in this Part to Associated British Ports' business or undertaking include any business or undertaking carried on by a subsidiary of Associated British Ports.
- (5) References in this Part to Associated British Ports' harbours include any harbour for the time being owned or managed by Associated British Ports or by any of its subsidiaries.