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STATUTORY INSTRUMENTS

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**2017 No. 1329**

**The Boston Barrier Order 2017**

**PART 2**

**WORKS PROVISIONS**

*Works and operations in the river*

**Power to dredge etc.**

**6.**—(1) The Agency may deepen, dredge and remove obstructions from the bed, foreshore and banks of, the river—

- (a) for the purposes of the construction, operation or maintenance of the scheduled works and any other ancillary purposes; or
- (b) for the purpose of facilitating the navigation of vessels.

(2) The powers conferred by this article are only exercisable with the prior written consent of the Harbour Authority, such consent not to be unreasonably delayed or withheld.

(3) The Agency must pay compensation to all persons for any damage sustained by them by reason of the exercise by the Agency of its powers under paragraph (1) and the amount of the compensation to be paid, where not agreed, is to be determined by the tribunal.

(4) The Agency may use, appropriate or sell or otherwise dispose of anything (other than wreck within the meaning of Part 9 of the Merchant Shipping Act 1995<sup>(1)</sup>) removed in exercise of the powers conferred in paragraph (1).

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**Commencement Information**

**II** Art. 6 in force at 2.1.2018, see [art. 1](#)

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Boston Barrier Order 2017. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

- Order excluded in part by [S.I. 2023/778 art. 41](#)