
STATUTORY INSTRUMENTS

2021 No. 43

The Weymouth Harbour Revision Order 2021

PART 6

MISCELLANEOUS AND GENERAL

Amendment of the Acts of 1854, 1879, 1887, 1914 and Orders of 1930 and 1988

46.—(1) the Act of 1854 is amended as follows—

- (a) in Section XLIII omit “and Pier”,
- (b) in Section LII omit “Pier and” in the fourth line and “Pier Rates and” starting in the fifth line,
- (c) in Section LVIII omit “and Pier respectively”,
- (d) in Section LX omit “or Pier”, and
- (e) in Section LXI omit “and Pier” and “from each other and” in the fourth line.

(2) the Act of 1879 is amended as follows—

- (a) in Section 2 omit “the clauses of the Harbour, Docks and Piers Clauses Act 1847, with respect to the construction of the harbour, dock, or pier.”,
- (b) in Section 3 omit “The expression “the harbour, dock or pier” in the Harbours, Docks, and Piers Clauses Act, 1847, means the bridge and the works by this Act authorised;”, and
- (c) in Section 26 omit “Board of Trade” and substitute “Department for Transport”.

(3) the Act of 1887 is amended as follows—

- (a) in Section 4 omit “The Harbours Docks and Piers Clauses Act 1847 (except sections 16,17,18 and 19 unless the Board of Trade otherwise require)”,
- (b) in Section 20 omit “not exceeding twenty-one years” and the words “and a lessee shall have and may exercise all the same powers of making levying and recovering the said charges as the Corporation have or might exercise under this Act and shall be subject to the same provisions as to accounts and otherwise as the Corporation are subject under the provisions of this part of this Act”,
- (c) in Section 22—
 - (i) insert “reasonable” before “rates” in the second line,
 - (ii) omit “not exceeding those set forth in Schedule E and Schedule F respectively to the Act of 1854”,
 - (iii) in subsection 1 insert “reasonable” before “rate”,
 - (iv) in subsection 1 omit “of not exceeding twopence”,
 - (v) in subsection 2 insert “reasonable” after “such” in the fourth line,
 - (vi) in subsection 2 omit “not exceeding sixpence” starting in the fourth line,

- (vii) in subsection 2 omit “sixpence” and substitute “the reasonable special rates” in the penultimate line.
- (d) For Section 23 substitute “Subject to the provisions of this Act sections XXXI and XXXII of the Act of 1854 shall extend and apply to the piers”,
- (e) in Section 33 omit “five pounds” and substitute “level 3 on the standard scale”,
- (f) in Section 41 omit “Board of Trade” and substitute “Department for Transport”,
- (g) in Section 92 omit “Provided that if there be any surplus on the pier revenue after payment of all expenses and outgoings and the said ten per centum on the moneys from time to time expended by the Corporation for or in relation to the piers such surplus shall be expended in reducing the rates as herein-before by this Act provided and for no other purpose”,
- (h) in Section 93 omit—
 - (i) “On the security of the harbour revenue and borough fund and borough rate— For the purposes of the harbour forty thousand pounds;”
 - (ii) “On the security of the pier revenue and borough fund and borough rate— For the purposes of the new pier thirty thousand pounds;” and
 - (iii) “For the purposes of the Pile Pier forty-one thousand three hundred pounds.”
- (4) the Act of 1914 is amended as follows—
 - (a) in Section 3 omit “The Harbours Docks and Piers Clauses Act 1847” to the end of the section, and
 - (b) in Section 114 omit “Board of Trade” and substitute “Department for Transport”.
- (5) the Order of 1930 is amended as follows—

For Article 11 substitute “Section 7 of the Act of 1914 and Articles 6 to 10 (inclusive) of the Order of 1925 shall with any necessary modifications extend and apply to the exercise of the powers of this Order as if the same were re-enacted in this Order.”
- (6) the Order of 1988 is amended as follows—
 - (a) in Article 2 for the definition of “the Harbour” substitute “the Harbour” means the area described in article 6(1) of the Weymouth Harbour Revision Order 2021, and
 - (b) The plan deposited in connection with the Order of 1988 (therein called the “signed plan”) shall be treated as being amended accordingly.