

**DRAFT HARBOURS (ADMINISTRATION) (AMENDMENT
No. 4) (JERSEY) LAW 199**

**Lodged au Greffe on 19th May 1998
by the Harbours and Airport Committee**



STATES OF JERSEY

STATES GREFFE

175

1998

P.94

Price code: B

Explanatory Note

This Law amends the Harbours (Administration) (Jersey) Law 1961 by widening the Regulation-making power in that Law to enable the Harbours and Airports Committee to restrict the use of harbours ramps for the loading and unloading of vehicles otherwise than in accordance with a permit, to attach conditions to permits and to cancel or suspend permits or vary the conditions attached to them. Regulations may also set out the procedure for making applications and make it an offence not to comply with any provision of the Regulations or any permit, punishable with a fine up to a level not exceeding level 4 on the standard scale (level 1 = £50, level 2 = £500, level 3 = £2,000, level 4 = £5,000) (*Article 1*).

These provisions replace the triennial Harbours (Vehicle Ramps) (Jersey) Regulations 1996 which are repealed (*Article 2*).

**HARBOURS (ADMINISTRATION) (AMENDMENT No. 4)
(JERSEY) LAW 199**

A LAW to amend further the Harbours (Administration) (Jersey) Law 1961; sanctioned by Order of Her Majesty in Council of the

(Registered on the day of 199)

STATES OF JERSEY

The day of 199

THE STATES, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law -

ARTICLE 1

In the Harbours (Administration) (Jersey) Law 1961,¹ as amended -

- (a) in Article 1 -
 - (i) for the full stop at the end of the definition of “officer” there shall be substituted a semi-colon; and
 - (ii) after that definition there shall be inserted the following definition -

“ ‘vessel’ includes any ship or boat or any other description of vessel used in navigation.”; and

¹ Volume 1961-1962, page 163.

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(b) in Article 4 -

- (i) the existing Article shall be re-numbered paragraph (1) of that Article; and
- (ii) there shall be inserted the following paragraphs -

“(2) Without prejudice to the generality of paragraph (1) of this Article, Regulations may provide for the Committee -

- (a) to restrict the use of any ramp at a harbour for the loading and unloading of vehicles on or from any vessel otherwise than in accordance with a permit;
- (b) to attach such terms, conditions and limitations to such a permit as it thinks fit; and
- (c) to cancel or suspend such permits, or to vary any or all of such terms, conditions and limitations attaching thereto.

(3) Regulations made for the purpose of paragraph (2) of this Article -

- (a) may prescribe the manner in which applications for permits may be made and determined by the Committee; and
- (b) may provide that any person who contravenes or fails to comply with any provision of such Regulations or any permit issued thereunder shall be liable to such fine not exceeding level 4 on the standard scale as such Regulations may prescribe.

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- (4) Regulations made under this Article may -
 - (a) make different provision in relation to different cases or circumstances; and
 - (b) contain such transitional, consequential, incidental or supplementary provisions as appear to the States to be necessary or expedient for the purposes of the Regulations.”.

ARTICLE 2

The Harbours (Vehicle Ramps) (Jersey) Regulations 1996² are repealed.

ARTICLE 3

This Law may be cited as the Harbours (Administration) (Amendment No. 4) (Jersey) Law 199 and shall come into force on such day as the States may by Act appoint.

² R & O 9011.