

SCHEDULES

SCHEDULE 19

AMENDMENT OF ENACTMENTS RELATING TO PIERS, HARBOURS, ETC

The Harbours, Piers and Ferries (Scotland) Act 1937

7 For section 1(2) (transfer of harbours to local authorities), there shall be substituted the following subsection:—

“(2) A local authority may accept a transfer of a marine work which is wholly or partly situated within their area, but where the marine work is partly situated within the area of another local authority they may only do so with the agreement of that other authority, or failing such agreement, with the consent of the Secretary of State.”

8 In section 5(5) (adaptation of General Pier and Harbour Act), the following amendments shall be made:—

- (a) in paragraph (i)(a), for the words from the beginning to " which " there shall be substituted the words " the regional or islands council in whose area ";
- (b) in paragraph (i)(b), for the words " county or burgh " there shall be substituted the word " area ".

9 In section 7(1)(b) (minor works), for the words from " any of" to " therein " there shall be substituted the words " the Highland Region, the islands areas of Orkney, Shetland or the Western Isles or the Argyll district other than the former burgh of Rothesay and the former district of Bute ".

10 For section 18 (responsibility for deficiency), there shall be substituted the following section:—

“18 Responsibility for deficiency.

Any deficiency which is required to be met out of rates in pursuance of section 16 of this Act shall be met by the regional or islands council in whom the marine work is vested, or in the case of a marine work vested in two or more such councils in combination, by those councils in such proportions as may be fixed by the combination agreement.”

11 In section 21 (borrowing), the following amendments shall be made—

- (a) in subsection (1), for the words "county or town council" there shall be substituted the words " local authority ";
- (b) in subsection (3), for the words "county or town council" there shall be substituted the words " local authority ".

12 In section 31(1) (interpretation), in the definition of " harbour authority ", for the words " pier or ferry " there shall be substituted the words " or pier " and, in the definition of " local authority ", for the words " county or a town " there shall be substituted the words " regional or islands ".

Status: This is the original version (as it was originally enacted).

13 For Schedule 3 there shall be substituted the following Schedule:—

“SCHEDULE 3

The Clyde Port Authority.
The Forth Ports Authority.
The Aberdeen Harbour Commissioners.
The Trustees of the Harbour of Dundee.”