



Department for Transport

BY E-MAIL

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Appendix 2 to
Harbour Board Report
CAROLINE WALL Dated 2 June 2014
PORTS GOVERNANCE BRANCH
MARITIME COMMERCIAL AND INFRASTRUCTURE

DEPARTMENT FOR TRANSPORT
ZONE 1/22
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76 MARSHAM STREET
LONDON
SW1P 4DR
Direct Line: 020 7944 6251
Email: caroline.wall@dft.gsi.gov.uk

Web Site: www.dft.gov.uk

Our Ref: MARI 016/003/0009

7 March 2014

Dear Ian

HARBOUR DIRECTIONS

Thank you for your e-mail dated 6 March expressing the Salcombe Harbour Authority's (SHA) interest in being designated with the power to make harbour directions under sections 40A-40D of the Harbours Act 1964 as inserted by section 5 of the Marine Navigation Act 2013

I give below, for ease of reference, links to the Department's *Harbour Directions Guidance* and the industry-led National Directions Panel's (NDP) supplementary guidance, including the non-statutory *Code of Conduct on harbour directions* which the Government expects any harbour authority seeking the power to make harbour directions to commit to comply with:-

[DfT Harbour Directions Guidance](#)

[NDP supplementary harbour directions guidance and Code of Conduct](#)

The process to designate harbour authorities requires a designation Order to be made by the Secretary of State. **We are seeking formal applications from harbour authorities, like yourselves, to take part in the first round of designations, as you mention, by the end of June 2014. However we would greatly appreciate early submission of applications as this will enable us to progressively analyse the applications received and be in a position to go out earlier to public consultation on a draft designation Order in the autumn.**

Full details on what to include in your application are found in paragraphs 2.1 -2.13 on pages 9-11 of the Department's Guidance.

In summary, the application (preferably no more than 6 pages) should provide a covering letter giving the following information:

- Full contact details

- A **rationale** covering why the power to make harbour directions is needed
- Details of any proposal for **amending or repealing any statutory provision of local application** which would be inconsistent with the power to give harbour directions or unnecessary, if that power is conferred; and /or (as appropriate) a statement of intention for amending/and or revoking any existing byelaws or directions that might otherwise conflict with harbour directions
- The views of harbour users with respect to the suitability of that particular harbour authority applying to the Department to be designated in the Order if they have been sought already or, if not, a statement of when and how they will be consulted

Your letter should attach a signed and dated Assurance statement (template at Annex A of the Guidance) that the harbour has signed up to the Code of Conduct or, in the covering letter, a full explanation of why it is unable to do so.

In addition it would greatly assist us if you could provide a list of relevant local or regional organisations and e-mail contact details that we can use for our formal consultation on the draft Order.

Your application should be sent to the Department at ports@dft.gsi.gov.uk citing “Harbour directions” in the subject box. If you have any queries regarding your application, please do not hesitate to e-mail me (caroline.wall@dft.gsi.gov.uk) or give me a ring on 020 7944 6251.

We look forward to receiving SHA’s application in due course.

Yours sincerely

Caroline Wall

CAROLINE WALL (MISS)