STATUTORY INSTRUMENTS

2015 No. 1504

MERCHANT SHIPPING

MARITIME SECURITY

The Port Security (Port of Oban) Designation Order 2015

Made - - - -	*9th July 2015*
Laid before Parliament	*15th July 2015*
Coming into force - -	*5th August 2015*

The Secretary of State for Transport makes this Order in exercise of the powers conferred by section 2(2) of the European Communities Act 1972 [F1].

The Secretary of State is a Minister designated for the purposes of section 2(2) of the European Communities Act 1972 in relation to port security, measures relating to the safety of ships and the health and safety of persons on them, and maritime transport [F2].

F1 1972 c.68; section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c.51) and by Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c.7).
F2 S.I. 1993/595, 1994/757 and 2004/706.

Citation and commencement

1. This Order may be cited as the Port Security (Port of Oban) Designation Order 2015 and comes into force on 5th August 2015.

Port boundary

2.—(1) For the purposes of the definition of "port" in regulation 2 of the Port Security Regulations 2009 [F3], the boundary of the Port of Oban is defined as follows.

(2) The boundary is generally shown by the inner edge of the red line on the plan in Part 1 of Schedule 1.

(3) The points on the line designated by letters of the alphabet have the following World Geodetic System 1984 (WGS84) coordinates—

A 56^{O}24`41.60"N, 005$^{O}$28`57.73"W

B 56^{O}24`55.59"N, 005$^{O}$28`34.31"W

C 56^{O}24`56.67"N, 005$^{O}$28`30.67"W

D 56^{O}24`56.91”N, 005$^{O}$28`26.49”W

(4) Within the rectangular areas marked “1”, “2” and “3” on the plan in Part 1 of Schedule 1, the boundary is more particularly shown by the red lines on each of the corresponding inset plans, in Part 2 of Schedule 1, headed respectively “Inset Plan 1”, “Inset Plan 2” and “Inset Plan 3”.

(5) The green hatched areas on the plan in Part 1 of Schedule 1 are excluded from the Port of Oban.

(6) Where the red line runs along a beach or foreshore, the boundary runs along the edge of the land on that beach or foreshore which is below the level of mean high water springs.

F3 S.I. 2009/2048, amended by S.I. 2013/2815.

The Oban Port Security Authority

3.—(1) For the purposes of the Port Security Regulations 2009 [F4], the Oban Port Security Authority is designated as the port security authority for the port of Oban.

(2) Schedule 2 has effect with respect to the Oban Port Security Authority.

F4 S.I. 2009/2048, amended by S.I. 2013/2815 and by the Crimes and Courts Act 2013 c 22.

Review

4.—(1) The Secretary of State must from time to time—

(a) carry out a review of this Order,

(b) set out the conclusions of the review in a report, and

(c) publish the report.

(2) In carrying out the review the Secretary of State must, so far as is reasonable, have regard to how Directive 2005/65/EC on enhancing Port Security [F5] of the European Parliament and of the Council of 26th October 2005 (which is implemented by means of the Port Security Regulations 2009) is implemented in other member States.

(3) The report must in particular—

(a) set out the objectives intended to be achieved by the regulatory system established by those Regulations and this Order,

(b) assess the extent to which those objectives are achieved, and

(c) assess whether those objectives remain appropriate and, if so, the extent to which they could be achieved with a system that imposes less regulation.

(4) The first report under this article must be published before 5th August 2020.

(5) Reports under this article are afterwards to be published at intervals not exceeding five years.

F5 O.J. L 310, 25.11.2005 p.28.

Signed by authority of the Secretary of State for Transport

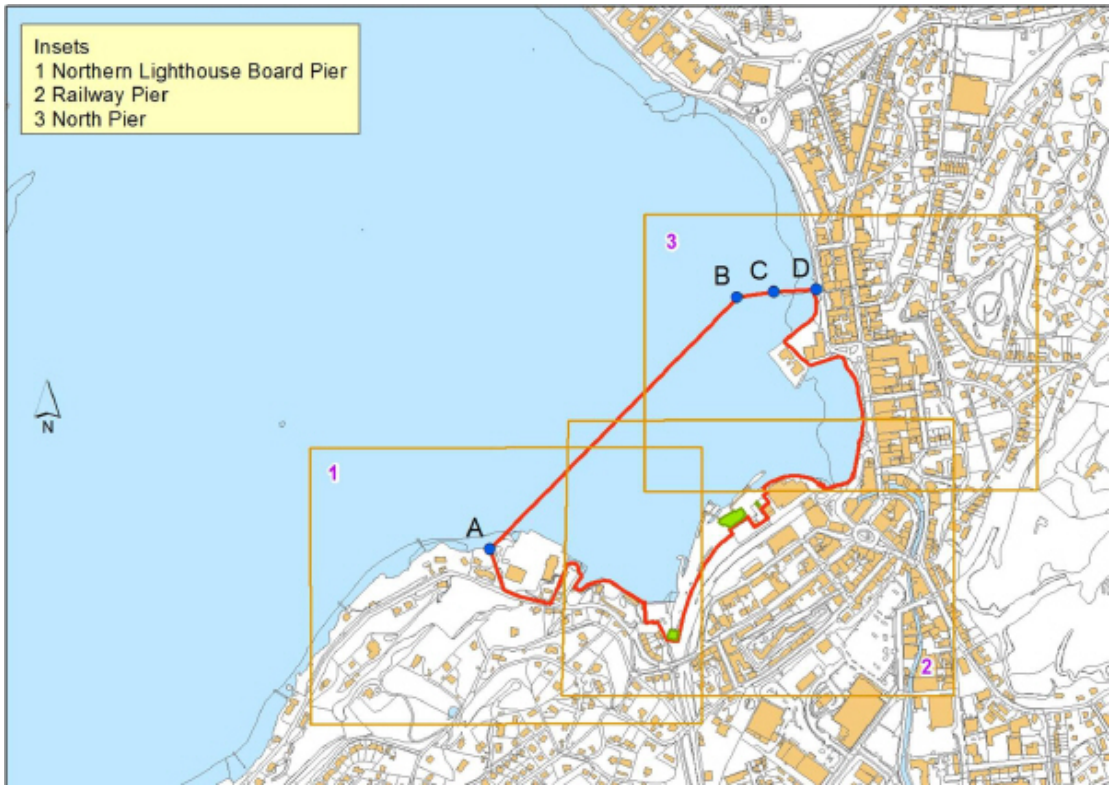
Robert Goodwill
Parliamentary Under Secretary of State
Department for Transport

SCHEDULE 1 Article 2

Article 2(2)

PART 1

Boundary of the Port of Oban



Article 2(4)

PART 2

Inset Plan 1



Inset Plan 2

