1974. No. 215

HARBOURS

Warrenpoint Harbour Authority (Amendment) Order (Northern Ireland) 1974

Made . . . . . 27*th August* 1974

Coming into operation . . . 1*st October* 1974

To be laid before Parliament under paragraph 3(3) *of Schedule* 1 *to the Northern Ireland Act* 1974

The Department of Commerce in exercise of the powers conferred upon it by section 1 of the Harbours Act (Northern Ireland) 1970(a), and of every other power enabling it in that behalf, hereby makes the following Order:—

Citation and commencement

1.—(1) This Order may be cited as the Warrenpoint Harbour Authority (Amendment) Order (Northern Ireland) 1974 and shall come into operation on the 1st October 1974.

(2) This Order shall be construed as one with the Warrenpoint Harbour Authority Orders (Northern Ireland) 1971 and 1973(b) and those Orders and this Order may be cited together as the Warrenpoint Harbour Authority Orders (Northern Ireland) 1971 to 1974.

Amendment of the Warrenpoint Harbour Authority Order (Northern Ireland) 1971

2. For Schedule 1 to the Warrenpoint Harbour Authority Order (Northern Ireland) 1971 there shall be substituted the provisions set out in the Schedule to this Order.

Sealed with the Official Seal of the Department of Commerce for Northern Ireland this 27th day of August 1974.

(L.S.) *F. T. Mais,*
Deputy Secretary.

(a) 1970. c. 1 (N.I.). (b) S.R. & O. (N.I.) 1971, No. 136; 1973, No. 4.

SCHEDULE Article 2

Substituted provisions relating to constitution of Warrenpoint Harbour Authority

SCHEDULE 1

Warrenpoint Harbour Authority

PART I

CONSTITUTION OF HARBOUR AUTHORITY

1. The harbour authority shall be a body corporate with perpetual succession and shall, subject to the provisions of this Order, have all the rights, powers and privileges of a body corporate to which section 19 of the Interpretation Act (Northern Ireland) 1954(c) applies.

2.—(1) The harbour authority shall consist of not less than six and not more than nine members who shall be appointed by the Minister.

(2) Without prejudice to the operation of sub-paragraph (7), each member of the harbour authority shall hold office for a period of three years.

(3) A person shall, on ceasing to be a member of the harbour authority, be eligible for re-appointment.

(4) The Minister shall designate a member as Chairman of the harbour authority and may designate another member as Deputy Chairman.

(5) The Minister may designate a member or members (including any member designated as Chairman or Deputy Chairman) to hold the respective offices of chief executive officer and executive officer of the harbour authority.

(6) The harbour authority may remove or suspend the chief executive officer and executive officer only with the consent of the Minister.

(7) Section 18(2) of the Interpretation Act (Northern Ireland) 1954 shall apply to every appointment made by the Minister as mentioned in sub-paragraph (1).

3. Subject to paragraphs 4 and 5, one of the members appointed under paragraph 2(1) shall be selected from not more than three persons nominated in that behalf by the Newry and Mourne District Council (hereinafter referred to as "the Council").

4. The Minister shall not be obliged to appoint a person nominated under paragraph 3 or this paragraph, but if he does not appoint a person nominated under paragraph 3 he shall request the Council to nominate one other person.

5. If it appears to the Minister that the Council has refused or failed to nominate a person pursuant to paragraph 3 or 4 or the Minister does not appoint a person nominated under paragraph 4, the Minister may appoint such person as he thinks fit.

6. Every person nominated or appointed under paragraph 3 or 4 shall be a member of the Council and a member so appointed who ceases to be a member of the Council shall thereupon cease to be a member of the harbour authority.

7.—(1) Subject to sub-paragraph (2). in the event of a casual vacancy occurring in the office of Chairman the vacancy shall be filled by the Deputy Chairman until a new Chairman is appointed by the Minister.

(c) 1954. c. 33.