STATUTORY INSTRUMENTS

1995 No. 1627 (N.I. 10)

The Ports (Amendment) (Northern Ireland) Order 1995

- - - - - - *28th June 1995*

Title and commencement

1. This Order may be cited as the Ports (Amendment) (Northern Ireland) Order 1995 and shall came into operation on the expiration of 2 months from the day on which it is made.

Interpretation

2. The Interpretation Act (Northern Ireland) 1954[F1] shall apply to Article 1 and the following provisions of this Order as it applies to a Measure of the Northern Ireland Assembly.

Annotations:
F1 1954 c. 33 (N.I.).

Payment of levy: supplementary provisions

3. After Article 17 of the Ports (Northern Ireland) Order 1994[F2] (duty to provide information for purposes of levy) there shall be inserted the following Article—

"**Notice of assessment: supplementary provisions**

17A.—(1) Where a notice of assessment has been served under Article 16(2) on a former relevant port authority ("the authority"), the authority may, within the period mentioned in Article 16(3), by notice in writing request the Department to reconsider the amount of the assessment. The request shall set out the grounds on which the authority alleges that the amount assessed is incorrect.

(2) If it appears to the Department that there are reasonable grounds for believing that the amount of the assessment may be excessive, the Department may direct that Article 16(3) and (4) shall not apply to the whole amount of the assessment but only to such lesser amount as the Department may specify.

(3) If a request for reconsideration is duly made, the Department shall reconsider the amount of the assessment and may confirm or reduce it. An appeal lies to the High Court from any decision of the Department under this paragraph.

(4) The Department may reconsider the amount of an assessment under Article 16(2) in any other case, if the Department thinks fit, and may confirm or reduce it.

(5) When the amount of the assessment is finally determined—