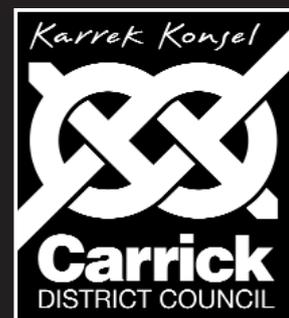


maritime

BYELAWS

For the prevention of danger, obstruction or annoyance to persons bathing in the sea or using the seashore made under Section 76 Public Health Act 1961



Carrick District Council

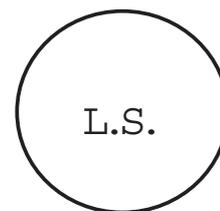
Byelaws made by the Carrick District Council under Section 76 of the Public Health Act 1961 for the prevention of danger, obstruction or annoyance to persons bathing in the sea or using the seashore.

1. These byelaws shall apply to:-
 - (a) the area of sea
 - (i) lying between Porthcuel Ferry and an imaginary line drawn from Castle Point to Carricknath Point;
 - (ii) landward of an imaginary line drawn east-south-east from Messack Point, St. Just Creek;
 - (iii) landward of an imaginary line drawn from the Pandora Inn to Restronguet Point;
 - (b) the seashore in the parish of Gerrans between Pencabe and Pednvadan and therefrom for a distance seaward of one hundred and eighty metres from low water mark of medium tides.
 - (c) the seashore in the parish of Veryan extending between Pendower Hotel and south of Carne and therefrom for a distance seaward of three hundred and fifty metres from mean low water mark save that byelaw number 3 herein shall not apply to the access channel of fifty metres width extending due south from the slipway situate on the foreshore at Carne for a distance seaward of three hundred and fifty metres.
2. In these byelaws, “navigator” means the person who, whether as owner or otherwise, has the charge or control of a pleasure boat and includes a person who, being present, is entitled to give orders to the person having charge or control.
3. No person, being the navigator of a pleasure boat shall during the months of May to September inclusive cause or suffer such vessel to exceed a speed of five nautical miles per hour through the water in respect of the areas referred to in 1(a) above and eight nautical miles per hour in respect

of those areas referred to in 1(b) and (c) above. Provided that this byelaw shall not apply to any person who is:

- (a) taking part in any event organised either by the District Council or by any other person with the consent of the Council in writing; or
- (b) acting in a rescue operation or involved in some other emergency.
- 4. No person, being the navigator of a pleasure boat, shall cause or suffer such vessel to be driven or sailed in a dangerous manner or without due care and attention or without reasonable consideration for other persons.
- 5. No person, being the navigator of a pleasure boat propelled by an internal combustion engine, shall use the pleasure boat unless the engine is fitted with a silencer suitable and sufficient for reducing as far as may be reasonable the noise caused by the escape of the exhaust gases from the engine.
- 6. Any person offending against any of these byelaws shall be liable on summary conviction to a fine not exceeding Level 3 on the Standard Scale.
- 7. Nothing contained in any of the foregoing byelaws shall be deemed to be or shall operate as a grant by or on behalf of the Crown as owner of any part the foreshore and seabed below high water mark of any estate or interest in or right over any such part of the foreshore and seabed, nor shall anything contained in or done under any of the provisions of the foregoing byelaws in any respect prejudice or injuriously affect the rights and interest of the Crown in such foreshore and seabed, or prevent the exercise thereon of any public rights or prejudice or injuriously affect any right, power or privilege legally exercisable in, over and in respect of the foreshore and seabed.
- 8. “Byelaws relating to the seashore made by Truro District Council on 29 January 1964 and 29 February 1973 and confirmed by the Secretary of State on 27 May 1964 and 18 May 1973 respectively are hereby revoked on the day that these byelaws came into operation.”

Given under the Common Seal of)
CARRICK DISTRICT COUNCIL)
this 22nd day of October 1991)



Councillor D L G Hocking
Chairman

J P Winskill
Chief Solicitor

The foregoing Byelaws are hereby confirmed by the Secretary of State and shall come into operation one month after the date on which consent of the Department of Transport is given to the Byelaws.

Signed by Authority of the Secretary of State

1 May 1992
Home Office
London SW1

R J Fries
An Assistant
Under-Secretary of State

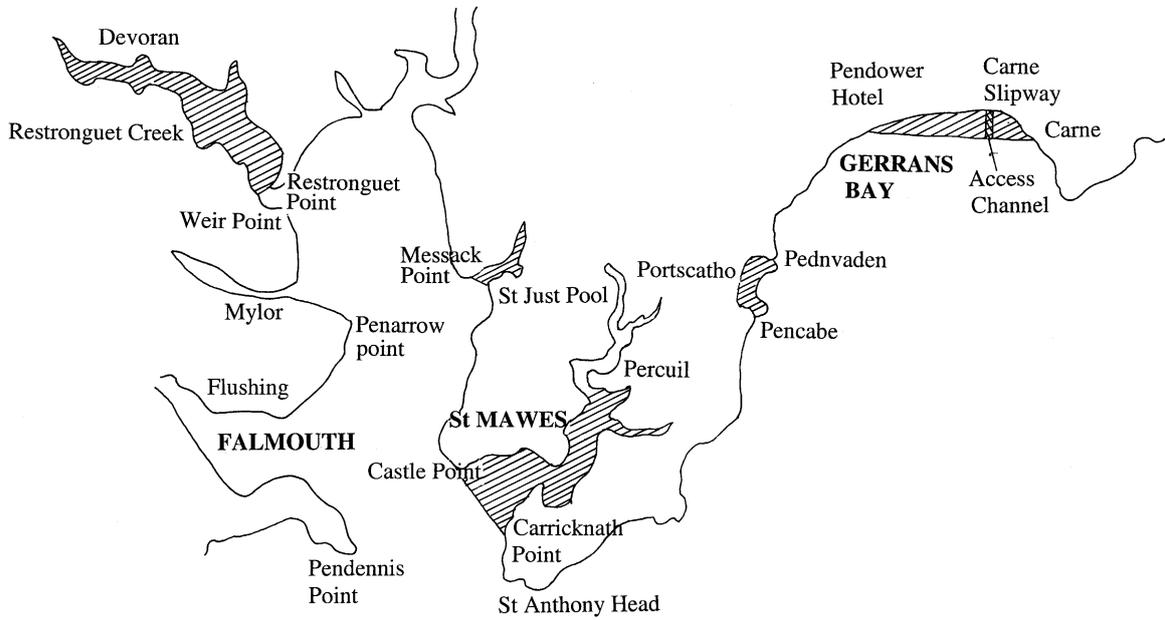
The Secretary of State
for Transport consents

11 May 1992
Department of Transport
London WC1

M W Jackson
An Assistant Secretary
in the Department of Transport

maritime services

The map shows hatched the areas to which these byelaws relate, but does not form part of the byelaws for legal purposes.

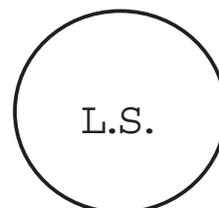


CARRICK DISTRICT COUNCIL

Byelaws made by the Carrick District Council under Section 76 of the Public Health Act 1961 for the prevention of danger, obstruction or annoyance to persons bathing in the sea or using the seashore.

1. The byelaws made by the Carrick District Council under Section 76 of the Public Health Act 1961 made on the 22 October 1991 and confirmed by the Secretary of State for the Home Department on the 1 May 1992 are amended as follows.
2. In Byelaw 1(a) (i) for the words "lying between Porthcuel Ferry and an imaginary line drawn from Castle Point to Carricknath Point" there shall be substituted the words "landward of an imaginary straight line drawn from Castle Point to Carricknath Point".

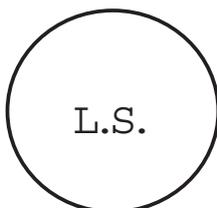
Given under the Common Seal of)
CARRICK DISTRICT COUNCIL)
this 22nd day of September 1992)



Councillor Mrs R E Cox
Chairman

J P Winskill
Chief Solicitor and
Administrative
Services officer

The foregoing Byelaws are hereby confirmed by the Secretary of State and shall come into operation on the 18th day of January 1993.



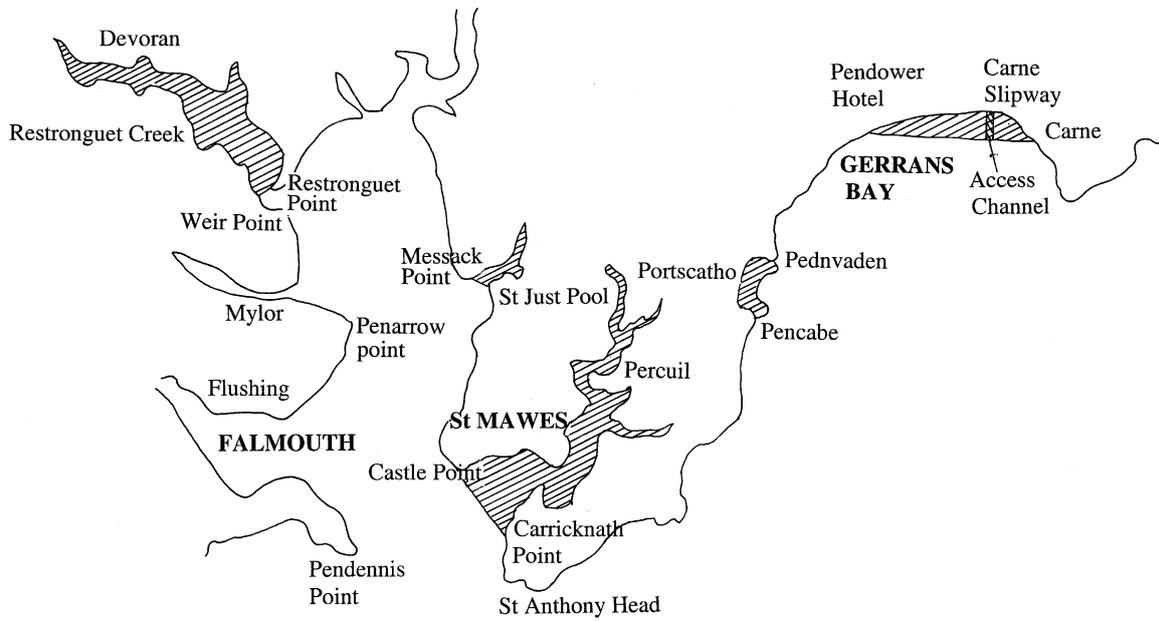
Home Office
London SW1

Signed by Authority of the
Secretary of State

M E Head
An Assistant
Under-Secretary of State

maritime services

The map shows hatched the areas to which these byelaws relate, but does not form part of the byelaws for legal purposes.



For help and advice contact:

Harbour Office, Town Quay, Truro TR1 2HJ

Tel: **01872 224231** or **272130**

Fax: **01872 225346**

email: abrigden@carrick.gov.uk

Web: www.portoftruro.co.uk

(weekdays between 08.30 - 17.30)

Tel: 01872 224400 (out of hours)

Other useful contacts:

Penryn Harbour Office

Exchequer Quay

Penryn

TR10 8LS

Tel: 01326 373352

*If you require this document in an alternate format please contact **01872 224231**. Please be aware this may incur a short delay.*

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