

## HARBOURS ACT 1964 (AS AMENDED)

### TOBERMORY HARBOUR EMPOWERMENT ORDER 201[ ● ] (the “Order”)

- 1 NOTICE IS HEREBY GIVEN THAT Tobermory Harbour Association (“**the Applicant**”) has applied to the Scottish Ministers for a Harbour Empowerment Order (“**the Order**”) under section 16 of the Harbours Act 1964 (“**the 1964 Act**”).
- 2 The Order will:
  - 2.1 authorise the Applicant to exercise jurisdiction as a harbour authority (within the meaning of section 57 of the 1964 Act) within such area of Tobermory Harbour as is specified in the Order; and
  - 2.2 grant to the Applicant the powers specified in the Order to enable the improvement, management and maintenance of Tobermory Harbour.
- 3 A copy of the Order and the harbour maps (as referred to in the Order) may be inspected, free of charge, between the hours of 9am and 5pm on a Monday, Tuesday, Wednesday, Thursday and Friday at Tobermory Harbour Association, Taigh Solais, Ledaig, Tobermory, Isle of Mull, PA75 6NR until the expiry of the forty two day period specified below. A copy of the draft order can also be obtained by contacting Chris Mackay or Andrew Little of Burness Paull LLP at the undernoted address.
- 4 Paragraph 16 of Schedule 3 to the 1964 Act (which requires information to be supplied concerning a project which is likely to have significant effects on the environment in Great Britain and in another European Economic Area State) does not apply to the application.
- 5 No land is proposed for compulsory acquisition.
- 6 Any person wishing to make an objection to the application to the Scottish Ministers should write to Val Ferguson, Ports and Harbours Branch, Transport Scotland, Area 2G North, Victoria Quay, Edinburgh, EH6 6QQ or email [harbourorders@scotland.gsi.gov.uk](mailto:harbourorders@scotland.gsi.gov.uk) within forty-two days from the date at the foot of this notice quoting Tobermory Harbour Empowerment Order stating the grounds of their objection and giving an address to which correspondence relating to the objection may be sent.
- 7 All objections made, including personal information provided to Scottish Ministers, will be shared with the Applicant who may contact you to discuss your concerns. Names and the text of any representation may also be published on Transport Scotland’s website due to Freedom of Information requirements. If you wish to discuss any issues relating to the use of your personal data please contact the person specified in paragraph 6 of this notice.
- 8 If an objection is duly made to the application and not withdrawn the Scottish Ministers may, before making their decision (i) cause an inquiry to be held, or (ii) give to the objector an opportunity of appearing before and being heard by a person appointed by them.

**Agents for the Applicant**

Burness Paull LLP

Chris Mackay/Andrew Little

50 Lothian Road

Festival Square

Edinburgh

EH3 9WJ

chris.mackay@burnesspaull.com/andrew.little@burnesspaull.com

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