

# LANGSTONE HARBOUR BOARD



## SCHEDULE OF CHARGES, DUES & FEES 2011/2012

For the period 1<sup>st</sup> April 2011 to 31<sup>st</sup> March 2012

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# LANGSTONE HARBOUR BOARD

## LIST OF CHARGES 2011/12

### Part 1 – Introduction

#### 1.1 General

- 1.1.1 All charges, dues and fees are subject to the appropriate rate of Value Added Tax (20%) which is included in the price, except as indicated.
- 1.1.2 Annual charges relate to the period 1st March to end of February following and any part thereof.
- 1.1.3 Seasonal charges, only where applicable, relate to the periods:
- |                             |   |        |
|-----------------------------|---|--------|
| 1st March to 30th September | - | Summer |
| 1st October to end February | - | Winter |
- 1.1.4 All accounts are to be paid promptly and within the time specified. Payment of the charges listed may be required in advance of the service being taken up. Credit and Debit card facilities are available for payments made at the Harbour Office.
- 1.1.5 All annual payments connected with these conditions are made for the year commencing 1 March in any year. No refund is made for a part of a year whether a right privilege, facility or service ceases to be used or enjoyed during the relevant year or whether a right privilege facility or service commences to be used or enjoyed or is granted during the year to which the relevant dues, tolls levy rents, fees or other charges relate.
- 1.1.6 The appropriate rate shown on the Board's schedule of charges will be applicable to all services rendered, whether or not made known specifically to the customer prior to rendering the service.
- 1.1.7 Penalty for evading payment of charges – Section 43 (Harbours, Docks & Piers Clauses Act 1847)  
“If the master of any vessel or the owner of any goods evades payment of the rates payable to the undertakers in respect of such vessel or goods, or any part thereof, he shall pay to them three times the amount of the rates of which he shall so have evaded the payment, and the same shall be recovered from such master or owner respectively in the same manner as penalties imposed by this Act are directed to be recovered, or by action in any court of competent jurisdiction.”
- 1.1.8 Failure to notify the harbour office of arrival, or departing the harbour without paying harbour charges, will be construed as an attempt to evade the payment of harbour charges.
- 1.1.9 All lengths referred to are overall lengths that, in the context of these charges, include bowsprit, pushpit, stern davit, and/or bumpkin etc. as determined by the Harbour Master if required.
- 1.1.10 Application for and acceptance of a mooring, quay berth, compound space, pontoon berth or other facility, implies acceptance of the rate of charge currently in force and of the conditions of issue including that the Board and its staff are indemnified against any claims arising from or in connection with such berth or facility, save only as the Authority may be liable under the Unfair Contracts Terms Act 1977.
- 1.1.11 The lawful orders or directions of the Harbour Master and other authorised officers must always be obeyed promptly.
- 1.1.12 No facility granted may be shared, assigned or sub-let without the prior consent of the Harbour Master in writing and further charges may apply.

- 1.1.13 The Board have the right to exercise a general lien upon any vessel, and/or her gear and equipment, whilst in or upon the harbour premises, or afloat, until such time as the monies due to the Board from the applicant in respect of such vessel whether on account of storage or mooring charges or otherwise, shall be paid.
- 1.1.14 No person shall use a mooring to place a vessel of a different size than that applied for, without the applicant obtaining the approval of the Harbour Master in writing.
- 1.1.15 In the event of the applicant selling or otherwise disposing of the vessel authorised to use the mooring, the Harbour Master shall be notified in writing.
- 1.1.16 The Harbour Master may vary these charges and/or levy additional charges in respect of anything done or provided by (or on behalf of) the Harbour Authority in accordance with the Harbours Act 1964 and all powers delegated to the Harbour Master by the Langstone Harbour Board.

## **1.2 Definitions**

### **1.2.1 Limits of the Harbour**

The limits of the Harbour shall comprise the area as set out in Section 7 of the Pier and Harbour Order (Langstone Harbour) Confirmation Act, 1962.

### **1.2.2 Recreational Vessels**

Any vessel, less than 50m LOA, used solely for the purpose of recreation.

### **1.2.3 Commercial Vessels**

Recreational vessels of 50m LOA and over, vessels used for the carriage of cargo and all other vessels, including naval vessels, dredgers, workboats, tugboats, barges and pilot boats used for any purposes other than recreation except Motor Fishing Vessels as defined in 1.2.4.

### **1.2.4 Motor Fishing Vessels**

A registered Motor Fishing Vessel licensed by the government department responsible for fisheries and displaying a bona fide fishing number, the owner/master of which is engaged in commercial fishing for his sole or main income.

### **1.2.5 Boats in Club Compounds**

Vessels associated with a recognised club, association or other organisation in Langstone Harbour, which are permanently stored in compound storage ashore at the premises of that club, association or organisation and do not have a permanent mooring in the Harbour.

### **1.2.6 Work Within the Harbour**

The loading, discharging, transport, carriage, storing or accommodation of goods, cargo, dry, liquid or gaseous commodities, livestock or passengers. The carrying out of any project for any purpose including but not limited to photographic, film or other artistic work on or by any vessel. Capital dredging; diving support; pile driving or pile removal; laying or recovering an under water cable or pipeline; laying, maintenance, survey or recovery of mooring anchors, ground tackle, risers or buoys; surveying, scientific research, water sampling or core sampling; and drilling into the river bed for any purpose. Any other project resulting in the construction or removal of any structure or the alteration of the harbour bed or infrastructure. Operations carried out by HM Customs, immigration officers, police and fisheries patrols but excluding fire fighting and search and rescue operations.

### **1.2.7 Passenger**

Any person carried that is not essential to the running of the vessel or any person who has paid to be transported, accommodated or trained on the vessel on which he/she is embarked.

### **1.2.8 Further Definitions**

Definitions contained within the Harbours Act 1964, the Pier & Harbour (Langstone Harbour) Confirmation Act, 1962 (as amended) and the Langstone Harbour Byelaws 1993 are applicable where appropriate.

# PART 2 – Harbour Dues

## 2.1 General

- 2.1.1 Harbour Dues are normally payable on all vessels entering, within or leaving the harbour. Harbour Dues relate to a particular vessel and are not transferable. No refunds or partial refunds are normally given. An adhesive harbour plaque is supplied as evidence that harbour dues have been paid. This plaque must be prominently displayed on the vessel for which it was issued. Vessels not displaying an appropriate plaque will be deemed not to have paid harbour dues.
- 2.1.2 Harbour Dues plaques that are lost, mislaid, or stolen must be reported to the harbour office as soon as practicable. Replacement plaques will be charged at the full rate applicable to vessels up to 25 feet.
- 2.1.3 Bona-fide tenders of up to 3.0m LOA are covered by the payment of harbour dues on the parent vessel. Such tenders must be clearly and uniquely identifiable. Only one tender per vessel is covered in this way. Tenders may only be used for transport to and from the parent vessel and/or mooring. Craft of 3.0m and under which are not bona fide tenders will attract Harbour dues at the rate appropriate to their length, as specified on the Board's Scale of Charges.
- 2.1.4 Small vessels of 3m LOA or under for which the only means of propulsion is either oars or paddles and which are not normally berthed within the limits of the harbour, single canoes of less than 4m LOA and sailboards and rowing skiffs are exempt from the payment of harbour dues.
- 2.1.5 Boats in Club Compounds are only eligible for discounted Harbour Dues if they are always stored ashore when not in use. All boats moored in Langstone Harbour, except where the Harbour Master is satisfied that the boat has been left in the Harbour because of an emergency, are liable for full harbour dues appropriate for the length of vessel.
- 2.1.6 Safety and or rescue vessels may be exempted from Harbour Dues by agreement with the Harbour Master. Except that all RNLI vessels will be exempt from the payment of Harbour Dues and mooring fees.
- 2.1.7 HM Ships, Customs and Excise vessels and craft in the service of Trinity House may be exempt from the payment of Harbour charges except as may be otherwise agreed with the Harbour Authority.
- 2.1.8 At the discretion of the Harbour Master, Harbour Charges may be offered at concessionary rates for vessels taking part in organised events within Harbour limits if permission is sought and granted in advance of the event and the names and lengths of the vessels involved are made available to the Harbour Master.

## 2.2 Commercial Vessels

- 2.2.1 This section applies only to commercial vessels (as defined in 1.2.3). Prices are exclusive of VAT.
- 2.2.2 Commercial vessels remaining in the Harbour for longer than seven days on any one visit will be charged at the per visit rate for every week or part thereof exceeding the first seven days in the harbour.
- 2.2.3 Commercial vessels laid up and not working within the harbour will be charged for every month or part thereof as determined by the Harbour Master. Arrangements to lay up in Langstone Harbour must be agreed by the Harbour Master in advance.

<b>Harbour Dues (Exclusive of VAT)</b>	<b>£</b>
<b>Per Gross Ton per visit</b>	0.273

## 2.3 Non Commercial Vessels

- 2.3.1 Charges are levied according to length per annum or part thereof expiring end of February following. Prices are exclusive of VAT unless specified.
- 2.3.2 Payment of Annual Harbour Dues must be signified by the display of the Harbour Authority plaque which will be issued when payment is made. Failure to display a plaque may result in daily charges being applied as detailed in part 3. The display of any plaque issued in respect of another vessel will be taken as an attempt to evade the payment of harbour dues.
- 2.3.3 Boats in Club compounds will be liable for the full annual rate applicable if moored in the Harbour without the prior consent of the Harbour Master.
- 2.3.4 Vessels normally moored between Hayling road bridge and Langstone Harbour limits which have paid harbour dues to Chichester Harbour Conservancy are not liable for harbour dues.

Harbour Dues (Inclusive of VAT @ 20%)	£
Annual up to 7.62 metres	38.00
Annual over 7.62 metres	75.20
Boats in Club Compounds Annual up to 7.62 metres	19.00
Boats in Club Compounds Annual over 7.62 metres	37.60
Visitors Daily Charge	6.25
Club Open events	2.80

## 2.4 Cargo (Goods) Dues

- 2.4.1 Cargo dues are levied as follows (VAT exempt for vessels of over 15 GRT).
- 2.4.2 Cargo dues apply to both import and export cargoes.
- 2.4.3 Charges for cargo other than shown below on application to the Harbour Master

Cargo Dues (Exclusive of VAT)	P
Marine Aggregates in bulk	18.93p
Other Sand and Stone Products in bulk	24.21p
Slag	24.21p
Grain	31.53p
Salt	36.32p
Dredged Spoil/Silt	12.77p
Other Break-bulk cargoes	49.68p
Cargo other than above	At discretion of Harbour Master

# PART 3 – Slipway/Visitor Charges

## 3.1 Launching and Recovery Fees and Visitor Charges

- 3.1.1 This section applies to vessels launching or recovering in Langstone Harbour and to visiting vessels not charged at the commercial rate (see section 2.2)
- 3.1.2 All charges quoted within this section are inclusive of VAT unless stated. These charges are combined charges that include harbour dues, mooring fees and other charges where applicable.
- 3.1.3 No refunds or partial refunds will be given.
- 3.1.4 Annual launching passes of any description shall not be valid if changes in owner and vessel details are found not to have been supplied to the Board in writing prior to using any harbour facility.
- 3.1.5 No reduction in the charge for an Annual Slipway Launching pass will be permitted.
- 3.1.6 Combined charges for water skiing include entitlement to launch, which may not be extracted from the charge for the purpose of partial refunds.
- 3.1.7 Launching charges include recovery charges.
- 3.1.8 Annual launch passes, including annual water ski licences, entitle the holder to launch and recover at the public slipways at Hayling Island, Eastney and Broadmarsh.
- 3.1.9 Pontoon berths may only be used by agreement with the Harbour Master.
- 3.1.10 No refund or allowance will be made for vessels changing from the daily to the annual tariff.
- 3.1.11 Annual launch passes are issued at the discretion of the Harbour Master.
- 3.1.12 Annual launch passes do not include trailer-parking charges. Vehicles and trailers are not permitted to park on the harbour premises, including the slipway and foreshore, without the prior permission of the Harbour Master.

<b>Daily Charges (inc. VAT@ 20%)</b>	<b>£</b>
Slipway launching	12.50
Visitor Mooring	12.50
Pontoon berthing – per day	19.00
Pontoon berthing – per hour	5.80

<b>Annual Charges (inc. VAT@17.5%)</b>	<b>£</b>
Annual Slipway Launching	81.20

### 3.2 Personal Watercraft (Jet skis)

- 3.2.1 All personal watercraft (jet skis) must be registered with the Harbour Authority and a declaration of insurance made.
- 3.2.2 Jet skis are only permitted to use the harbour with the written consent of the Harbour Master (Byelaw 53)
- 3.2.3 Jet ski permits are not transferable and no refunds will be made.
- 3.2.4 The jet ski permit is the Board's written consent to use the harbour in accordance with Byelaw 53. Harbour dues and a launching fee must still be paid.
- 3.2.5 Any discount, which may be offered to PWC users from time to time, in respect of membership of an approved club, is at the discretion of the Board.
- 3.2.6 Evidence of membership of an approved club, will be required at the time of application for a permit. Discounts will not be made retrospectively.

<b>Personal Watercraft (Jet Skis) Permit (inc. VAT@ 20%)</b>	<b>£</b>
Annual charge	56.00

### 3.3 Water Skiing

- 3.3.1 Water skiing in Langstone Harbour is only permitted for members of the Langstone Harbour Water Skiers Association (LHWSA) between 1 April and 31 October.
- 3.3.2 Water ski licenses will not be issued unless a valid certificate of insurance and proof of membership of LHWSA is produced to the Board.
- 3.3.3 The charge for a water ski license is a combined charge that may not be broken down.
- 3.3.4 Membership fees for the LHWSA are not part of the license issued by the Board.
- 3.3.5 Water skiing in Langstone Harbour is permitted strictly in accordance with the rules of the LHWSA and the Langstone Harbour Board.

<b>Water Ski Licences (inc. VAT@ 20%)</b>	<b>£</b>
Daily charge	41.30
Annual charge	142.50

# PART 4 – Langstone Harbour Board Moorings, Berths & Facilities

## 4.1 General

- 4.1.1 The allocation of moorings and facilities is entirely at the discretion of the Harbour Master.
- 4.1.2 Permanent moorings and berthing facilities are allocated on an annual basis, 1<sup>st</sup> March to the end of February following.
- 4.1.3 No refund of mooring fees will be given.
- 4.1.4 Owners must ensure that the vessel is provided with a sufficient number of fenders adequate for the size of vessel, so as to prevent damage to other vessels, quays or other property (Byelaw 23).
- 4.1.5 For Tidal moorings, it is the responsibility of the licensee to ensure that the mooring is maintained at all times in a fit and safe condition for its purpose. This includes digging in the mooring block, the provision of adequate fastenings and periodic inspection of the mooring equipment.
- 4.1.6 With the exception of Board owned Deep Water moorings the licensee is responsible for all mooring equipment on the licensed site, including blocks, sinkers, riser chains and buoys. The licensee is responsible for removing all mooring equipment from the site on determination or expiration of the period of allocation of the mooring licence.

## 4.2 Annual Mooring Charges

- 4.2.1 All prices include Harbour Dues and VAT
- 4.2.2 ZONE 1
- (A) That part of the harbour situated to the south of a line formed by the intersection of the following two transit lines:
    - (i) A line running in a true east/west direction from the most northerly point of the concrete structure known as the Mulberry Harbour and
    - (ii) A line of sight from the North West Sinah buoy to the eastern end of Great Salterns Quay
  - (B) That part of the harbour in or adjacent to Chalk Dock Lake and Budds Farm Wall occupied by J and K mooring areas.
- ZONE 2
- (A) That part of the harbour situated to the north of the line defined in Zone 1(A) and south and west of a line formed by the intersection of the following two transit lines:
    - (i) A line running approximately north/south on the line of the old railway bank north-east of the Kench and
    - (ii) A line running in a true east/west direction from the North West Sinah buoy through the dredger wreck mark to the shore.
  - (B) That part of the harbour to the north of a line drawn in a true east/west direction from the northern edge of Kendall's Wharf to Russell's Island.
- ZONE 3 All other parts of the harbour not included within Zone 1 or 2.

<b>Board Deep Water Moorings (£) (inc. VAT@ 20% &amp; HC's)</b>	<b>Zone 1</b>	<b>Zone 2</b>	<b>Zone 3</b>
Up to 7.62 metres	665.80	620.20	573.20
7.63 metres to 9.14 metres	829.50	771.85	717.30
9.15 metres to 10.67 metres	952.30	885.60	823.40
10.68 metres to 12.19 metres	1076.60	1000.80	927.30
Over 12.2 metres – per each additional 0.31 metres	25.80	23.50	22.00

<b>Tidal Moorings (£) (inc. VAT@ 20% &amp; HC's)</b>	<b>Zone 1</b>	<b>Zone 2</b>	<b>Zone 3</b>
Up to 7.62 metres	117.70	113.60	109.65
Over 7.62 metres	218.50	211.30	204.15

<b>Warner's Moorings (£) (inc. VAT@ 20% &amp; HC's)</b>	<b>£</b>
Up to 7.62 metres	179.25
Over 7.62 metres	337.40

<b>Privately Owned Deep Water Moorings (£) (inc. VAT@ 20%)</b>	<b>Zone 1</b>	<b>Zone 2</b>	<b>Zone 3</b>
Up to 7.62 metres	160.10	151.30	140.80
7.63 metres to 15.25 metres	261.10	246.80	231
Over 15.25 metres	296.50	280.50	261

## **4.3 Registration Fees**

4.3.1 Registration fees are not refundable

<b>Registration Fee (inc. VAT@ 20%)</b>	<b>£</b>
Private Land Owners	2.00

# PART 5 – Langstone Harbour Board Services and Other Charges

## 5.1 Utilities

- 5.1.1 Electricity is available at the Harbour Board premises on Hayling Island via coin-operated meters.
- 5.1.2 For water taken by small vessels there is no charge.

## 5.2 Labour and Equipment Charges

- 5.2.1 There are length, breadth and weight restrictions on the slipway trolley at the Harbour Board premises. Customers wishing to use this facility must provide assurance that their vessel complies with the safety requirements for this facility.
- 5.2.2 Use of the forklift truck for lifting/moving goods and equipment is at the Harbour Master's discretion.
- 5.2.3 Use of mobile commercial cranes on Harbour Property/Estate is at the discretion of the Harbour Master. A charge may be made for permitting this equipment to be used on the premises.
- 5.2.4 Enhanced rates will be charged, out of ordinary working hours, where overtime is required to be worked. If staff have to be called out, a minimum of 2 hours overtime will be charged (per person).
- 5.2.5 Langstone Harbour Board personnel and equipment (subject to availability) are charged out at the following rates, all including VAT. Use of these facilities is at the Harbour Master's discretion.
- 5.2.6 Towing services are provided at the discretion of the Harbour Master.

<b>Labour and Equipment Charges (inc. VAT@ 20%)</b>	<b>£</b>
Boat – for transport (Inc. Crew) per hour. (Min. charge 15 minutes)	149.30
Boat – for towing (Inc. Crew) per hour. (Min. charge 15 minutes)	198.95
Land Rover (with driver) per hour (Min charge 15 minutes)	98.65
Mooring Lighter per hour	254.70
Laying or re-positioning mooring (per mooring)	115.80
Harbour Master per hour	71.10
Deputy Harbour Master per hour	56.90
Harbour Staff per hour	42.70

### 5.3 Storage & Berthing

- 5.3.1 Vessels using the Board’s premises for boat storage do so at their own risk and subject to the terms for storage available at the Harbour Office.
- 5.3.2 It is a condition of storage that boats should display a current harbour plaque.
- 5.3.3 The storage of trailers in the Board’s compound is at the discretion of the Harbour Master.

<b>Compound Storage and Berthing (inc. VAT@ 20%)</b>	<b>£</b>
Compound storage for boats per metre per week (min. charge 5 metres)*	3.20
Tenders – per season*	73.60
Berthing on quay wall (per day)	38.40
Berthing on compound slipway (per day)	38.40
Trailers in Compound (per day)	14.90
Trailer trolley (per launch or recovery)	61.30

\*Charged per 6 months: April - September, October - March

### 5.4 “Touch and go” charges

- 5.4.1 Applicable to charter fishing vessels embarking and disembarking passengers on the Hayling and Eastney ferry pontoons

<b>Touch and Go (inc. VAT@ 20%)</b>	<b>£</b>
Charge per annum	146.80

### 5.5 Miscellaneous Charges

- 5.5.1 A minimum location fee of £250 per day will be charged for use of the harbour for commercial filming or photographic shoots.

# PART 6 – Pilotage

## 6.1 Services of a Pilot and/or Pilot Boat (Exclusive of VAT)

1. The Langstone Harbour Board is the Competent Harbour Authority for Langstone Harbour but the Board has made arrangements with the Southampton Competent Harbour Authority for certain functions under the Pilotage Act 1987, relating to the embarking and disembarking of pilots, which may be carried out by another Competent Harbour Authority, to be exercised on its behalf by the Southampton Competent Harbour Authority.
2. **Area of Jurisdiction**

The limits within which the Authority shall have jurisdiction for the purposes of pilotage under Part I of the Pilotage Act 1987 shall include (in addition to the Harbour, as defined in Section 7 of the Pier and Harbour Order (Langstone Harbour) Confirmation Act 1962) the area of the Solent outside the Harbour as lies to the west of Longitude 001° 00.0'W, to the north of a line bearing 090° from Saint Helen's Fort (Latitude 50° 42.28'N. Longitude 001° 04.96'W) and to the east of a line bearing 000° from Saint Helen's Fort to latitude 50° 44.0'N, thence to the east end of the Eastney Point outfall (Latitude 50° 47.2'N. Longitude 001° 01.6'W)
3. **Compulsory Pilotage**

Vessels subject to compulsory pilotage:-

  - (a) Vessels of 48 metres or more in overall length
  - (b) Vessels of 20 metres or more in overall length carrying more than 12 passengers
4. **Exemptions from Compulsory Pilotage**

The following categories of vessel are exempted from compulsory Pilotage by Langstone Harbour CHA:

  - (a) A vessel in transit through the Solent on passage to or from any position west of a line bearing 000° from Saint Helen's Fort to latitude 50° 44.0'W, thence to the east end of the Eastney Point outfall, provided such vessel does not proceed North of the Langstone Fairway Beacon (latitude 50° 46.28'N)
  - (b) A vessel going to anchorage in St. Helen's Roads except vessels on passage out of Langstone Harbour.
  - (c) A vessel entering that part of the area of jurisdiction which lies to the south of the Langstone Fairway pile for the purpose of carrying out dredging activity in a dredging area licensed by the Crown Estate.
  - (d) Vessels in Government service except when berthing or unberthing at any non-Ministry of Defence facility.
5. **Vessels under Tow**

For the purposes of this Direction the length of a tug and tow shall be the distance from the forward end of the towing vessel to the stern of the last vessel towed and this length will be considered the "overall length" for the purpose of section 3 above.

<b>Pilotage Charges (Exclusive of VAT)</b>	<b>£</b>
Vessels up to 70 metres LOA (per act)	398.24
Vessels over 70 metres LOA (per act)	584.43

## 6.2 Charges for Pilotage Exemption Certificates

<b>PEC Charges (Exclusive of VAT)</b>	<b>£</b>
Certificate for a vessel exceeding 80 metres LOA	237.63
Certificate for a vessel not exceeding 80 metres LOA	118.81
Annual Certificate renewal	59.84
Re-examination of Annual Certificate	118.81
Certificate amendment	24.76
Extension of Certificate within Langstone Harbour	59.84
Self Pilotage Charges	6.67