

**PART IV  
GENERAL**

Miscellaneous  
offences

- 13.** (1) Any person who —
- (a) bathes from the wharf; or
  - (b) discharges any litter or refuse, of any kind whatsoever, onto the wharf except into a receptacle provided for that purpose; or
  - (c) offers for sale on the wharf, any food, drink or other commodities of whatsoever nature, except in accordance with the terms and conditions of any written permission in that behalf given by the Comptroller of Customs; or
  - (d) posts, distributes or displays any advertisement, sign or notice on the wharf, except in accordance with the express permission of the Comptroller of Customs; or
  - (e) defaces, destroys, disturbs, removes or in any way injures any barrier, marker, fitting or structure on the wharf,

shall be guilty of an offence and shall be liable on summary conviction to a fine of one hundred and forty dollars.

(2) Any person who contravenes any provision of these Regulations for which no other specific penalty is provided shall be guilty of an offence and shall be liable on summary conviction to a fine of seventy-five dollars.

SI 57/1967

**POTTERS CAY WHARF REGULATIONS**

(SECTION 6)

*[Commencement 27th October, 1967]*

Title

**1.** These Regulations may be cited as the Potters Cay Wharf Regulations.

Interpretation

**2.** In these Regulations, unless the context otherwise requires —

“ship” includes any vessel;

“vehicle” means any wheeled vehicle, whether or not self-propelled, and includes a forklift truck and a mobile crane;

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“wharf” means the Potters Cay Wharf, including the causeway connecting the same to East Bay Street but does not include the abutment adjacent thereto, nor the bridge to Paradise Island nor its approaches.

3. No person shall bring any ship alongside the wharf except to a berth allocated for the use of that ship by the Port Director or by an officer authorised by him.

Berths to be allocated by Port Director.

4. The master of any ship berthed at the wharf shall not permit —

Restrictions on ships berthed at wharf.

- (a) any life boats to be swung out or lowered from the ship over any part of the wharf;
- (b) any ship’s propeller to be continuously in motion for more than twenty minutes at any one period without the prior permission of the Port Director; or
- (c) the sounding of any horn, siren or whistle except for navigational purposes or to warn passengers prior to departure, or in an emergency.

5. When so instructed by the Port Director, the master of any ship berthed at the wharf shall change her berth or remove or double any lines or place rat guards on all lines; and if any master neglects to comply with any such instructions the necessary action to ensure compliance therewith may be taken by the Port Director, or any person authorised by him, and the expense of so doing shall be recoverable by the Port Director as a civil debt due jointly and severally from the master, owner and agent of the ship.

Master to comply with Port Director’s instructions.

6. (1) All cargo to be loaded onto or discharged from any ship berthed at the wharf and all cargo handling equipment on the wharf shall be stored in such manner and at such places on the wharf as may be approved by the Port Director.

Handling of cargo.

(2) A ship owner and his agent shall be jointly and severally responsible for the clearance of all cargo discharged from or consigned to the ship at the wharf and for leaving the areas of the wharf set aside for storage of cargo in a clean and tidy condition; and if default is made in compliance with this paragraph the Port Director

may take such action as may be necessary to ensure compliance therewith and may recover the cost of so doing as a civil debt due from the owner or agent responsible.

Prohibition on smoking.

7. No person shall smoke in any transit shed provided or used on the wharf for the storage of cargo, and any person who contravenes the provisions of this regulation shall be liable on summary conviction to a fine of one hundred and forty dollars.

Traffic circulation.

8. Vehicular traffic on the wharf shall circulate in accordance with any traffic sign placed thereon with the approval of the Port Director or as may be directed from time to time by the Dockmaster.

Control of vehicles.

9. (1) No vehicle shall be driven on the wharf at a speed in excess of ten miles per hour.

(2) No vehicle shall be parked on the wharf except with the specific authority of the Dockmaster or other officer authorised by the Port Director, and subject to such conditions and restrictions as he may impose.

(3) The driver of any vehicle using the wharf shall comply with all lawful directions of the Dockmaster with respect to the use, movement or parking of such vehicle thereon.

Miscellaneous offences and penalty.

10. (1) Any person who —

- (a) discharges any litter or refuse of any kind onto the wharf except into a can or receptacle provided for that purpose; or
- (b) sells or offers or exposes for sale on the wharf any food, drink, or other merchandise of whatsoever nature except in accordance with the terms and conditions of any written permit previously given in that behalf by the Port Director; or
- (c) posts or distributes or displays any advertisement, sign or notice on the wharf without the permission of the Port Director; or
- (d) defaces, disturbs, destroys or removes or in any way damages any barrier, marker, fitting or structure on the wharf,

shall be guilty of an offence and shall be liable on summary conviction to a fine of one hundred and forty dollars.

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(2) Any police officer or any officer authorised by the Port Director may seize and detain any merchandise in respect of which an offence against paragraph (1)(b) of this regulation is committed in his view and the court may, upon convicting any person of any such offence, order that the merchandise be forfeited or destroyed.

**11.** Any person who contravenes any provision of these Regulations for which no other specific penalty is provided, shall be guilty of an offence and liable on summary conviction to a fine of seventy-five dollars. General penalty

## DECLARATION OF PORT AREAS

### (SECTION 11)

The following Port Areas have been declared with the limits described below.

#### SANDY POINT, ABACO

*GN 128/1963*

*[8th June, 1963]*

That area in and surrounding the Island of Abaco bounded by an imaginary line from Sandy Point through Tony Rock (Tony Rock being included in this district) to Duck Cay, thence due south by an imaginary line to Hole in the Wall, thence due south to the 100 fathom line and then following this line via Rocky Point to Sandy Point.

#### MARSH HARBOUR, ABACO

*GN 129/1963*

*[8th June, 1963]*

That area in and surrounding the Island of Abaco bounded by an imaginary line drawn from Sandy Point via east end of Woollendean Cays to the west end of Great Guana Cay thence due north to the 100 fathom line, thence following the 100 fathom line passing Hope Town, Telloo Cay, Pelican Cays, Lynyard Cays, Cherokee Point to Duck Cay, thence by an imaginary line drawn from Duck Cay through Tony Rock to Sandy Point.