



BERMUDA

HAMILTON PORT DUES ORDINANCE 1976

BX 2 / 1976

*[made under section 38 of the Municipalities Act 1923 and brought into operation on 29 March 1976]*

This Ordinance was revoked by 2010 : 45 effective 1 April 2011 and revived by 2013 : 39 effective 1 April 2014

Citation

1 This Ordinance may be cited as the Hamilton Port Dues Ordinance 1976.

Interpretation

2 In this Ordinance, where not inconsistent with the context—

“the Corporation” means the Corporation of Hamilton;

“ship” means a sea-going steamer, motor or sailing ship, and includes a hulk or lighter used locally or otherwise; but does not include—

(i) craft (other than such a hulk or lighter) usually plying in the waters of Bermuda;

(ii) Her Majesty’s ships; and

(iii) ships of war under commission from any foreign power recognized by Her Majesty;

“passenger ship” means a ship engaged in carrying passengers to Bermuda from a place outside Bermuda or from a place in Bermuda to a place outside Bermuda, but does not include a ship whose primary function is the transportation of freight where the number of passengers carried does not exceed twelve;

“wharf” means a wharf belonging to the Corporation which is now designated by reference to any one of the following numbers : 1, 5, 6, 7 or 8.

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### Port dues

3 The port dues payable in respect of any ship using any part of, or lying alongside, any wharf shall, except as hereinafter otherwise provided, be computed by reference to the overall length of such ship at the following respective rates:

- (i) Any passenger ship - \$7.00 per metre (and any fractional part of a metre) per day;
- (ii) Any other ship - \$2.00 per metre (and any fractional part of a metre) per day:

Provided always that:—

- (a) the port dues payable in respect of a ship after the first day, reckoning such day as twenty-four hours from the time of the ship commencing to use part of, or coming alongside, the wharf, shall be one-third of a day's port dues for each hour (and any part of an hour) up to a maximum of three hours for the second or any subsequent day reckoned as above; and
- (b) the minimum daily port dues payable in respect of any ship shall be \$200.00.

*[Paragraph 3 amended by BR 27/1999 reg 3 effective 1 May 1999]*

### Payment of dues

4 (1) The port dues shall be payable by the owner, master or agent of the ship on the demand of the Treasurer of the Corporation, or of any person authorized by him in writing to receive the same.

(2) The port dues for each day or part of a day shall, if so demanded as hereinbefore provided, be payable at any time after the commencement of such day or part of a day.

### Revocation

5 *[omitted]*

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*[Amended by:*

BR 27 / 1999

2010 : 45

2013 : 39]