



CONDITIONS OF ALLOCATION FOR FALMOUTH HARBOUR COMMISSIONERS OUTHAUL BERTHS

CONDITIONS

1. Application forms must only be completed by the owner of the craft concerned.
2. All vessels are subject to the provisions of the Harbours, Docks and Piers Clauses Act 1847, the Harbours Act, 1964 and Regulations made thereunder, the Falmouth Harbour Acts and Orders 1870 to 1991, and Bye-laws made under those enactments by the Falmouth Harbour Commissioners.
3. All fees must be paid within 30 (thirty) DAYS of notification that a mooring or mooring site has been allocated and A CURRENT PHOTOGRAPH OF THE VESSEL MUST BE SUPPLIED. The Commissioners reserve the right to cancel any allocation if the fees are not paid within this period.
4. F.H.C. outhaul berths are allocated for either Summer Season: 1st April to 31st October and/or Winter Season: 1st November to 31st March. Outhaul berths are allocated for one season.
5. Failure of an owner to use a Falmouth Harbour Commissioners outhaul for his own boat for two consecutive years will result in forfeiture of the facility.
6. **OUTHAUL BERTHS MUST NOT BE SUB-LET OR LENT TO OTHERS.**
7. **OUTHAUL BERTHS ARE NOT TRANSFERABLE.** They are assigned to an owner, not a craft, and may under no circumstances be assigned to the new owner of a craft.
8. The allocation of a berth for a particular vessel shall last only for the stated period and shall cease on the final day of the season, before which date application for renewal must be made.
9. **OUTHAUL BERTHS SHALL ONLY BE USED BY VESSELS OF LESS THAN 5.0 METRES LENGTH AND 1.5 METRES BEAM,** under no circumstances should these dimensions be exceeded.
10. The Falmouth Harbour Commissioners, their Officers and Servants shall not be held liable for loss or damage to or caused by any vessel or its contents except such as may be directly attributable to the neglect or negligence of the Harbour Commissioners, their Officers or Servants.
11. A boat owner who has paid to hire a F.H.C. outhaul berth for a particular season and subsequently sells his boat is not entitled to any refund of the hire charge. Berth fees paid to secure use of a berth for the following season are non-refundable.
12. Outhauls and ground chains are maintained by F.H.C. staff. No maintenance is to be carried out on the outhauls by the berth holder. Any defects or problems must be reported to F.H.C. staff.
13. Any breach of these conditions may result in the allocation of the berth being cancelled without refunding any part of the fee paid.