



PORTLAND HARBOUR AUTHORITY'S **PROSECUTION POLICY**



Portland Harbour Authority Limited as the Statutory Harbour Authority for Portland harbour has statutory powers to enforce relevant legislation and in some circumstance's prosecution will be appropriate. Prosecution is a serious step and must be regarded as the ultimate sanction. A prosecution will only be initiated when the alleged conduct has been such that the Harbour Authority cannot impose an appropriate sanction itself and the matter therefore deserves the attention of the court.

The Harbour Authority is committed to assisting other enforcement agencies, including the Police in the pursuance of their statutory duties. The Harbour Authority will liaise with any enforcement agency that may have an interest in any matter being considered for prosecution.

Each case will be considered on its individual merits and a prosecution will only be initiated in accordance with the Harbour Authority's enforcement policy. Having duly considered the Harbour Authority's internal policies due regard will be given to the Code for Crown Prosecutors. Any decision to initiate a prosecution will be recorded in writing and the reasons for initiating the prosecution will be given.

Any investigation carried out by the Harbour Authority will be conducted pursuant to the Police and Criminal Evidence Act 1984 with due regard to the applicable Code of Practice.

The Harbour Authority recognises that once a prosecution has been commenced control of the matter is ceded to the Courts and the Criminal Justice System.

This statement is approved by the Board of the Harbour Authority and will be reviewed within the next 3 years.

[Signed on original]

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Chairman

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Date