STATUTORY INSTRUMENTS

1974 No. 996

WATER, ENGLAND AND WALES

The Anglian Water Authority (Bowthorpe Borehole) Order 1974

Made - - - 10*th June* 1974

Coming into Operation 24*th June* 1974

The Secretary of State for the Environment in exercise of the powers conferred by section 23 of the Water Act 1945(**a**) and now vested in him (**b**), and of all other powers enabling him in that behalf, hereby orders as follows:—

Citation and commencement.

1.—(1) This order may be cited as the Anglian Water Authority (Bowthorpe Borehole) Order 1974 and shall come into operation on 24th June 1974.

(2) This order shall be included among the enactments which may be cited together as the Anglian Water Authority Orders 1974.

Interpretation.

2. In this order—

"the Authority" means the Anglian Water Authority;

"the deposited plan" means the plan prepared in duplicate, signed by an Under Secretary in the Department of the Environment and marked "Plan referred to in the Anglian Water Authority (Bowthorpe Borehole) Order 1974", one duplicate of which has been deposited and is available for inspection at the offices of the Authority and the other at the offices of the Secretary of State for the Environment;

"the land" means the land described in Schedule 2 to this order;

"the Third Schedule" means the Third Schedule to the Water Act 1945;

"the undertaking" means the undertaking of the Authority as for the time being authorised by any enactment.

Application of certain provisions of Third Schedule.

3. For the purposes of this order, the provisions of the Third Schedule which are specified in column (1) of Schedule 1 to this order shall, subject to the modifications set out in column (2) thereof, apply to the undertaking and are hereby incorporated with this order.

Power to continue, construct and maintain works.

4. The Authority may—

(*a*) continue and maintain the existing borehole constructed on or under the land;

(*b*) construct and maintain a further borehole or boreholes on or under the land;

(*c*) construct and maintain a pumping station on or under the land (to be called "the Bowthorpe Pumping Station");

(**a**) 1945 c. 42.
(**b**) S.I. 1951/142, 1900, 1970/1681 (1951 I, pp. 1348, 1347; 1970 III, p. 5551).

(*d*) construct and maintain on and under the land (in addition to the works authorised by section 4 of the Third Schedule as applied to this order), all such wells, bores, adits and headings as may be necessary or expedient for the purpose of abstracting water by means of the Bowthorpe Pumping Station.

Works to form part of the undertaking.

5. The works authorised by this order shall for all purposes form part of the undertaking.

SCHEDULE 1

PROVISIONS OF THIRD SCHEDULE APPLIED

Provisions applied (1)	Modifications (2)
Section 4 (General power to construct subsidiary works)	(i) The words "and to any other provisions of the special Act limiting the powers of the undertakers to abstract water" shall be omitted; (ii) after the words "any land" there shall be inserted the words "described in the special Act and"
Section 91 (Mode of reference to arbitration)	—
Section 92 (Liability of undertakers to pay compensation)	—
Section 93 (Protection for works of navigation authorities and for catchment boards and railways	—
Section 94 (Copies of special Act to be kept by undertakers in their office, and deposited with certain officers)	—

SCHEDULE 2

Land at Bowthorpe in the City of Norwich coloured red on the deposited plan comprising 0·133 hectares or thereabouts and having the grid reference 087 186 on the 1/2500 Ordnance Map of Norfolk (revision of 1969) sheet LX111-9.

J. R. Niven
An Under Secretary in the Department of the Environment.

Signed by authority of the Secretary of State
10th June 1974

Printed in England by McCorquodale Printers Ltd., and published by Her Majesty's Stationery Office
150/P12093/1 L38 K9 6/74
3p net
ISBN 0 11 040996 5