STATUTORY INSTRUMENTS

1976 No. 861

WATER, ENGLAND AND WALES

The Anglian Water Authority (Didlington Borehole and Reservoir) Order 1976

Made - - - *2nd June* 1976

Coming into Operation *14th June* 1976

The Secretary of State for the Environment, in exercise of 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 (Didlington Borehole and Reservoir) Order 1976 and shall come into operation on 14th June 1976.

(2) The Anglian Water Authority Orders 1974 and 1975 and this order may be cited together as the Anglian Water Authority Orders 1974 to 1976.

Interpretation.

2. In this order, unless the context otherwise requires, expressions to which meanings are assigned by the Third Schedule have the same respective meanings and—

"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 (Didlington Borehole and Reservoir) Order 1976", one duplicate of which is deposited and available for inspection at the offices of the Authority and the other at the offices of the Secretary of State for the Environment;

"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.

Construction and maintenance of works.

3. The Authority may when they have acquired sufficient rights or interests in the lands affected—

(*a*) continue and maintain the existing borehole in and under the land first described in paragraph 1 of Schedule 1 to this order and construct in, on or under the said land (in addition to the works authorised by section 4 of the Third Schedule as applied to the undertaking by this order) such pumping stations, wells, adits and other works and conveniences as may be necessary or expedient for abstracting water from the said borehole or for augmenting or improving the supply of water from the said borehole and for transmitting water to the service reservoir hereinafter mentioned;

(**a**) 1945 c. 42.

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

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(*b*) construct, continue and maintain in, on or under the land described in paragraph 2 of Schedule 1 to this order a service reservoir; and

(*c*) construct and maintain a line or lines of pipes from the said existing borehole to the said service reservoir in the line and situation shown in red on the deposited plan.

Works to form part of undertaking.

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

Application of provisions of Third Schedule.

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

SCHEDULE 1

LANDS IN, ON AND UNDER WHICH WORKS MAY BE CONSTRUCTED AND MAINTAINED UNDER THIS ORDER

1. The land in the Parish of Didlington in the District of Breckland in the County of Norfolk shown coloured pink on the deposited plan, having an area of 375 square metres or thereabouts and being part of enclosure numbered 44 in the said parish on the 1/2500 ordnance map of Norfolk, sheet LXXXIII.5 (1905 second edition).

2. The land in the Parish of Didlington in the District of Breckland in the County of Norfolk shown coloured green on the deposited plan having an area of 2,500 square metres or thereabouts and being part of enclosure numbered 34 in the said parish on the 1/2500 ordnance map of Norfolk, sheet LXXXIII.5 (1905 second edition).

SCHEDULE 2

PROVISIONS OF THE THIRD SCHEDULE APPLIED

Provisions Applied (1)	Modifications (2)
Section 4 (General power to construct subsidiary works)	The words "and to any other provisions of the special Act limiting the powers of the undertakers to abstract water" shall be omitted; after the word "land" there shall be inserted the words "described in the special Act and"
Section 92 (Liability of undertakers to pay compensation)	—
Section 94 (Copies of special Act to be kept by undertakers in their office, and deposited with certain officers)	—

A. G. Semple,
An Under Secretary in the Department of the Environment.

Signed by authority of the Secretary of State
2nd June 1976.

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