STATUTORY INSTRUMENTS

1975 No. 397

WATER, ENGLAND AND WALES

The Anglian Water Authority (Ipswich-Bramford Borehole) Order 1975

Made - - - 12*th March*, 1975

Coming into Operation 1*st April*, 1975

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 (Ipswich—Bramford Borehole) Order 1975, and shall come into operation on 1st April, 1975.

(2) This order shall be included among the enactments which may be cited together as the Anglian Water Authority Orders 1974 and 1975.

Interpretation.

2.—In this order, unless the context otherwise requires—

"the Authority" means the Anglian Water Authority;

"the authorised works" means the works authorised by this order;

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

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

Power to construct and maintain works.

3.—(1) The Authority may on or under the land described in Schedule 1 to this order continue and maintain the existing 24/21 inch diameter borehole and (in addition to the works authorised by section 4 of the Third Schedule as applied to the undertaking by this order) construct and maintain all such additional wells, boreholes, adits and headings as may be necessary or expedient for augmenting or improving the supply of water obtainable by means of the said borehole.

(2) The authorised works shall for all purposes form part of and be comprised in the undertaking.

(a) 1945 c. 42.

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

[DOE 19629]

Application of provisions of Third Schedule.

4.—For the purposes of this order, the provisions of the Third Schedule which are set out in column (1) of Schedule 2 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.

SCHEDULE 1

LAND ON WHICH AUTHORISED WORKS MAY BE CONSTRUCTED AND MAINTAINED UNDER THIS ORDER

0.317 of an acre or thereabouts of land situate on the south side of and having a frontage to Tye Lane in the Parish of Bramford in the District of Mid-Suffolk in the County of Suffolk being part of enclosure number 3200 on the ordance sheet map for the said parish.

SCHEDULE 2

PROVISIONS OF THE THIRD SCHEDULE APPLIED

Provisions applied (1)	Modifications (2)
Section 4 (General power to construct subsidiary works)	(i) The words from "and to any other" to "abstract water" shall be omitted; (ii) for the words "their water undertaking" there shall be substituted the words "the authorised works".
Section 5 (Power of undertakers to lay or erect telephone wires, etc.)	—
Part IV (Minerals underlying waterworks)	In section 12 for the words "after this section is incorporated with their enactments" there shall be substituted the words "under the special Act"; for the words "all existing pipes or other conduits for the collection, passage or distribution of water and underground works belonging to them" there shall be substituted the words "all such pipes or other conduits or underground works"; and the words "for the time being belonging to them" shall be omitted.

Provisions applied (1)	Modifications (2)
Section 91 (Mode of reference to arbitration)	For the words "the Minister" there shall be substituted the words "the President of the Institution of Civil Engineers".
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)	—

Signed by the authority of
the Secretary of State
12th March, 1975.

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