STATUTORY INSTRUMENTS

1982 No. 223

WATER, ENGLAND AND WALES

The Anglian Water Authority (Lyngforge Borehole) Order 1982

Made - - - - 23*rd February* 1982

Coming into Operation 15*th March* 1982

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 (Lyngforge Borehole) Order 1982 and shall come into operation on 15th March 1982.

(2) This order shall be included among the enactments which may be cited together as the Anglian Water Authority Act and Orders 1974 to 1982.

Interpretation.

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

"the authorised works" means the works authorised by 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 (Lyngforge Borehole) Order 1982", 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 land" means the land described in Schedule 1 to 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 an 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 2 to this order shall, subject to the modifications set out in column (2) of the said Schedule 2, apply to the undertaking and are hereby incorporated with this order.

Power to continue, construct and maintain works.

4.—(1) The authority, being the owner of the land may:—

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

(*b*) construct and maintain on or under the land a pumping station and treatment plant;

(**a**) 1945 c.42. (**b**) S.I. 1951/142, 1900, 1970/1681.

(*c*) construct and maintain on or under the land (in addition to the works authorised by section 4 of the Third Schedule as applied to the undertaking by this order) all such 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 and pumping station.

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

SCHEDULE 1

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

The land in the Parish of Lyng in the County of Norfolk to be known as "Lyngforge" and shown edged red on the deposited plan having an area of 1.14 acres or thereabouts and being enclosure number 9158 on the sheet numbered TG. 06–0717 on the 1/2500 Ordnance Survey Map.

SCHEDULE 2

PROVISIONS OF THE 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 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)	In subsection (1) for the words from "with the clerk of the council" to the end of the subsection there shall be substituted the words "with the council of every county and district affected by the special Act".

J. A. L. Gunn
An Under Secretary in the Department of the Environment.

Signed by authority of the
Secretary of State
23rd February 1982

Printed in England by Albert Gait Ltd. and published by Her Majesty's Stationery Office

850/6515 WO E16 C 8 3/82

30p net

ISBN 0 11 026223 9