STATUTORY INSTRUMENTS

1981 No. 90

WATER, ENGLAND AND WALES

The Anglian Water Authority (Westcliff) Water Order 1981

Made - - - - 28*th January* 1981

Coming into Operation 13*th February* 1981

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 (Westcliff) Water Order 1981 and shall come into operation on 13th February 1981.

(2) This order shall be included among the enactments which may be cited together as the Anglian Water Authority Acts and Orders 1974 to 1981.

Interpretation

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

"the Authority" means the Anglian Water Authority;

"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;

"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 (Westcliff) Water Order 1981", one duplicate of which has been deposited and is available for inspection at the offices of the Authority's Lincoln Water Division at Waterside House, Waterside North, Lincoln LN2 5HA and the other at the offices of the Secretary of State for the Environment.

Application of certain provisions of Third Schedule

3. For the purpose of this order the provisions of the Third Schedule which are set out 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 construct, continue and maintain works

4. The Authority may, when they have acquired the necessary land or sufficient rights therein, in and on the land described in Schedule 2 to this order—

(*a*) continue and maintain the existing borehole situated therein;

(*b*) construct, continue and maintain a pumping station; and

(*c*) construct and maintain on and 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) all such additional boreholes, headworks and other works as may be necessary or expedient for augmenting or improving the supply of water obtainable by means of the said existing borehole.

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

Works to form part of undertaking

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

SCHEDULE 1

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 provision of the special Act limiting the powers of the undertakers to abstract water" shall be omitted and for the words "any land for the time being held by them in connection with their water undertaking" there shall be inserted the words "the land described in the special Act".
Section 5 (Power of undertakers to lay or erect telephone wires, etc.)	—
Section 6 (Penalty for obstructing construction of works)	—
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.".

SCHEDULE 2

DESCRIPTION OF LAND

Land having an area of 0.057 hectares or thereabouts and forming part of enclosure number 476 on the 1/2500 Ordnance Map Sheet XCVII/10 Lincolnshire (Parts of Kesteven) being land in the Parish of Ruskington, in the District of North Kesteven, in the County of Lincoln, and more particularly delineated and coloured red on the deposited plan.

Signed by authority of
the Secretary of State
28th January 1981.

G. May,
An Under Secretary in the
Department of the Environment.

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