STATUTORY INSTRUMENTS

1975 No. 115

WATER, ENGLAND AND WALES

The Cambridge Water (Fowlmere and Heydon) Order 1975

Made - - - - 30*th January* 1975

Coming into Operation 17*th February* 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 Cambridge Water (Fowlmere and Heydon) Order 1975 and shall come into operation on 17th February 1975.

(2) The Cambridge Water Acts and Orders 1853 to 1972 and this order may be cited together as the Cambridge Water Acts and Orders 1853 to 1975.

Interpretation.

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

"the Company" means the Cambridge Water Company;

"the existing Fowlmere boreholes" means the two existing boreholes constructed on or under the lands described in Part I of Schedule 2 to this order and forming part of the Fowlmere Pumping Station;

"the Fowlmere Pumping Station" means the pumping station of the Company known as "the Fowlmere Pumping Station" which was transferred to the Company under the provisions of the Cambridge Waterworks Order 1962(c);

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

"the undertaking" means the undertaking of the Company 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 incorporated with this order.

(a) 1945 c. 42.
(b) S.I. 1951/142, 1900, 1970, 1970/1681 (1951 I, pp. 1348, 1347; 1970 III, p. 5551).
(c) S.I. 1962/1030.

[DOE 19534]

Construction and maintenance of works.

4.—(1) The Company may—

(*a*) continue and maintain the existing borehole constructed on or under the lands described in Part I of Schedule 2 to this order and known as "No. 3 Bore";

(*b*) continue and maintain the existing borehole constructed on or under the lands described in Part II of the said Schedule 2 and construct or continue and maintain on or under such lands a pumping station (to be called "the Heydon Pumping Station") and pumping plant for the purpose of abstracting water from the said borehole;

(*c*) construct and maintain on or under the lands described in Parts I and II of the said Schedule 2 (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, wells, adits and headings as may be necessary or expedient for augmenting or improving the supply of water obtainable by means of the existing Fowlmere boreholes and the works authorised by paragraphs (*a*) and (*b*) of this subsection.

(2) 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 provisions 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 substituted the words "the lands described in Schedule 2 to the special Act".
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)	—

SCHEDULE 2

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

PART I

The lands belonging to the Company in the Parish of Fowlmere in the District of South Cambridgeshire in the County of Cambridgeshire being part of the enclosure numbered 94 in the said parish on the 1/2500 ordnance map of Cambridgeshire sheet LIX.1 (second edition of 1903).

PART II

The lands belonging to the Company in the Parish of Heydon in the said district being part of the enclosure numbered 30 in the said parish on the 1/2500 ordnance map of Cambridgeshire, sheets LIX.9 and LIX.13 (second edition of 1903).

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

Signed by authority of
the Secretary of State
30th January 1975.

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