STATUTORY INSTRUMENTS

1980 No. 1633

WATER, ENGLAND AND WALES

The Hartlepools Water (Financial Provisions) Order 1980

Made - - - - *29th October* 1980

Coming into Operation *7th November* 1980

The Secretary of State for the Environment, in exercise of powers conferred by sections 23, 33 and 50 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 Hartlepools Water (Financial Provisions) Order 1980 and shall come into operation on 7th November 1980.

(2) The Hartlepools Water Acts and Orders 1867 to 1978 and this order may be cited together as the Hartlepools Water Acts and Orders 1867 to 1980.

Interpretation.

2. In this order—

"the Company" means the Hartlepools Water Company;

"the Order of 1976" means the Hartlepools Water (Financial Provisions) Order 1976 (c);

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

Additional capital and borrowing powers.

3. As from the coming into operation of this order—

(*a*) section 4 (Capital and borrowing powers) of the Order of 1976 shall have effect as if—

(i) in subsection (1) for the words "five million five hundred thousand pounds" there were substituted the words "fifteen million pounds";

(ii) in paragraph (i) of the proviso to subsection (3) for the words "the amount" there were substituted the words "twice the amount";

(*b*) section 5 (Maximum rates of dividend) of the Order of 1976 shall have effect as if for the references to the Order of 1976 and to the coming into operation of that order there were substituted references to this order and to the coming into operation of this order;

(a) 1945 c.42. (b) S.I. 1951/142, 1900, 1970/1681. (c) S.I. 1976/335.

(*c*) section 10 (Temporary borrowing) of the Hartlepools Water Order 1959 (**a**) shall have effect as if in the proviso for the words "fifty thousand pounds" there were substituted the words "five hundred thousand pounds".

Amendment of section 42 of Hartlepool Gas and Water Act 1930.

4. Section 42 (Rates payable by owners of small houses) of the Hartlepool Gas and Water Act 1930 (**b**) shall have effect as if for the words "ten pounds" there were substituted the words "the limit of value for the time being fixed for the purpose of the proviso to subsection (1) of section 55 of the General Rate Act 1967".

Application of section 94 of Third Schedule to the Water Act 1945.

5. For the purposes of this order section 94 of the Third Schedule to the Water Act 1945 (which provides for copies of the special Act to be kept by undertakers in their offices, and to be deposited with certain officers), shall apply to the undertaking and is hereby incorporated with this order.

Costs of order.

6. All costs, charges and expenses preliminary to and of and incidental to the preparing, applying for, obtaining and making of this order shall be paid by the Company and may be paid by them in whole or in part out of revenue.

G. May,

An Under Secretary in the Department of the Environment.

Signed by authority of the Secretary of State

29th October 1980.

(**a**) S.I. 1959/2115. (**b**) 1930 c. cxci.

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