STATUTORY INSTRUMENTS

1965 No. 1193

WATER RESOURCES, ENGLAND AND WALES

The Inland Waters of the British Waterways Board Order 1965

Made - - - - 27*th May* 1965
Coming into Operation 4*th June* 1965

The Minister of Housing and Local Government and the Minister of Transport, acting jointly in exercise of their powers under section 131(1) of the Water Resources Act 1963(a) and of all other powers enabling them in that behalf, and after consultation with the British Waterways Board (hereinafter called "the Board") and such river authorities as appear to them to be affected, hereby order as follows:—

1.—(1) This order may be cited as the Inland Waters of the British Waterways Board Order 1965, and shall come into operation on 4th June 1965.

(2) The Interpretation Act 1889(b) applies to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

2. Section 131 of the Water Resources Act 1963 shall not apply to such parts of the inland waters specified or described in the Schedule to this order as are owned or managed by the Board.

SCHEDULE

INLAND WATERS REFERRED TO IN ARTICLE 2

1. The following rivers and lengths of rivers, that is to say—

(*a*) the rivers Ure, Soar, Wreake, Witham, Severn, and Weaver and the river Avon known as the Bristol Avon;

(*b*) that length of the river Aire which is below a line drawn across the river from a point on its south bank near Kippax Locks in the urban district of Rothwell in the county of York, West Riding, being the point on that bank which is at the north-east corner of the parcel of land numbered 7995 on the 1/2500 Ordnance Plan S.E. 4027 (Revised September 1959), to a point on its north bank immediately opposite the first-mentioned point;

(*c*) that length of the river Calder which is below a line drawn across the river from a point at the west end of the north side of the footbridge across the mouth of Choke Churl Beck in the urban district of Normanton in the county of York, West Riding to a point on the north bank of the river immediately opposite the first-mentioned point; and

(*d*) that length of the river Trent which is below a line drawn across the river 330 yards above the west side of Cavendish Bridge at Shardlow in the county of Derby,

(a) 1963 c. 38. (b) 52 & 53 Vict. c. 63.

excluding, save as otherwise expressly provided by this Schedule, their artificial cuts and other connected watercourses.

2. Every canal, cut or other watercourse through which water flows from a part of a river or length of river specified in paragraph 1 of this Schedule which is a part owned or managed by the Board to the same or another such part of the same river or length of river, except the following canals, that is to say—

(*a*) the Weston Canal (also known as the River Weaver Canal); and

(*b*) the canal comprising the following two connected canals, that is to say—

(i) the Beeston Canal (also known as the Beeston Cut) from its connection with the river Trent at Beeston in the county of Nottingham to its connection with the Nottingham Canal at Old Lenton, Nottingham; and

(ii) the Nottingham Canal from its connection with the said Beeston Canal at Old Lenton to its connection with the river Trent at Nottingham.

3. The canal communicating with the river Aire above and below Haddlesey Dam near Chapel Haddlesey in the county of York, West Riding.

4. The Grand Union Canal from its connection with the river Soar near the weir at Thurmaston in the county of Leicester to its connection with the river Wreake near Cossington in the said county.

Given under the official seal of the Minister of Housing and Local Government on 27th May 1965.

(L.S.) *J. H. Waddell,*
Deputy Secretary,
Ministry of Housing and Local Government.

Given under the official seal of the Minister of Transport on 27th May 1965.

(L.S.) *R. D. Poland,*
An Under Secretary of the Ministry of Transport.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order, made by the Ministers of Housing and Local Government and Transport after consultation with the Secretary of State for Wales, directs that section 131 of the Water Resources Act 1963, which contains special provisions relating to licences to abstract water from inland waters owned or managed by the British Waterways Board, shall not apply to such parts of the inland waters specified in the order as are owned or managed by the Board.