EXPLANATORY NOTE

(This Note is not part of these Regulations, but is intended to indicate their general purport.)

These Regulations re-enact with amendments the regulations prescribing conditions subject to which the Minister of Agriculture and Fisheries, with the approval of the Treasury, may make contributions out of public moneys towards expenses incurred by Catchment Boards in the improvement of existing drainage works, or the construction of new works. Grants cannot be made towards the cost of maintaining existing work. The principal changes are that the condition relating to the form of an application for grant have been simplified.

The Land Drainage (Grants to River Boards) Regulations, 1950

1950 No. 51

Made - - - -	21*st January*, 1950
Laid before Parliament	26*th January*, 1950
Coming into Operation	1*st April*, 1950

The Minister of Agriculture and Fisheries with the approval of the Treasury, in exercise of the powers conferred on him by Sections 55 and 74 of the Land Drainage Act, 1930(**a**), as applied by Section 4 of the River Boards Act, 1948(**b**) and of all other powers enabling him in that behalf, hereby makes the following regulations.

1. These regulations may be cited as the Land Drainage (Grants to River Boards) Regulations, 1950, and shall come into operation on the first day of April nineteen hundred and fifty.

2. The Interpretation Act, 1889(**c**), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

3. Any grant made by the Minister of Agriculture and Fisheries, (hereinafter referred to as the Minister), under the provisions of Section 55 of the Land Drainage Act, 1930, towards expenditure incurred or to be incurred by a river board in the improvement of existing work or the construction of new works, including the construction or improvement of gauges or other apparatus or works connected therewith under Section 9 (4) of the River Boards Act, 1948, shall be subject to the conditions prescribed by these regulations.

4. An application for a grant in such form, and accompanied by such information as to the finances of the River Board and as to the descriptions, plans and estimated cost of any proposed works, as the Minister may require, shall be signed on behalf of the Board by the Chairman and Clerk.

5. A grant shall be of such amount and made in such form as the Treasury may from time to time sanction, and, without prejudice to the generality of the foregoing provision, may be made in the form of a fixed sum or of a sum to be calculated by such method as the Minister may, with the approval of the Treasury, determine, or of a percentage either of the total net cost of the works as approved by the Minister,

(a) 20 & 21 Geo. 5. c. 44. (b) 11 & 12 Geo. 6. c. 32. (c) 52 & 53 Vict. c. 63.

or of the loan charges required to meet the whole or part of any such cost, and in the case of a grant to meet loan charges it shall be a condition of the grant that it shall not, without the Minister's consent, be mortgaged, charged or assigned otherwise than to secure the loan in respect of the charges for which the grant has been made.

6. The cost of a preliminary survey may be included as part of the cost of the works.

7. Separate accounts of each scheme of works approved by the Minister shall be kept by the River Board in a form approved by the Minister.

8. Advances on account of grant may be made by the Minister from time to time, but such advances may at any time be withheld if the Minister is satisfied that the work is not being properly carried out in accordance with any proposals and estimates approved by him or that the accounts or other records of the River Board are not being kept in a satisfactory manner.

9. Any officer of the Ministry of Agriculture and Fisheries or any other person nominated by the Minister for the purpose shall be entitled at all reasonable times to enter on and inspect any land and works and to examine any books, accounts and vouchers of the River Boards in connection with which grants or advances are payable by the Minister.

10.—(i) Where a River Board having submitted proposals and estimates to the Minister and obtained his approval thereto, subsequently wish to vary their proposals, they shall submit details of the proposed variation to the Minister for his approval.

(ii) If any variation of their proposals is made by a River Board without his consent, the Minister may, if he thinks fit, withhold or reduce his grant, and the River Board shall repay to him, if so required, any advances he may have made in respect of the proposals.

(iii) If any variation of their proposals is made by the River Board with his consent, the Minister may vary his grant either by way of increase or decrease according to the nature of the variation.

11. Where a River Board, having submitted proposals and estimates to the Minister and having obtained his approval thereto, subsequently abandon the proposed works sanctioned by the Minister before they are completed in accordance with the proposals, they shall repay to the Minister, if required by him, any advances he may have made in respect of proposed works.

12. Nothing in these Regulations shall be construed as requiring a River Board to carry out proposals that have been approved by the Minister (except in so far as they relate to proposals arising from directions given by the Minister of Health as to the installation of water gauges or other apparatus or works connected therewith), if the River Board are of opinion that it is not expedient to do so, but in that case the River Board shall inform the Minister that it is not their intention to proceed with the proposals.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this twenty-first day of January, 1950.

(L.S.) *Donald E. Vandepeer.*

We approve

Wm. Hannan,
R. J. Taylor,
Two of the Lords Commissioners of His Majesty's Treasury.

EXPLANATORY NOTE

(This Note is not part of these Regulations, but is intended to indicate their general purport.)

These Regulations prescribe the conditions subject to which the Minister of Agriculture and Fisheries, with the approval of the Treasury, may make contributions out of public moneys towards expenses incurred by River Boards in the improvement of existing drainage works, or the construction of new works, including gauges and other apparatus for measuring and recording information about water resources.

The Land Drainage (Precepts by River Boards on Internal Drainage Boards) Regulations, 1950

1950 No. 69

Made - - - -	13*th January*, 1950
Laid before Parliament	17*th January*, 1950
Coming into Operation	1*st April*, 1950

The Minister of Agriculture and Fisheries, in exercise of the powers conferred on him by Section 22 of the Land Drainage Act, 1930(**a**), as applied by Section 4 of the River Boards Act, 1948(**b**) and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the Land Drainage (Precepts by River Boards on Internal Drainage Boards) Regulations, 1950, and shall come into operation on the first day of April, 1950.

2. Every precept issued by a River Board under Section 22 of the Land Drainage Act, 1930, to an Internal Drainage Board, shall be in the form set out in Form A in the Schedule to these Regulations, or in a form substantially to the like effect.

3. There shall be sent with every precept issued by a River Board under Section 22 of the Land Drainage Act, 1930, to an Internal Drainage Board a statement in the form set out in Form B in the Schedule to these Regulations, or in a form substantially to the like effect, showing the purposes to which the amount demanded by the precept is intended to be applied and the basis upon which it is calculated.

4. Nothing in the Land Drainage (Form of Precept) Regulations, 1930(**c**) (which relate to precepts by Catchment Boards), shall apply to River Boards.

In witness whereof the Official Seal of the Minister of Agriculture and Fisheries is hereunto affixed this thirteenth day of January, nineteen hundred and fifty.

(L.S.) *Donald E. Vandepeer,*
Secretary.

(a) 20 & 21 Geo. 5. c. 44. (b) 11 & 12 Geo. 6. c. 32.
(c) S.R. & O. 1930 (No. 1132) p. 792.