STATUTORY INSTRUMENTS

1976 No. 498

LAND DRAINAGE

North West Water Authority (Abolition of the Bispham, Carleton, and Thornton Separate Drainage District) Order 1976

Made - - - - 10*th February* 1976
Coming into Operation 24*th March* 1976

Whereas the North West Water Authority prepared and submitted to the Minister of Agriculture, Fisheries and Food (hereinafter called "the Minister") for confirmation a Scheme (hereinafter called "the Scheme") under section 4(1)(b) of the Land Drainage Act 1930(a), as amended and applied by the Water Act 1973(b), in relation to the Bispham, Carleton, and Thornton Separate Drainage District:

And whereas the Minister has decided to confirm the Scheme, a copy of which is annexed hereto:

Now, therefore, the Minister, in exercise of the powers conferred upon him by sections 4(3) and 14 of the Land Drainage Act 1930, as applied by the Water Act 1973, and of every other power enabling him in that behalf, hereby orders as follows:—

1. This Order, which may be cited as the North West Water Authority (Abolition of the Bispham, Carleton, and Thornton Separate Drainage District) Order 1976, shall, unless subject to special parliamentary procedure, come into operation on the date of its confirmation by the Minister.

2. The Interpretation Act 1889(c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3. The Scheme is hereby confirmed.

4. The expenses of the Minister in connection with the making and confirmation of this Order shall be borne by the North West Water Authority and shall be part of the administrative expenses of that Authority.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 10th February 1976.

(Sgd.) *A. F. Longworth,*
Assistant Secretary.

(L.S.)

(a) 1930 c. 44. (b) 1973 c. 37. (c) 1889 c. 63.

LAND DRAINAGE ACT 1930

WATER ACT 1973

NORTH WEST WATER AUTHORITY
ABOLITION OF THE BISPHAM, CARLETON, AND THORNTON SEPARATE DRAINAGE DISTRICT

The North West Water Authority (hereinafter referred to as "the Authority") have prepared the following Scheme under section 4(1)(b) of the Land Drainage Act 1930, as amended and applied by the Water Act 1973, and submit it to the Minister of Agriculture, Fisheries and Food (hereinafter referred to as "the Minister") for confirmation under section 4(3) of the said Act of 1930.

SCHEME

1. On a day to be appointed by the Minister (which day is hereinafter referred to as "the appointed day") the Bispham, Carleton, and Thornton Separate Drainage District (hereinafter referred to as "the Abolished District") constituted by the Order confirmed by the Land Drainage Supplemental Act 1879(**a**) (the property, powers, rights, duties and liabilities of the Drainage Board whereof (which was constituted by that Act and abolished by the Act next hereinafter mentioned) were, by virtue of section 38 of the Thornton Urban District Council Act 1923(**b**) transferred to the Thornton Urban District Council, which said powers, rights and duties of the said Council were transferred to the Wyre District Council on 1st April 1974 under section 262(4)(b) of the Local Government Act 1972(**c**) (hereinafter referred to as "the 1972 Act") and which said property and liabilities of the said Council became vested in or attached to the Wyre District Council by virtue of section 254(1) and (2)(a) of the 1972 Act and Article 16 of the Local Authorities (England) (Property Etc.) Order 1973(**d**)) shall be abolished.

2. All the property (including in particular, but without prejudice to the generality of that expression, books of account, other books, deeds, maps, papers and other documents) and liabilities of the Wyre District Council relating to their functions as drainage authority for the Abolished District shall on the appointed day be transferred to and be vested in or attached to and be discharged by the Authority.

IN WITNESS whereof the Common Seal of the North West Water Authority was hereunto affixed on 24th September 1975.

The Common Seal of the NORTH WEST WATER AUTHORITY was hereunto affixed in the presence of: —

(Sgd.) *G. Mutch,*
Authorised Signatory. (L.S.)

(**a**) 42 Vic. c.xli.
(**b**) 13 & 14 Geo. 5 c.lxxiv.
(**c**) 1972 c. 70.
(**d**) S.I. 1973/1861 (1973 III, p. 6401).

Whereas the foregoing Order has been published by the Minister of Agriculture, Fisheries and Food in accordance with the procedure prescribed by the Land Drainage Act 1930:

And whereas no memorial against the Order has been presented to the Minister:

Now, therefore, the Minister, in pursuance of the powers in the said Order recited, hereby confirms the said Order.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 24th March 1976.

(L.S.)

(Sgd.) *A. F. Longworth,*
Assistant Secretary.

Whereas the Scheme confirmed by the North West Water Authority (Abolition of the Bispham, Carleton, and Thornton Separate Drainage District) Order 1976 provides that the appointed day therein mentioned shall be a day to be appointed by the Minister of Agriculture, Fisheries and Food:

Now, therefore, the Minister of Agriculture, Fisheries and Food hereby appoints the 1st April 1976 to be the said appointed day.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 24th March 1976.

(L.S.)

(Sgd.) *A. F. Longworth,*
Assistant Secretary.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made by the Minister of Agriculture, Fisheries and Food, confirms a Scheme submitted to him by the North West Water Authority for the abolition, on a day to be appointed by the Minister, of the Bispham, Carleton, and Thornton Separate Drainage District which was constituted by the Order confirmed by the Land Drainage Supplemental Act 1879. Wyre District Council are the drainage authority for the Drainage District and on the appointed day any property held by them, and any liabilities to be discharged by them, as such drainage authority will be transferred to or be discharged by the North West Water Authority.