STATUTORY INSTRUMENTS

1984 No. 162

LAND DRAINAGE

The Northumbrian Water Authority (Abolition of the Prestwick Carr Internal Drainage District) Order 1983

Made - - - - 24*th November* 1983

Coming into Operation 31*st January* 1984

Whereas the Northumbrian 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 11(1) of the Land Drainage Act 1976(a) in relation to the Prestwick Carr Internal Drainage District;

And whereas the Minister has decided to confirm the Scheme subject to the modification set out in Article 2 of this Order;

And whereas a copy of the Scheme with the said modification incorporated therein is annexed hereto;

Now, therefore, the Minister, in exercise of the powers conferred upon him by sections 11(4) and 109(6) of the Land Drainage Act 1976, and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Northumbrian Water Authority (Abolition of the Prestwick Carr Internal Drainage District) Order 1983 and shall, unless subject to special parliamentary procedure, come into operation on the date of its confirmation by the Minister.

2. The Scheme is hereby confirmed subject to the following modification, namely, that in paragraph 1 the words "(hereinafter referred to as "the 1946 Order")" shall be deleted.

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

(a) 1976 c. 70.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 24th November 1983.

L.S.

(Sgd.) *R. C. McIvor,*
Assistant Secretary.

LAND DRAINAGE ACT 1976
NORTHUMBRIAN WATER AUTHORITY
ABOLITION OF THE PRESTWICK CARR INTERNAL DRAINAGE DISTRICT

The Northumbrian Water Authority (hereinafter referred to as "the Authority") have prepared the following Scheme under section 11(1) of the Land Drainage Act 1976, and submit it to the Minister of Agriculture, Fisheries and Food (hereinafter referred to as "the Minister") for confirmation under section 11(4) of the said Act of 1976.

SCHEME

On a day to be appointed by the Minister (which day is hereinafter referred to as "the appointed day") the following provisions shall have effect:—

1. The Prestwick Carr Internal Drainage District (constituted by the Scheme confirmed by the Northumbrian Rivers Catchment Board (Prestwick Carr Internal Drainage District) Order 1946**(a)** and continuing as an internal drainage district by virtue of section 6(4) of the Land Drainage Act 1976 and the internal drainage board thereof (hereinafter referred to as "the Internal Drainage Board") shall be abolished.

2. Any monies held by the Authority being the balance of drainage rates levied by them in their capacity as the Internal Drainage Board in consequence of the Northumbrian Water Authority (Transfer of Powers of the Prestwick Carr Internal Drainage Board) Order 1977**(b)** or any other assets so held shall be applied by the Authority as if the same were the proceeds of a general drainage charge levied by them under the provisions of section 48 of the Land Drainage Act 1976.

3. The rights, powers, duties, obligations, liabilities and property (including in particular, but without prejudice to the generality of that expression, books of account, other books, deeds, maps and other documents) of the Authority acting as the Internal Drainage Board shall be vested in the Authority as water authority and any debts due from or to the Authority acting as the Internal Drainage Board shall become due from or to the Authority as water authority as the case may be.

(a) S.R. & O. 1946/855. **(b)** S.I 1977/1498.

IN WITNESS whereof the Common Seal of the Northumbrian Water Authority was hereunto affixed on Friday 20th May 1983.

THE COMMON SEAL of
THE NORTHUMBRIAN WATER AUTHORITY
was hereunto afixed in the
presence of:

L.S.

(Sgd.) *D. G. Cranston,*
Director of Finance.

(Sgd.) *W. F. Ridley,*
Chief Executive.

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 1976;

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 31st January 1984.

L.S.

(Sgd.) *R. C. McIvor,*
Assistant Secretary.

Whereas the Scheme confirmed by the Northumbrian Water Authority (Abolition of the Prestwick Carr Internal Drainage District) Order 1983 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 appoints the 1st March 1984 to be the said appointed day.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 31st January 1984.

L.S.

(Sgd.) *R. C. McIvor,*
Assistant Secretary.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made by the Minister of Agriculture, Fisheries and Food, confirms, with a modification, a Scheme submitted to him by the Northumbrian Water Authority for the abolition, on a day to be appointed by the Minister, of the Prestwick Carr Internal Drainage District constituted by the Scheme confirmed by the Northumbrian Rivers Catchment Board (Prestwick Carr Internal Drainage District) Order 1946 and the internal drainage board thereof. On the appointed day all the rights and property of the Prestwick Carr Internal Drainage Board will be transferred to the Northumbrian Water Authority.

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