1962 No. 549

LAND DRAINAGE AND IMPROVEMENT OF LAND

The River Boards (Precepts) Regulations, 1962

Made - - - -	16*th March*, 1962
Laid before Parliament	22*nd March*, 1962
Coming into Operation	23*rd March*, 1962

The Minister of Agriculture, Fisheries and Food, in exercise of the powers conferred on him by sub-section (3) of section 22 and section 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 :—

Citation, Commencement and Revocation

1.—(1) These regulations may be cited as the River Boards (Precepts) Regulations, 1962, and shall come into operation on the 23rd day of March, 1962.

(2) The Land Drainage (Precepts by River Boards on Internal Drainage Boards) Regulations, 1950(c), are hereby revoked.

Interpretation

2. The Interpretation Act, 1889(d), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament, and as if these regulations and the regulations hereby revoked were Acts of Parliament.

Form of Statement of Purposes

3. Any statement prepared under sub-section (3) of section 22 of the Land Drainage Act, 1930, as applied by section 4 of the River Boards Act, 1948 (which requires a River Board to prepare a statement of the purposes to which the amount demanded by any precept issued by the Board under that section is intended to be applied, and of the basis upon which it is calculated) shall be in the form set out in the schedule to these regulations, or in a form substantially to the like effect.

In witness whereof the official seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this sixteenth day of March, nineteen hundred and sixty-two.

(L.S.) *Christopher Soames*,
Minister of Agriculture, Fisheries and Food.

(a) 20 & 21 Geo. 5. c. 44.
(b) 11 & 12 Geo. 6. c. 32.
(c) S.I. 1950/69 (1950 I, p. 1163).
(d) 52 & 53 Vict. c. 63.

SCHEDULE

FORM OF STATEMENT

I. Statement of the purposes to which the amount demanded by precepts is intended to be applied. SERVICE	Total Expenditure	Government Grants	Expenditure after deducting Government Grants
	£	£	£
1. Under enactments relating to land drainage and under section 9 of the River Boards Act, 1948—			
(1) Capital Expenditure—			
(*a*) Grant-aided Works			
(*b*) Non grant-aided items ...			
(2) Other Expenditure—			
(*a*) Loan Charges			
(*b*) Works of Maintenance ...			
(*c*) Administration and General Charges			
(*d*) Contributions to Internal Drainage Boards			
(*e*) Other items			
2. Expenses (including Administration) under enactments relating to river pollution			
3. Expenses (including Administration) under enactments relating to fisheries ...			
4. Debit balance from previous year ...			
II.—(1) Statement of Revenues under enactments other than section 10 (1) of the River Boards Act, 1948—			
(*a*) Contributions from Internal Drainage Boards (see Statement III)			
(*b*) General Drainage Charge			
(*c*) Fishery Revenues			
(*d*) Sundry general receipts			
(*e*) Appropriated from Balances			
(2) Amount to be met under section 10 (1) of the River Boards Act, 1948 as amended by paragraph 30 of the First Schedule to the Land Drainage Act, 1961, by precepts on County Councils and County Borough Councils			
			£

III. Statement of the amounts demanded by precepts from Internal Drainage Boards and of the basis on which they are calculated.	Amount of precept	Basis on which the precept is calculated
	£ s. d.	

Under Section 21 (1) of the Land Drainage Act, 1930, which is made applicable to River Boards by virtue of Section 4 of, and the Third Schedule to, the River Boards Act, 1948, a River Board shall by resolution require each Internal Drainage Board to make towards the expenses of the River Board such contribution as the River Board may consider to be fair. By Section 21 (5) of the Land Drainage Act, 1930, as applied to River Boards, an Internal Drainage Board, if it is aggrieved by a resolution of a River Board determining the amount of the contribution, may within six weeks after the date on which notice of the resolution is given by the River Board to the Internal Drainage Board, appeal to the Minister of Agriculture, Fisheries and Food against the resolution, and the Minister may, after considering any objections made to him and, if he thinks fit, holding a local public inquiry, make such an Order as he thinks just.

EXPLANATORY NOTE

(This note is not part of the Regulations but is intended to indicate their general purport.)

River Boards may raise money towards defraying their expenses by issuing precepts to Internal Drainage Boards. These Regulations which come into operation on the 23rd day of March, 1962, prescribe a form of statement to be sent with every precept setting out the purposes to which the amount demanded is to be applied and the basis on which it is calculated.