STATUTORY INSTRUMENTS

1980 No. 793

LAND DRAINAGE

The Southern Water Authority (Isle of Wight Internal Drainage District) Order 1980

Made - - - - 21*st March* 1980

Coming into Operation 9*th May* 1980

Whereas the Southern 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 Isle of Wight Internal Drainage District;

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

And whereas a copy of the Scheme with the said modifications 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 every other power enabling him in that behalf, hereby orders as follows:—

1. This Order, which may be cited as the Southern Water Authority (Isle of Wight Internal Drainage District) Order 1980, 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 modifications:—

(1) in the preamble after the words "section 11(1)" the reference "(d)" shall be deleted;

(2) in paragraph 1, line 2 after the words "confirmed by" there shall be inserted the word "the";

(3) in paragraph 2 after the words "(in consequence of" there shall be inserted the following words:—

"the Isle of Wight Rivers Catchment Board (Transfer of powers of the Isle of Wight Internal Drainage Board) Order 1947(b) and";

and after the figures "1964" the words "and the said Act of 1976" shall be deleted;

(a) 1976 c. 70.
(b) Not printed.

(4) for paragraph 3 there shall be substituted the following paragraph:—

"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 as the Drainage Board shall be transferred to the Authority (as the regional water authority) and any debts due from the Authority acting as such Drainage Board immediately before the coming into operation of this Scheme shall be discharged by the Authority as the regional water authority."

3. The expenses of the Minister in connection with the making and confirmation of this Order shall be borne by the Southern 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 21st March 1980.

(L.S.)

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

LAND DRAINAGE ACT 1976

SOUTHERN WATER AUTHORITY

ABOLITION OF THE ISLE OF WIGHT INTERNAL DRAINAGE DISTRICT

The Southern Water Authority (hereinafter referred to as "the Authority") has 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 appointed by the Minister (which day is hereinafter referred to as "the appointed day") the following provisions shall have effect:—

1. The Isle of Wight Internal Drainage District (constituted by the Scheme confirmed by the Isle of Wight Rivers Catchment Board (Isle of Wight Internal Drainage District) Order 1946(a)) as amended by the Scheme confirmed by the Isle of Wight River Board (Alteration of Boundaries of the Isle of Wight Internal Drainage District) Order 1957(b) and the Internal Drainage Board thereof (hereinafter called "the Drainage Board") shall be abolished.

2. Any monies held by the Authority immediately before the appointed day being the balance of drainage rates levied by them in the exercise of their functions as the Drainage Board (in consequence of the Isle of Wight Rivers Catchment Board (Transfer of powers of the Isle of Wight Internal Drainage Board) Order 1947 and Section 28 of the Isle of Wight River and Water Authority Act 1964(c)) shall be applied by the

(a) S.R. & O. 1946/1824 (b) S.I. 1957/1139. (c) 1964 c. xxv.

Authority as if the same were the proceeds of a general drainage charge levied by the Authority under the provisions of Sections 48 and 49 of the said Act of 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 as the Drainage Board shall be transferred to the Authority (as the regional water authority) and any debts due from the Authority acting as such Drainage Board immediately before the coming into operation of this Scheme shall be discharged by the Authority as the regional water authority.

IN WITNESS whereof the Common Seal of the Southern Water Authority was hereunto affixed on the Twenty-third day of August One thousand nine hundred and seventy-nine.

THE COMMON SEAL of SOUTHERN WATER AUTHORITY was hereunto affixed in the presence of:— } (L.S.)

(Sgd.) *G. D. Nicholson,*
Authorised Officer.

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, Fisheres and Food is hereunto affixed on 9th May 1980.

(L.S.)

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

Whereas the Scheme confirmed by the Southern Water Authority (Isle of Wight Internal Drainage District) Order 1980 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 June 1980 to be the said appointed day.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 9th May 1980.

(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, with modifications, a Scheme submitted to him by the Southern Water Authority for the abolition, on a day to be appointed by the Minister, of the Isle of Wight Internal Drainage District constituted by the Scheme confirmed by the Isle of Wight Rivers Catchment Board (Isle of Wight Internal Drainage District) Order 1946 (as amended) and the internal drainage board thereof.

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