STATUTORY INSTRUMENTS

1976 No. 1142

WATER, ENGLAND AND WALES

The Sunderland and South Shields Water Order 1976

Made - - - - 21*st July* 1976

Coming into Operation 1*st August* 1976

The Secretary of State for the Environment, in exercise of powers conferred by sections 23, 32 and 50 of the Water Act 1945(**a**) and now vested in him(**b**), and of all other powers enabling him in that behalf, hereby orders as follows:—

Citation and commencement.

1.—(1) This order may be cited as the Sunderland and South Shields Water Order 1976 and shall come into operation on 1st August 1976.

(2) The Sunderland and South Shields Water Acts and Orders 1852 to 1975 and this order may be cited together as the Sunderland and South Shields Water Acts and Orders 1852 to 1976.

Interpretation.

2.—(1) In this order, unless the context otherwise requires, expressions to which meanings are assigned by the Third Schedule to the Water Act 1945 have the same respective meanings; and—

"the Company" means the Sunderland and South Shields Water Company;

"the undertaking" means the undertaking of the Company as for the time being authorised by any enactment;

"year" means a year ending on 31st March.

(2) Unless the context otherwise requires, any reference in this order to any enactment shall be construed as a reference to that enactment as amended by, or having effect by virtue of, any subsequent enactment, including this order.

Power to make quarterly rate.

3. Section 55 (making and dates for payment of water rates) of the Third Schedule to the Water Act 1945 as applied to the undertaking by the Sunderland and South Shields Water (No. 2) Order 1958(**c**) shall have effect as if there were inserted at the end of subsection (1) thereof the following proviso—

"Provided that notwithstanding the foregoing provisions of this subsection the undertakers may make a water rate by fixing a rate poundage in respect of the period of three months commencing on 1st January 1977.".

(**a**) 1945 c. 42.
(**b**) S.I. 1951/142, 1900, 1970/1681 (1951 I, pp. 1348, 1347; 1970 III, p. 5551).
(**c**) S.I. 1958/2233.

[DOE 23193]

Interim dividends.

4. In Section 74 (Interim dividends) of the Sunderland and South Shields Water Act 1921(a) for the words from the words "the Company for the purpose" to the end of the section there shall be substituted the words "the stockholders for the purpose declare and pay interim dividends out of the profits of the undertaking".

Application of section 94 of Third Schedule to Water Act 1945.

5. For the purposes of this order, section 94 of the Third Schedule to the Water Act 1945 (which requires undertakers to keep a copy of the special Act at their principal office and to deposit copies with certain officers) shall apply to the undertaking and is hereby incorporated with this order.

A. G. Semple,

An Under Secretary in the Department of the Environment.

Signed by authority of the Secretary of State
21st July 1976.

(a) 1921 c. xlvii.

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