STATUTORY INSTRUMENTS

1977 No. 1646

WATER, ENGLAND AND WALES

The Wessex Water Authority (Bossington Borehole) Order 1977

Made - - - - 10*th October* 1977

Coming into Operation 24*th October* 1977

The Secretary of State for the Environment in exercise of powers conferred by section 23 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 Wessex Water Authority (Bossington Borehole) Order 1977 and shall come into operation on 24th October 1977.

(2) This order shall be included among the enactments which may be cited together as the Wessex Water Authority Orders 1974 to 1977.

Interpretation.

2. In this order unless the context otherwise requires—

"the Authority" means the Wessex Water Authority;

"the deposited plan" means the plan prepared in duplicate signed by an Under Secretary in the Department of the Environment and marked "Plan referred to in the Wessex Water Authority (Bossington Borehole) Order 1977", of which one copy is deposited and available for inspection at the principal office of the Authority and the other at the offices of the Secretary of State for the Environment;

"the Third Schedule" means the Third Schedule to the Water Act 1945;

"the undertaking" means the undertaking of the Authority as for the time being authorised by any enactment.

Application of certain provisions of Third Schedule.

3. For the purposes of this order, the provisions of the Third Schedule which are specified in column (1) of Schedule 1 to this order shall, subject to the modifications set out in column (2) of the said Schedule 1 apply to the undertaking and are hereby incorporated with this order.

Power to construct and maintain works.

4. The Authority may, when they have acquired the necessary land or sufficient rights therein, in and on the land described in Schedule 2 to this order—

(*a*) construct and maintain a borehole and pumping station; and

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

(*b*) construct and maintain in and on the said land (in addition to the works authorised by section 4 of the Third Schedule as applied to the undertaking by this order) all such additional boreholes, adits and headings as may be necessary or expedient for the purpose of abstracting water by means of the said borehole and pumping station.

Works to form part of undertaking.

5. The works authorised by this order shall for all purposes form part of the undertaking.

SCHEDULE 1

PROVISIONS OF THIRD SCHEDULE APPLIED

Provisions applied (1)	Modifications (2)
Section 4 (General power to construct subsidiary works)	The words "and to any other provisions of the special Act limiting the powers of the undertakers to abstract water" shall be omitted.
Section 5 (Power of undertakers to lay or erect telephone wires, &c).	For the words "their works" there shall be substituted the words "the works".
Section 91 (Mode of reference to arbitration)	——
Section 94 (Copies of special Act to be kept by undertakers in their office, and deposited with certain officers)	——

SCHEDULE 2

LAND ON WHICH WORKS MAY BE CONSTRUCTED AND MAINTAINED UNDER THIS ORDER

Land in the Parish of Selworthy in the County of Somerset comprising part of enclosure numbered 0076 on the 1:2500 Ordnance Survey metric plan number SS 8847 8947/9047 9147 (1974 edition) and coloured red on the deposited plan.

A. G. Semple,
An Under Secretary in the Department of the Environment.

Signed by authority of the Secretary of State
10th October 1977.

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