STATUTORY INSTRUMENTS

1979 No. 901

WATER, ENGLAND AND WALES

The Wessex Water Authority (River Exe) Order 1979

Made - - - - *25th July* 1979

Coming into Operation *3rd August* 1979

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 (River Exe) Order 1979 and shall come into operation on 3rd August 1979.

(2) The Wessex Water Authority Orders 1974 to 1978 and this order may be cited together as the Wessex Water Authority Orders 1974 to 1979.

Interpretation.

2. In this order unless the context otherwise requires—

"the authorised works" means the works authorised by this order;

"the Authority" means the Wessex Water Authority;

"the deposited plans" means the plans prepared in duplicate, signed by an Under Secretary in the Department of the Environment and marked "Plans referred to in the Wessex Water Authority (River Exe) Order 1979", one duplicate of which 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 from time to time 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) thereof, 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 obtained sufficient rights therein—

(*a*) construct and maintain on the land described in Part I of Schedule 2 to this order an intake in the River Exe, a pumping station and treatment plant;

(*b*) construct and maintain on the land described in Part II of Schedule 2 to this order a service reservoir;

(a) 1945 c. 42. (b) S.I. 1951/142, 1900, 1970/1681.

(*c*) construct and maintain on the said land (in addition to the works authorised by section 4 of the Third Schedule as applied to this order) all such intakes, pumping stations, treatment plant and service reservoirs as may be necessary or expedient for augmenting or improving the supply of water obtainable from the said intake;

(*d*) construct and maintain on the line coloured green on the deposited plan numbered one a line of pipes commencing at the land described in Part I of Schedule 2 to this order and terminating at the water main in the highway at National Grid Reference SS 84323911;

(*e*) construct and maintain on the line coloured purple on the deposited plan numbered two a line of pipes commencing at the land described in Part II of Schedule 2 to this order and terminating at the water main in enclosure number 325 described in that part at National Grid Reference Point SS 85263900.

Works to form part of undertaking.

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

SCHEDULE 1

PROVISIONS OF THE 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; and for the words "any land for the time being held by them in connection with their water undertaking" there shall be substituted the words "the land described in the special Act" and after the word "buildings" there shall be inserted the words "means of access".
Section 5 (Power of undertakers to lay or erect telephone wires, &c.)	—
Section 6 (Penalty for obstructing construction of works)	—
Section 7 (Power to acquire easements for underground works)	—
Part IV (Minerals Underlying Waterworks)	In section 12 for the words "after this section is incorporated with their enactments" there shall be substituted the words "under the special Act"; for the words "all existing pipes or other conduits for the collection, passage or distribution of water and underground works belonging to them" there shall be substituted the words "all such pipes or other conduits or underground works"; and the words "for the time being belonging to them" shall be omitted.
Section 91 (Mode of reference to arbitration)	—
Section 92 (Liability of undertakers to pay compensation)	—
Section 94 (Copies of special Act to be kept by undertakers in their office, and deposited with certain officers).	—

SCHEDULE 2

PART I

Land in the Parish of Exford in the District of West Somerset in the County of Somerset at National Grid Reference SS84253912 adjoining the River Exe near Higher Mill Farm, near Exford being part of the enclosure numbered 276 on the 1/2500 map of Somerset, sheet 45-8 (1903 Edition) and more particularly delineated on the deposited plan numbered 1 and thereon coloured red and containing 0·025 hectares or thereabouts.

PART II

Land in the Parish of Exford aforesaid at National Grid Reference SS85233899 near Coombe Farm near Exford being part of the enclosure numbered 325 on the said 1/2500 map of Somerset and more particularly delineated on the deposited plan numbered 2 and thereon coloured blue and containing 0·040 hectares or thereabouts.

Signed by authority of
the Secretary of State
25th July 1979.

D. C. Musgrave,
An Under Secretary in the
Department of the Environment.

Printed in England by McCorquodale Printers Ltd., and published by Her Majesty's Stationery Office
150/P24230/1 J33 K7 8/79

20p net

ISBN 0 11 093901 8