STATUTORY INSTRUMENTS

1973 No. 1663

WATER SUPPLY, ENGLAND AND WALES

The West Shropshire Water Board (Morton Borehole) Order 1973

Made - - - - 1*st October* 1973

Coming into Operation 15*th October* 1973

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 West Shropshire Water Board (Morton Borehole) Order 1973, and shall come into operation on 15th October 1973.

(2) The West Shropshire Water Board Orders 1963 to 1972 and this order may be cited together as the West Shropshire Water Board Orders 1963 to 1973.

Interpretation.

2. In this order, unless the context otherwise requires—

"the Board" means the West Shropshire Water Board;

"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 West Shropshire Water Board (Morton Borehole) Order 1973", one duplicate of which is deposited and available for inspection at the offices of the Board 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 water undertaking of the Board as for the time being authorised by any enactment.

Construction and maintenance of works.

3. The Board may, when they have acquired the necessary land or obtained sufficient rights therein, on or under the land described in Schedule 2 to this order—

(*a*) construct and maintain a borehole;

(*b*) construct and maintain (in addition to the works authorised by section 4 of the Third Schedule) all such wells, boreholes, adits and headworks as may be necessary or expedient for augmenting or improving the supply of water obtainable by means of the borehole authorised by the foregoing paragraph.

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

[DOE 12619]

Works to form part of undertaking.

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

Application of certain provisions of Third Schedule.

5. For the purposes of this order, the provisions of the Third Schedule which are set out 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.

SCHEDULE 1

PROVISIONS OF THE THIRD SCHEDULE APPLIED

(1) Provisions applied	(2) Modifications
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" there shall be inserted the words "described in the special Act and".
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

DESCRIPTION OF LAND

Land in the parish of Oswestry Rural in the rural district of Oswestry in the county of Salop containing approximately 0·25 of an acre being part of the enclosure numbered 3201 in the said parish on the 1/2500 ordnance map of Shropshire Sheet XIX 15 (Edition of 1928) and delineated and coloured pink on the deposited plan.

F. J. Ward,
An Under Secretary in the Department of the Environment.

Signed by authority of the Secretary of State.

1st October 1973.

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