STATUTORY INSTRUMENTS

1974 No. 334

LAND DRAINAGE

The Yorkshire River Authority (Dun Internal Drainage District) Order 1973

Made - - - *17th December* 1973

Coming into Operation *27th February* 1974

Whereas the Yorkshire River 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 4(1)(*b*) of the Land Drainage Act 1930(**a**) in relation to the Dun Internal Drainage District:

And whereas the Minister has decided to confirm the Scheme, a copy of which is annexed hereto:

Now, therefore, the Minister, in exercise of the powers conferred upon him by sections 4(3) and 14 of the Land Drainage Act 1930, as applied by the Water Resources Act 1963(**b**), and of every other power enabling him in that behalf, hereby orders as follows:—

1. This Order, which may be cited as the Yorkshire River Authority (Dun Internal Drainage District) Order 1973, shall, unless subject to special parliamentary procedure, come into operation on the date of its confirmation by the Minister.

2. The Interpretation Act 1889(**c**) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3. The Scheme is hereby confirmed.

4. The expenses of the Minister in connection with the making and confirmation of this Order shall be borne by the Yorkshire River 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 17th December 1973.

(L.S.)

(Sgd.) *H. Pease,*
Assistant Secretary.

(**a**) 1930 c. 44. (**b**) 1963 c. 38. (**c**) 1889 c. 63.

LAND DRAINAGE ACT 1930

WATER RESOURCES ACT 1963

THE YORKSHIRE RIVER AUTHORITY

DUN INTERNAL DRAINAGE DISTRICT

The Yorkshire River Authority, in pursuance of section 4(1)(*b*) of the Land Drainage Act 1930, as modified and applied by the Water Resources Act 1963, have prepared the following Scheme making provision for the amalgamation of three internal drainage districts and the constitution of a new internal drainage board, and for certain matters supplemental to or consequential on the matters aforesaid;

And the River Authority submit the Scheme to the Minister of Agriculture, Fisheries and Food for confirmation under section 4(3) of the Land Drainage Act 1930.

SCHEME

1. In this Scheme unless the context otherwise requires—

(*a*) "the Minister" means the Minister of Agriculture, Fisheries and Food;

(*b*) "the Drainage District" means the Dun Internal Drainage District, constituted by this Scheme;

(*c*) "the Board" means the Dun Drainage Commissioners, constituted by this Scheme;

(*d*) "the River Authority" means the Yorkshire River Authority;

(*e*) "the existing drainage districts" means the Dun Internal Drainage District as constituted by the Yorkshire Ouse River Board (Dun Internal Drainage District) Order 1952(**a**), the Fishlake Internal Drainage District as constituted by the Yorkshire Ouse River Board (Alteration of Boundaries of the Fishlake Internal Drainage District) Order 1962(**b**) and the Sykehouse Drainage District as constituted by the Doncaster District (Sykehouse) Drainage Order 1933(**c**); and

(*f*) "the existing drainage boards" means the drainage boards for the existing drainage districts respectively.

2. This Scheme shall come into operation on a day to be appointed by the Minister and such day is hereinafter referred to as "the appointed day".

3. On the appointed day all those lands lying in the existing drainage districts which are shown coloured pink and green and edged with a red line on the Map (in two parts) sealed by the River Authority in relation to this Scheme shall be constituted one internal drainage district which shall be known as the "Dun Internal Drainage District" and there shall be a drainage board for such district which shall be called the "Dun Drainage Commissioners".

4. The Board shall consist of fifteen members who, with the exception of the first members, shall be elected in accordance with the provisions contained in section 33 of, and the Third Schedule to, the Land Drainage Act 1930, as amended by the Land Drainage Act 1961(**d**).

(**a**) S.I. 1952/969, 970.
(**b**) S.I. 1962/2869.
(**c**) S.R. & O. 1933/99.
(**d**) 1961 c. 48.

5. The first members of the Board shall be appointed by the Minister and shall hold office until the expiration of one year from the first day of November next following the day on which they are appointed.

6. The Drainage District shall be divided into two Electoral Divisions and the number of members to be elected from each Electoral Division to the Board shall be as follows:—

Electoral Division	*Area*	*Number of Members*
No. 1	All the land coloured pink on the said map	Twelve
No. 2	All the land coloured green on the said map	Three

7. The existing drainage boards shall be abolished and any property, rights, powers, duties, obligations and liabilities, which were immediately before the appointed day vested in or to be discharged by the existing drainage boards in relation to the existing drainage districts shall on the appointed day be transferred to and be vested in or be discharged by the Board.

8. All arrears of rates made before the appointed day in respect of any land within the existing drainage districts by the existing drainage boards may be recovered by the Board in the same manner as if they had been rates made by the Board.

9. As respects any matter transferred under this Scheme the Scheme shall operate as conclusive evidence of the transfer without the necessity of any further assignment or deed of transfer.

10. The accounts of the existing drainage boards shall be made up to the appointed day and copies thereof forthwith sent to the Board.

DATED the 25th day of July 1973.

THE COMMON SEAL of THE YORKSHIRE RIVER AUTHORITY was hereunto affixed in the presence of:— (L.S.)

(Sgd.) *R. H. Coulman,*
Chairman.

(Sgd.) *D. C. North,*
Clerk of the Authority.

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 1930:

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, Fisheries and Food is hereunto affixed on 27th February 1974.

(L.S.)

(Sgd.) *H. Pease,*
Assistant Secretary.

Whereas the Scheme confirmed by the Yorkshire River Authority (Dun Internal Drainage District) Order 1973 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 April 1974 to be the said appointed day.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 27th February 1974.

(L.S.)

(Sgd.) *H. Pease,*
Assistant Secretary.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made by the Minister of Agriculture, Fisheries and Food, confirms a Scheme submitted to him by the Yorkshire River Authority for the amalgamation of the Dun and Fishlake Internal Drainage Districts with the Sykehouse Drainage District to constitute an internal drainage district to be known as the Dun Internal Drainage District.

The Scheme also provides for the constitution of a new internal drainage board to be known as the Dun Drainage Commissioners, and for the abolition of the drainage boards for the existing Dun and Fishlake Internal Drainage Districts and the Sykehouse Drainage District.

The map mentioned in the Scheme is available for inspection during office hours at the Office of the Minister of Agriculture, Fisheries and Food, Great Westminster House, Horseferry Road, London SW1P 2AE, and a certified copy thereof may be inspected during office hours at the Office of the Dun Drainage Commissioners.

Printed in England by McCorquodale Printers Ltd., and published by Her Majesty's Stationery Office
27/P10949/8 D35 K8 3/74
6p net
ISBN 0 11 040334 7