STATUTORY INSTRUMENTS

1977 No. 810

WATER, ENGLAND AND WALES

The Yorkshire Water Authority (River Wharfe) (Arthington Intake) Order 1977

Made - - - - 9*th May* 1977

Coming into Operation 23*rd May* 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, commencement and expiration.

1.—(1) This order may be cited as the Yorkshire Water Authority (River Wharfe) (Arthington Intake) Order 1977 and shall come into operation on 23rd May 1977.

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

(3) This order shall continue in force until 31st December 1978 or such date as shall be certified by the Chief Executive of the Authority as that upon which works are completed for abstraction of water by the Authority from the River Ouse at Moor Monkton and for conveying it by pipe to Eccup Reservoir, whichever such date first occurs.

Interpretation.

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

"the Authority" means the Yorkshire 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 Yorkshire Water Authority (River Wharfe) (Arthington Intake) Order 1977", one duplicate of which is deposited and available for inspection at the offices of the Solicitor to the Authority at West Riding House, 67 Albion Street, Leeds, 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 Authority as for the time being authorised by any enactment.

Power to construct works.

3. Subject to the provisions of this order the Authority may construct, continue and maintain in the lines and situations shown on the deposited plan the following works—

(*a*) a water intake in the River Wharfe at National Grid Reference point SE 26374541 in the Parish of Arthington in the City of Leeds in the County of West Yorkshire;

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

(*b*) a pipe running approximately south west and then north east from the said intake to the Authority's trunk main at a point approximately 35 metres from the said intake, and shown coloured red on the deposited plan;

together with a pumping station all in the lines and situations shown on the deposited plan, and also such switchgear and underground electricity cables, valves and drains as are necessary or expedient for the taking of water by means of the said intake and pipe.

Works to form part of undertaking.

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

Application of provisions of Third Schedule.

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

SCHEDULE

PROVISIONS OF THIRD SCHEDULE APPLIED

Provisions applied (1)	Modifications (2)
Part II (Works and lands)	In section 2 for the words "plans submitted to the Minister" there shall be substituted the words "deposited plan".
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 the special Act to be kept by undertakers in their office and deposited with certain officers)	—

A. G. Semple,

An Under Secretary in the Department of the Environment.

Signed by authority of the Secretary of State
9th May 1977.

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