STATUTORY INSTRUMENTS

1980 No. 176

WATER, ENGLAND AND WALES

The Yorkshire Water Authority (River Wharfe : Arthington Intake) Order 1980

Made - - - - 11*th February* 1980

Coming into Operation 20*th February* 1980

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 Yorkshire Water Authority (River Wharfe : Arthington Intake) Order 1980 and shall come into operation on 20th February 1980.

(2) The Yorkshire Water Authority Orders 1974 to 1979 and this order may be cited together as the Yorkshire Water Authority Orders 1974 to 1980.

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 1980", 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 continue and maintain works.

3. The Authority may continue and maintain on or under the land described in Schedule 2 to this order a water intake on the right bank of the River Wharfe at National Grid Reference point SE 2637 4541 and (in addition to the works authorised by section 4 of the Third Schedule as applied to the undertaking) an intake pipe and such pumps, switchgear and underground cables, pipes, valves and drains as are necessary or expedient for the taking of water by means of the said intake.

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 Schedule 1 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.

(a) 1945 c. 42.

(b) S.I. 1951/142, 1900, 1970/1681.

[DET 34232]

SCHEDULE 1

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 belong- 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)	—

SCHEDULE 2

LAND ON OR UNDER WHICH WORKS MAY BE CONTINUED AND MAINTAINED UNDER THIS ORDER

Land in the Parish of Arthington in the District of Leeds in the County of West Yorkshire shown coloured pink on the deposited plan being enclosures numbered 2735 3246 and 2530 and parts of enclosures numbered 3249 and 7919 on the 1 : 2500 ordnance plan sheet numbers SE 2645 and SE 2745 (1963 edition).

Signed by authority of
the Secretary of State

11th February 1980.

G. May,

An Under Secretary in the
Department of the Environment.