*These notes refer to the Water Act 2003 (c.37) which received Royal Assent on 20th November 2003*

# WATER ACT 2003

## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

### Part 1: Abstraction and Impounding

***Sections 28 to 29 Water resources management schemes***
87.

**Section 28: Water resources management schemes: other abstractors.**

This section gives the EA the power to enter into arrangements with holders of abstraction licences other than water undertakers for securing the proper management of the waters they use and the reservoirs and works under their control. The arrangements may require reference of any questions arising under the arrangements to the Secretary of State for determination.

88. Provisions in this section are devolved to the Assembly.
89.

**Section 29: Water resources management schemes: referral to Secretary of State.**

Water undertakers or other abstractors may be unwilling to enter into or maintain (or vary) water management arrangements with the EA. This section gives the Agency the power to refer to the Secretary of State the question whether such arrangements should be entered into, renewed or varied and, if so, what their terms should be. The Secretary of State may refer such issues to an appointed person for determination.

90. Provisions in this section are devolved to the Assembly.