



Reservoirs Act 1975

1975 CHAPTER 23

[^{F1} Operation of Act, and administration

[^{F1} Ambit of Act and interpretation.

- (1) ^{F2} ...
- (2) ^{F2} ...
- (3) ^{F2} ...
- (4) In relation to any reservoir “undertakers” means for purposes of this Act—
 - (a) in the case of a reservoir that is or, when constructed, is to be managed and operated [^{F3}by the Environment Agency, the Natural Resources Body for Wales (the “NRBW”) or a water undertaker, the Environment Agency, the NRBW or, as the case may be, the water][^{F4}undertaker]; and
 - (b) in any other case—
 - (i) if the reservoir is used or intended to be used for the purposes of any undertaking, the persons for the time being carrying on that undertaking; or
 - (ii) if the reservoir is not so used or intended to be used, the owners or lessees of the reservoir.

[^{F5}(4A) The “area” of the Environment Agency, in its capacity as a relevant authority for purposes of this Act, is the whole of England ^{F6}....]

[^{F7}(4C) The “area” of the NRBW, in its capacity as a relevant authority for the purposes of this Act, is the whole of Wales.]

- (5) This Act shall not be taken as conferring on any person a claim to damages in respect of a breach by undertakers of their obligations under this Act.

[^{F8}(5A) In this Act, “appropriate agency” means—

- (a) in relation to reservoirs in England, the Environment Agency;
- (b) in relation to reservoirs in Wales, the NRBW.]

Changes to legislation: Reservoirs Act 1975, Section 1 is up to date with all changes known to be in force on or before 08 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (6) The expressions listed in column 1 of Schedule 1 to this Act have for purposes of this Act the meanings given to them by the provisions of this Act shown in column 2 of the Schedule.]

Textual Amendments

- F1** Act repealed (S.) (1.4.2016) by Reservoirs (Scotland) Act 2011 (asp 9), **ss. 8(2)**, 116(1) (with s. 110); S.S.I. 2016/42, art. 2, sch. (with art. 3)
- F2** S. 1(1)-(3) omitted (30.7.2013 for E., 1.4.2016 for W.) by virtue of Flood and Water Management Act 2010 (c. 29), s. 49(3), **Sch. 4 para. 3(1)** (with s. 49(1)(6)); S.I. 2013/1590, art. 3(b); S.I. 2016/79, art. 2(b)
- F3** Words in s. 1(4)(a) substituted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (S.I. 2013/755), art. 1(2), **Sch. 2 para. 118(2)** (with Sch. 7)
- F4** Words in s. 1(4)(a) substituted (E.W.) by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 25 para. 49** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)-(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58)
- F5** S. 1(4A) inserted (1.10.2004) by Water Act 2003 (c. 37), **ss. 74(1)(c)**, 105(3); S.I. 2004/2528, art. 2(k) (with Sch. para. 8)
- F6** Words in s. 1(4A) omitted (1.4.2013) by virtue of The Natural Resources Body for Wales (Functions) Order 2013 (S.I. 2013/755), art. 1(2), **Sch. 2 para. 118(3)** (with Sch. 7)
- F7** S. 1(4C) inserted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (S.I. 2013/755), art. 1(2), **Sch. 2 para. 118(4)** (with Sch. 7)
- F8** S. 1(5A) inserted (1.4.2013) by The Natural Resources Body for Wales (Functions) Order 2013 (S.I. 2013/755), art. 1(2), **Sch. 2 para. 118(5)** (with Sch. 7)

Modifications etc. (not altering text)

- C1** S. 1 excluded (16.3.1992) by Avon Weir Act 1992 (c. v), **s. 12(2)**

Changes to legislation:

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[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 1(4B) inserted by [2009 asp 6 s. 84\(2\)](#)
- s. 12C inserted by [2009 asp 6 s. 89](#)
- s. 12ZA inserted by [2009 asp 6 s. 88](#)
- s. 22B inserted by [2009 asp 6 s. 86\(2\)](#)
- s. 27B inserted by [2009 asp 6 s. 90](#)