



Water Industry Act 1991

1991 CHAPTER 56

PART VI

UNDERTAKERS' POWERS AND WORKS

CHAPTER III

SUPPLEMENTAL PROVISIONS WITH RESPECT TO UNDERTAKERS' POWERS

Protective provisions

191 Duties to make recreational facilities available when building reservoirs in Wales

- (1) Where a water undertaker carries out any works for or in connection with the construction or operation of a reservoir in Wales which—
- (a) permanently affect one or more communities; and
 - (b) are not primarily intended by that undertaker to benefit the inhabitants of that or those communities,

it shall be the duty of that undertaker to make available facilities for recreation or other leisure-time occupation for the benefit of those inhabitants or to assist others to make such facilities available.

- (2) It shall be the duty of every water undertaker, in performing its duty under subsection (1) above, to consult—
- (a) the community councils of the communities affected, in the case of communities having such councils; and
 - (b) in any case, the council of any district in which any community affected is situated.
- (3) The duties of a water undertaker under this section shall be enforceable under section 18 above by the Secretary of State.