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STATUTORY INSTRUMENTS

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1974 No. 1948

**WATER, ENGLAND AND WALES**

**The North West Water Authority (Fylde Water  
Supply Unit) (Boreholes) Order 1974**

*Made* - - - 21st November 1974

*Coming into Operation* 9th December 1974

The Secretary of State for the Environment, in exercise of the powers conferred by sections 23 and 33 of the Water Act 1945(a) now vested in him(b) and of all other powers enabling him in that behalf, hereby orders as follows:—

1.—(1) This order may be cited as the North West Water Authority (Fylde Water Supply Unit) (Boreholes) Order 1974 and shall come into operation on 9th December 1974. Citation and commencement.

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

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

“the Authority” means the North West Water Authority;

“the Third Schedule” means the Third Schedule to the Water Act 1945;

“the undertaking” means the undertaking of the Authority as for the time being authorised by any enactment. Interpretation.

3. The Authority may continue and maintain the existing boreholes constructed on or under the lands described in Schedule 1 to this order and may construct and maintain on or under such lands (in addition to the works authorised by section 4 of the Third Schedule as applied to the undertaking by this order) all such pumping stations, wells, boreholes, adits and headings as may be necessary or expedient for augmenting or improving the supply of water obtainable by means of the said boreholes. Construction and continuation of works.

4. The works authorised by this order shall for all purposes be deemed to form part of the undertaking. Works to form part of undertaking.

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

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(a) 1945 c. 42.

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

6. The following enactments are hereby repealed—

(a) Section 4 (Power to take waters) of The Fylde Water Board (Garstang Borehole) Order 1959(a);

(b) Section 4 (Power to take waters) of The Fylde Water Board (Broughton Scheme) Order 1961(b);

(c) Section 4 (Power to take waters) and section 5 (For protection of Company's boreholes) of The Fylde Water Board (Garstang and Catterall Boreholes) Order 1964(c);

(d) Paragraph 2 of the Schedule to The Fylde Water Board (Broughton Scheme Amendment) Order 1965(d).

SCHEDULE 1

All that plot of land in the Parish of Myerscough in the Borough of Wyre in the County of Lancashire containing in the whole 1,328 square yards or thereabouts and being part of the enclosure numbered 0003 in the said Borough on the 1/2500 ordnance maps of Lancashire number SD 4941.

All that plot of land in the Parish of Catterall in the Borough of Wyre in the County of Lancashire containing in the whole 265 square yards or thereabouts and being part of the enclosure numbered 3541 in the said Borough on the 1/2500 ordnance map of Lancashire number SD 4942.

All that plot of land in the Parish of Claughton in the Borough of Wyre in the County of Lancashire containing in the whole 777 square yards or thereabouts and being part of the enclosures numbered 2900 and 3600 in the said Borough on the 1/2500 ordnance map of Lancashire number SD 5042.

All that plot of land in the Parish of Claughton in the Borough of Wyre in the County of Lancashire containing in the whole 790 square yards or thereabouts and being part of the enclosure numbered 8343 in the said Borough on the 1/2500 ordnance map of Lancashire number SD 5041.

All that plot of land in the Parish of Claughton in the Borough of Wyre in the County of Lancashire containing in the whole 1,500 square yards or thereabouts and being part of the enclosure numbered 8784 in the said Borough on the 1/2500 ordnance map of Lancashire number SD 5042.

All those two several plots of land in the Parish of Claughton in the Borough of Wyre in the County of Lancashire each containing in the whole 1 square yard or thereabouts and forming a portion of the grass verge on the westerly side of the Works Access Road to the northbound carriageway of the M6 Motorway on the 1/2500 ordnance map of Lancashire number SD 5142.

All that plot of land in the Parish of Catterall in the Borough of Wyre in the County of Lancashire containing in the whole 9.66 acres or thereabouts and being part of the enclosure numbered 3826 in the said Borough on the 1/2500 ordnance map of Lancashire number SD 4942.

All that plot of land in the Parish of Garstang in the Borough of Wyre in the County of Lancashire containing in the whole 1,310 square yards or thereabouts and being part of the enclosure numbered 6427 in the said Borough on the 1/2500 ordnance map of Lancashire number SD 4946.

All that plot of land in the Parish of Gisburn Forest in the Borough of Ribble Valley in the County of Lancashire containing in the whole 70 square yards or thereabouts and being situate at map reference 762 576 in the said Borough on the 1:10,560 ordnance map of Yorkshire West Riding SD 75 NE.

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(a) S.I. 1959/1094.

(b) S.I. 1961/1042.

(c) S.I. 1964/548.

(d) S.I. 1965/1339.

## SCHEDULE 2

### PROVISIONS OF THE THIRD SCHEDULE APPLIED

Provisions applied (1)	Modifications (2)
Section 4 (General power to construct subsidiary works)  Section 92 (Liability of undertakers to pay compensation)  Section 94 (Copies of special Act to be kept by undertakers in their office, and deposited with certain officers)	The words "and to any other provisions of the special Act limiting the powers of the undertakers to abstract water" shall be omitted and after the word "land" there shall be inserted the words "described in the special Act and".

Signed by authority of  
the Secretary of State  
21st November 1974

*J. R. Niven*  
An Under Secretary  
in the Department of  
the Environment.