

1974 No. 375

**LAND DRAINAGE**
**The Water Authorities (Precepts to Internal Drainage Boards)  
Regulations 1974**

<i>Made</i> - - - -	<i>6th March 1974</i>
<i>Laid before Parliament</i>	<i>11th March 1974</i>
<i>Coming into Operation</i>	<i>1st April 1974</i>

The Minister of Agriculture, Fisheries and Food, in exercise of the powers conferred on him by sections 22(3) and 74 of the Land Drainage Act 1930(a), as applied by section 9 of the Water Act 1973(b), and of all other powers enabling him in that behalf, hereby makes the following regulations:—

*Citation, commencement and interpretation*

1.—(1) These regulations may be cited as the Water Authorities (Precepts to Internal Drainage Boards) Regulations 1974 and shall come into operation on 1st April 1974.

(2) The Interpretation Act 1889(c) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament, and as if these regulations and the regulations hereby revoked were Acts of Parliament.

*Form of Statement of Purposes*

2. Any statement prepared under section 22(3) of the Land Drainage Act 1930, as applied by section 9 of the Water Act 1973 (which requires a water authority to prepare a statement of the purposes to which the amount demanded by any precept issued by the authority under that section is intended to be applied, and of the basis upon which it is calculated), shall be in the form set out in the schedule to these regulations, or in a form substantially to the like effect.

*Revocation*

3. The River Authorities (Precepts on Internal Drainage Boards) Regulations 1969(d) are hereby revoked.

In witness whereof the official seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 6th March 1974.

(L.S.)

*Fred Peart,*  
Minister of Agriculture, Fisheries and Food

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(a) 1930 c. 44.  
(c) 1889 c. 63.

(b) 1973 c. 37.  
(d) S.I. 1969/438 (1969 I, p. 1292).

SCHEDULE  
 LAND DRAINAGE ACT 1930, SECTION 22  
 WATER ACT 1973  
*Form of Statement*  
 Local Land Drainage District (i)  
 Precept for the Year Commencing 1st April 19

Part I.—Statement of purposes to which the amount demanded by precept is intended to be applied.	Total expenditure	Government grants	Defrayed from any reserve, replacement or sinking fund (ii)	Relevant expenditure (Col. (2) less Cols. (3) and (4))
PURPOSE	(2)	(3)	(4)	(5)
1. Expenses under enactments relating to land drainage—				
(1) Capital expenditure from revenue—				
(a) Grant-aided works				
(b) Non grant-aided items .....				
(2) Other expenditure—				
(a) Payments in respect of works financed by borrowing (including loan charges)				
(b) Maintenance works				
(c) Administration expenses (including proportion of water authority and regional land drainage committee expenses)				
(d) Contributions to internal drainage boards				
(e) Debit transfers to other water authority accounts				
(f) Other items ...				
2. Payments into reserve or into any replacement or sinking fund ...				
3. Provision for working capital ... ..				
4. Debit balances brought forward ... ..				
			£	
Part II—(1) Statement of income other than under paragraph 11 of Schedule 5 to the Water Act 1973				
(a) Contributions from internal drainage boards (see Part III)				
(b) General drainage charge ... ..				
(c) Sundry receipts ... ..				
(2) Credit balances brought forward ... ..				
(3) Credit transfers from other water authority accounts ... ..				
(4) Amount to be met under paragraph 11 of Schedule 5 to the Water Act 1973 by precepts to the councils of the counties and London boroughs.				
Total revenues ... ..				£

Part III—Statement of the amounts demanded by precepts to internal drainage boards and of the basis on which they are calculated including amounts specified under section 21(1) of the Land Drainage Act 1961 as corresponding to contributions	Amount of precept	Basis on which the precept is calculated
..... .....	£	

Under section 21(1) of the Land Drainage Act 1930, which is made applicable to water authorities by virtue of section 9 of the Water Act 1973, a water authority shall by resolution require each internal drainage board to make towards the expenses of the water authority such contribution as the water authority may consider to be fair. By section 21(5) of the Land Drainage Act 1930 as applied to water authorities, an internal drainage board, if it is aggrieved by a resolution of a water authority determining the amount of the contribution, may, within six weeks after the date on which the notice of the resolution is given by the water authority to the internal drainage board, appeal to the Minister of Agriculture, Fisheries and Food against the resolution, and the Minister may, after considering any objections made to him and if he thinks fit, holding a local public inquiry, make such an order as he thinks just.

**NOTES**

- (i) "Local land drainage district" has the meaning assigned to it by section 38(1) of the Water Act 1973.
- (ii) Excluding payments into any reserve, replacement or sinking fund which are to be entered in paragraph 2 of Part I.

**EXPLANATORY NOTE**

*(This Note is not part of the Regulations.)*

Water authorities may raise money towards defraying their expenses by issuing precepts to internal drainage boards. These Regulations, which come into operation on the 1st April 1974, prescribe a form of statement to be sent with every precept setting out the purposes to which the amount demanded is to be applied and the basis on which it is calculated.

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