

1976 No. 2123

WATER, ENGLAND AND WALES

The Hartlepoons Water Order 1976

Made - - - - 8th December 1976

Coming into Operation 20th December 1976

The Secretary of State for the Environment, in exercise of powers conferred by sections 32 and 50 of the Water Act 1945(a) and 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 Hartlepoons Water Order 1976 and shall come into operation on 20th December 1976. Citation and commencement.

(2) This order shall be included among the enactments which may be cited together as the Hartlepoons Water Acts and Orders 1867 to 1976.

2.—(1) In this order, unless the context otherwise requires, expressions to which meanings are assigned by the Third Schedule to the Water Act 1945 have the same respective meanings; and— Interpretation.

“the Company” means the Hartlepoons Water Company;

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

(2) Unless the context otherwise requires, any reference in this order to any enactment shall be construed as a reference to that enactment as extended or amended by any subsequent enactment, including this order.

3. Section 55 (making and dates for payment of water rates) of the Third Schedule to the Water Act 1945 as applied to the undertaking by and for the purposes of the Hartlepoons (Water Charges) Order 1957(c) shall have effect as if there were inserted at the end of subsection (1) thereof the following proviso— Power to make quarterly rate.

“Provided that notwithstanding the foregoing provisions of this subsection the undertakers may make a water rate by fixing a rate poundage in respect of the period of three months commencing on 1st January 1977.”.

4. For the purpose of this order, section 94 of the Third Schedule to the Water Act 1945 (which requires undertakers to keep a copy of the special Act at their principal office, and to deposit copies with certain officers), shall apply to the undertaking and is hereby incorporated with this order. Application of section 94 of Third Schedule to Water Act 1945.

(a) 1945 c. 42.

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

(c) S.I. 1957/2027.

Costs of
order.

5. All costs, charges and expenses preliminary to and of and incidental to the preparing, applying for, obtaining and making of this order shall be paid by the Company and may be paid by them in whole or in part out of revenue.

Signed by authority of
the Secretary of State
8th December 1976.

A. G. Semple,
An Under Secretary in the
Department of the Environment.

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