

1977 No. 1004

WATER, ENGLAND AND WALES

**The Wessex Water Authority (Wadham's Farm, River Tone)
Order 1977**

Made - - - - 8th June 1977

Coming into Operation 1st July 1977

The Secretary of State for the Environment, in exercise of powers conferred by section 23 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 Wessex Water Authority (Wadham's Farm, River Tone) Order 1977 and shall come into operation on 1st July 1977. Citation and commencement.

(2) This order shall be included among the enactments which may be cited together as the Wessex Water Authority Orders 1974 to 1977.

2. In this order unless the context otherwise requires—

Interpretation.

“the authorised works” means the works authorised by this order;

“the Authority” means the Wessex Water Authority;

“the deposited plan” means the plan prepared in duplicate, signed by an Under Secretary in the Department of the Environment and marked “Plan referred to in the Wessex Water Authority (Wadham's Farm, River Tone) Order 1977”, one duplicate of which is deposited and available for inspection at the principal office of the Authority and the other at the offices of the Secretary of State for the Environment;

“the existing intake” means the existing intake constructed on the land described in Schedule 2 to this order at the point shown on the deposited plan;

“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.

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

(a) 1945 c. 42.

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

Power to construct, continue and maintain works.

4. The Authority may when they have acquired the necessary land or obtained sufficient rights therein—

- (a) continue and maintain the existing intake together with the pump, control shed and generator therewith;
- (b) construct and maintain on the land described in Schedule 2 to this order (in addition to the works authorised by section 4 of the Third Schedule) all such pumping stations, intakes, pipes and ancillary equipment as may be necessary or expedient for augmenting or improving the supply of water obtainable from the existing intake;
- (c) continue and maintain the line of pipes commencing at the existing intake and terminating at National Grid Reference ST 05462892 and shown coloured green on the deposited plan.

Works to form part of undertaking.

5. The authorised works shall for all purposes form part of the undertaking.

SCHEDULE 1

PROVISIONS OF THE THIRD SCHEDULE APPLIED

Provisions Applied (1)	Modifications (2)
Section 4 (General power to construct subsidiary works)	The words "and to any other provisions of the special Act limiting the powers of the undertakers to abstract water" shall be omitted; and for the words "any land for the time being held by them in connection with their water undertaking" there shall be substituted the words "the land described in the special Act" and after the word "buildings" there shall be inserted the words "means of access".
Section 5 (Power of undertakers to lay or erect telephone wires, &c) Part IV (Minerals Underlying Water-works)	In section 12 for the words "after this section is incorporated with their enactments" there shall be substituted the words "under the special Act"; for the words "all existing pipes or other conduits for the collection, passage or distribution of water and underground works belonging to them" there shall be substituted the words "all such pipes or other conduits or underground works"; and the words "for the time being belonging to them" shall be omitted.
Part VI (Breaking Open Streets, &c)	—
Section 91 (Mode of reference to arbitration)	—
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)	—

SCHEDULE 2

Land on the south-west bank of the River Tone near Wadham's Farm in the Parish of Chipstable in the District of Taunton Deane in the County of Somerset at National Grid reference ST 05492782 and being adjacent to the existing intake and extending therefrom in a north-westerly direction for 20 metres the width of the said land at no point exceeding 15 metres.

Signed by authority of
the Secretary of State.
8th June 1977.

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