

1977 No. 2195

WATER, ENGLAND AND WALES

**The Mid Southern Water (Repeal of Local Enactments)
Order 1977**

Made - - - 29th November 1977

Coming into Operation 28th December 1977

Whereas the Secretary of State for the Environment is empowered by section 33 of the Water Act 1945(a) as now vested in him (b) to make an order for the purposes hereinafter appearing but by virtue of the provisions of the said Act of 1945 the order will not come into operation until the provisions of paragraph 8 of Schedule 1 thereto have been complied with:

Now therefore the said Secretary of State, in exercise of the powers hereinbefore recited and of all other powers enabling him in that behalf, hereby orders as follows:—

1.—(1) This order may be cited as the Mid Southern Water (Repeal of Local Enactments) Order 1977. Citation.

(2) This order shall be included among the enactments which may be cited together as the Mid Southern Water Acts and Orders 1893 to 1977.

2. In this order— Interpre-
 “the Company” means the Mid Southern Water Company; tation.
 “the undertaking” means the undertaking of the Company as for the time being authorised by any enactment.

3. The following enactments are hereby repealed— Repeal.

- (a) the enactments specified in Part I of the Schedule to this order, which (inter alia) provide that the hardness of water supplied in certain parts of the limits of supply of the Company is not to exceed twelve degrees according to Clark’s scale;
- (b) the enactment specified in Part II of the said Schedule, which provides that water supplied from any well or pumping station in the Wokingham limits, as defined by the Frimley and Farnborough District Water Act 1933(c), need not be softened unless the hardness exceeds fifteen degrees according to Clark’s scale; and
- (c) the enactments specified in Part III of the said Schedule, which provide that statutory obligations relating to the softening of water are not to apply within the parts of the limits of supply of the Company which were added thereto by the said Act of 1933 or subsequently.

(a) 1945 c. 42.

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

(c) 1933 c. xxxiv.

Application of section 94 of Third Schedule to Water Act 1945.

4. For the purposes 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.

Costs of order.

5. The costs, charges and expenses of and incidental to the application for and the preparation and making of this order may in whole or in part be defrayed out of revenue.

SCHEDULE

ENACTMENTS REPEALED

PART I

Subsection (1) of section 30 of the Frimley and Farnborough District Water Act 1909(a);
Section 7 of the Frimley and Farnborough District Water Act 1915(b);

PART II

Section 43 of the Frimley and Farnborough District Water Act 1933;

PART III

Section 28(3) of the Frimley and Farnborough District Water Act 1933;

Section 31 of the Mid-Wessex Water Act 1935(c);

The proviso to section 17(2) of the Mid-Wessex Water Order 1948(d);

The proviso to section 16(2) of the Mid-Wessex Water Order 1949(e);

Paragraph (ii) of the proviso to section 12(2) and Schedule 2 to the Mid-Wessex Water Order 1956(f);

Paragraph (ii) of the proviso to section 17 of the Mid-Wessex Water Act 1959(g);

Paragraph (ii) of the proviso to section 14 of the Mid-Wessex Water Order 1961(h);

In Schedule 2 to the Mid Southern Water Order 1969(j), the reference to section 7 of the Frimley and Farnborough District Water Act 1915.

Signed by authority of
the Secretary of State
29th November 1977.

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

(a) 1909 c. xlvii.

(d) S.I. 1948/2821.

(g) 1959 c. xliii.

(b) 1915 c. xiii.

(e) S.I. 1949/2404.

(h) S.I. 1961/478.

(c) 1935 c. xxxiv.

(f) S.I. 1956/1875.

(j) S.I. 1969/1754.