

1978 No. 1588

LAND DRAINAGE

**The Anglian Water Authority (Bedfordshire and River Ivel
Internal Drainage District) Order 1978**

Made - - - - 15th September 1978

Coming into Operation 30th October 1978

Whereas the Anglian Water Authority prepared and submitted to the Minister of Agriculture, Fisheries and Food (hereinafter called "the Minister") for confirmation a Scheme (hereinafter called "the Scheme") under section 11(1) of the Land Drainage Act 1976(a), in relation to the Bedfordshire and River Ivel Internal Drainage District;

And whereas the Minister has decided to confirm the Scheme, a copy of which is annexed hereto;

Now, therefore, the Minister, in exercise of the powers conferred upon him by sections 11(4) and 109(6) of the Land Drainage Act 1976, and of every other power enabling him in that behalf, hereby orders as follows:—

1. This Order, which may be cited as the Anglian Water Authority (Bedfordshire and River Ivel Internal Drainage District) Order 1978, shall, unless subject to special parliamentary procedure, come into operation on the date of its confirmation by the Minister.

2. The Interpretation Act 1889(b) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

3. The Scheme is hereby confirmed.

4. The expenses of the Minister in connection with the making and confirmation of this Order shall be borne by the Anglian Water Authority and shall be part of the administrative expenses of that Authority.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 15th September 1978.

(L.S.)

(Sgd.) *A. F. Longworth*,
Assistant Secretary.

LAND DRAINAGE ACT 1976

ANGLIAN WATER AUTHORITY

BEDFORDSHIRE AND RIVER IVEL INTERNAL DRAINAGE DISTRICT

The Anglian Water Authority (hereinafter referred to as "the Water Authority") pursuant to section 11(1) of the Land Drainage Act 1976 hereby make the following Scheme providing for certain matters referred to in the said section, namely:—

- (i) the alteration of the boundaries of the Bedfordshire First Internal Drainage District and the River Ivel Internal Drainage District (together hereinafter called "the existing Districts");
- (ii) the abolition of the Bedfordshire First Internal Drainage Board and the River Ivel Internal Drainage Board;
- (iii) the amalgamation of the existing Districts as altered;
- (iv) the constitution of a new internal drainage board for the internal drainage district formed by such amalgamation;
- (v) matters supplemental thereto or consequential thereon;

And the Water Authority submit the Scheme to the Minister of Agriculture, Fisheries and Food (hereinafter called "the Minister") for confirmation under section 11(4) of the said Act of 1976.

SCHEME

1. This Scheme shall come into operation on a day to be appointed by the Minister and such day is hereinafter called "the appointed day".

2. On the appointed day:—

- (1) the boundaries of the Bedfordshire First Internal Drainage District as constituted by the Scheme confirmed by the River Great Ouse Catchment Board (Bedfordshire First Internal Drainage District) Order 1938(a) and as amended by the Schemes confirmed by the River Great Ouse Catchment Board (Alteration of Boundaries of the Bedfordshire First Internal Drainage District) Order 1949(b), the River Great Ouse Catchment Board (Alteration of Boundaries of the Bedfordshire First Internal Drainage District) Order 1951(c), and the Anglian Water Authority (Alteration of Boundaries of the Bedfordshire First Internal Drainage District) Order 1975(d) respectively shall be further altered so as (a) to include within the Bedfordshire First Internal Drainage District all those lands in and around Bedford and in the parishes of Cardington, Cople, Eastcotts, and Roxton all in the Borough of North Bedfordshire in the County of Bedfordshire which lands are shown coloured red on the map marked "A" sealed by the Water Authority in relation to this Scheme and (b) to exclude from the Bedfordshire First Internal Drainage District all those lands in the said parish of Cople in the said Borough of North Bedfordshire in the said County of Bedfordshire and all those lands in the parish of Houghton Conquest in the District of Mid Bedfordshire in the said County of Bedfordshire which lands are shown coloured blue edged red on the said map marked "A".
- (2) the boundaries of the River Ivel Internal Drainage District as constituted by the Scheme confirmed by the River Great Ouse Catchment Board (River Ivel Internal Drainage District) Order 1936(e) and as amended by the Schemes confirmed by the River Great Ouse Catchment Board (Alteration of Boundaries of the River Ivel Internal Drainage District) Order 1950(f), the Great Ouse River Board (Alteration of Boundaries of the River Ivel Internal Drainage District) Order 1955(g) and the Great Ouse River Authority (Alteration of Boundaries of the River Ivel Internal Drainage District) Order 1970(h) respectively shall be further altered so as (a) to include within the River Ivel Internal

(a) S.R. & O. 1939/33.
(c) S.I. 1951/1198, 1199.
(e) S.R. & O. 1936/612.
(g) S.I. 1955/1299.

(b) S.I. 1949/1016, 1017.
(d) S.I. 1975/543.
(f) S.I. 1950, 2101, 2102.
(h) S.I. 1970/1828.

Drainage District all those lands in the parishes of Gamlingay and Hatley in the District of South Cambridgeshire in the County of Cambridgeshire and all those lands in the parish of Dunton in the District of Mid Bedfordshire in the County of Bedfordshire which lands are shown coloured red on the map marked "B" sealed by the Water Authority in relation to this Scheme and (b) to exclude from the River Ivel Internal Drainage District all those lands in the parishes of Biggleswade, Harlington, and Sandy in the said District of Mid Bedfordshire in the said County of Bedfordshire, all those lands in the parish of Barton-le-Clay in the District of South Bedfordshire in the said County of Bedfordshire and all those lands in the parish of Newnham in the District of North Hertfordshire in the County of Hertfordshire which lands are shown coloured blue edged red on the said map marked "B";

- (3) the Bedfordshire First Internal Drainage Board and the River Ivel Internal Drainage Board respectively constituted as aforesaid shall be abolished;
- (4) the existing Districts as altered as aforesaid shall be amalgamated and shall constitute one internal drainage district which shall be known as "the Bedfordshire and River Ivel Internal Drainage District" (hereinafter called "the Internal Drainage District");
- (5) there shall be constituted for the Internal Drainage District an internal drainage board to be known as "the Bedfordshire and River Ivel Internal Drainage Board" (hereinafter called "the Internal Drainage Board").

3. The Internal Drainage Board shall consist of twenty-two members who, with the exception of the first members, shall be elected in accordance with the provisions of section 7 of, and Schedule 2 to, the Land Drainage Act 1976. The First Members of the Internal Drainage Board shall be persons appointed by the Minister and shall hold office until the expiration of one year from the first day of November next following the day on which they are appointed.

4. On the appointed day there shall be transferred to and be vested in or fall to be discharged by the Internal Drainage Board all such rights, powers, duties, obligations, liabilities and property (including in particular, but without prejudice to the generality of that expression, books of account, other books, deeds, maps, papers and other documents) as were immediately before the appointed day vested in or to be discharged by the Bedfordshire First Internal Drainage Board and the River Ivel Internal Drainage Board or either of them.

5. All arrears of rates made before the appointed day in respect of any land within the Internal Drainage District by the Bedfordshire First Internal Drainage Board and the River Ivel Internal Drainage Board or either of them in respect of any period or periods, ending before the appointed day, may be recovered by the Internal Drainage Board in the same manner as if they had been rates made by the Internal Drainage Board.

6. All property and liabilities transferred to the Internal Drainage Board under paragraph 4 of this Scheme in respect of which immediately before such transfer some part only of the Internal Drainage District was entitled to receive the benefit or was liable shall, as to any income arising therefrom or any expenditure in relation thereto (whether of a capital or of a revenue nature) be applied to the benefit of, or as the case may be, be a charge upon the rates levied only upon, that part of the Internal Drainage District:

Provided that the Internal Drainage Board may, subject to the approval of the Water Authority, apply the value of the property and charge the liabilities transferred under this Scheme to or upon the whole of the Internal Drainage District or such part or parts thereof and in such manner as they from time to time shall think fair.

7. As respects any matter transferred under this Scheme the Scheme shall operate as conclusive evidence of the transfer without the necessity of any further assignment, deed of transfer or conveyance.

8. The accounts of the Bedfordshire First Internal Drainage Board and of the River Ivel Internal Drainage Board shall be made up to the appointed day and copies thereof

sent forthwith to the Internal Drainage Board and such accounts shall be audited in like manner and be subject to the like incidents and consequences as if this Scheme had not been confirmed by the Anglian Water Authority (Bedfordshire and River Ivel Internal Drainage District) Order 1978.

9. Copies of the minutes of each meeting of the Internal Drainage Board shall be delivered to the Water Authority within 28 days after such meeting.

DATED this Eighth day of May 1978.

THE COMMON SEAL of the
ANGLIAN WATER AUTHORITY
was hereunto affixed in
the presence of:—

} (L.S.)

(Sgd.) *G. L. Sturgess*,
Director of Administration.

Whereas the foregoing Order has been published by the Minister of Agriculture, Fisheries and Food in accordance with the procedure prescribed by the Land Drainage Act 1976;

And whereas no memorial against the Order has been presented to the Minister;

Now, therefore, the Minister, in pursuance of the powers in the said Order recited, hereby confirms the said Order.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 30th October 1978.

(L.S.)

(Sgd.) *A. F. Longworth*,
Assistant Secretary.

Whereas the Scheme confirmed by the Anglian Water Authority (Bedfordshire and River Ivel Internal Drainage District) Order 1978 provides that the appointed day therein mentioned shall be a day to be appointed by the Minister of Agriculture, Fisheries and Food;

Now, therefore, the Minister of Agriculture, Fisheries and Food hereby appoints the 1st November 1978 to be the said appointed day.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 30th October 1978.

(L.S.)

(Sgd.) *A. F. Longworth*,
Assistant Secretary.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made by the Minister of Agriculture, Fisheries and Food, confirms a Scheme submitted to him by the Anglian Water Authority for the alteration of the boundaries of, and the amalgamation of, the Bedfordshire First and the River Ivel Internal Drainage Districts. The internal drainage district resulting from the amalgamation is to be known as the Bedfordshire and River Ivel Internal Drainage District.

The Scheme also provides for the constitution of an internal drainage board for the new internal drainage district to be known as the Bedfordshire and River Ivel Internal Drainage Board, and for the abolition of the Bedfordshire First and the River Ivel Internal Drainage Boards, and contains consequential provisions.

The two maps marked "A" and "B" mentioned in the Scheme are available for inspection during office hours at the offices of the Minister of Agriculture, Fisheries and Food, Great Westminster House, Horseferry Road, London SW1P 2AE, and a certified copy thereof may be inspected during office hours at the offices of the Anglian Water Authority, Great Ouse House, Clarendon Road, Cambridge CB2 2BL, and at the offices of the Bedfordshire and River Ivel Internal Drainage Board.