
STATUTORY INSTRUMENTS

1978 No. 1589

LAND DRAINAGE

The Anglian Water Authority (South Holland Internal Drainage District) (Amendment) 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) and (5) of the Land Drainage Act 1976(a), in relation to the South Holland 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 (South Holland Internal Drainage District) (Amendment) 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 subject to the following modifications:—
In paragraph 3 of the Scheme—

- (a) for the words "date of confirmation of this Scheme by the Minister," there shall be substituted the words "appointed day";
- (b) in the last line for the word "constituted" there shall be substituted the word "reconstituted".

4. The expenses of the Minister in connection with the making and confirmation of this Order and the expenses of the Anglian Water Authority in connection with the making of the Scheme, shall be borne by the South Holland Internal Drainage Board and shall be part of the administrative expenses of that Board.

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
SOUTH HOLLAND INTERNAL DRAINAGE DISTRICT

The Anglian Water Authority (hereinafter called "the Water Authority") in pursuance of section 11(1) and (5) of the Land Drainage Act 1976, have prepared the following Scheme making provision for the alteration of the Electoral Divisions of the South Holland Internal Drainage District and for the reconstitution of the South Holland Internal Drainage Board and for matters supplemental thereto or consequential thereon;

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

SCHEME

1. In this Scheme, unless the context otherwise requires:—

- (a) "the Minister" means the Minister of Agriculture, Fisheries and Food;
- (b) "the appointed day" means a day to be appointed by the Minister for the coming into operation of this Scheme;
- (c) "the 1974 Order" means the Anglian Water Authority (South Holland Internal Drainage District) Order 1974(a);
- (d) "the Internal Drainage Board" means the South Holland Internal Drainage Board constituted by the Scheme confirmed by the 1974 Order, and "the Internal Drainage District" means the District under their jurisdiction.

2. On the appointed day:

- (i) the electoral division specified in the first column of the Schedule to the Scheme confirmed by the 1974 Order as the First Division shall be sub-divided into two parts being shown coloured red and numbered IA and IB on the map sealed by the Water Authority in relation to this Scheme, the dividing line being shown by a thick blue line on the said map. That part numbered IA shall be added to and form part of the electoral division specified in the first column of the said Schedule as the Fifth Division, and that part numbered IB shall be added to and form part of the electoral division specified in the first column of the said Schedule as the Ninth Division. As a result of this the said First Division shall cease to exist;
- (ii) the map of the Internal Drainage District sealed in relation to the Scheme confirmed by the 1974 Order shall, for the purpose of securing that the effect of this Scheme be noted, be altered accordingly and the alteration certified by the Minister;
- (iii) the Internal Drainage Board shall be reconstituted and shall consist of twenty-three 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; and for the purpose of such election, the numbers of members to be elected from each Electoral Division as defined in the Scheme confirmed by the 1974 Order (with the exception of the First Division Electoral Division which as a result of this Scheme has ceased to exist) shall be as provided in the third column of the Schedule hereto;
- (iv) the said first members shall be appointed by the Minister and shall hold office until the expiration of one year from the 1st November next following the day on which they are appointed.

3. All such rights, powers, duties, obligations, liabilities and property (including deeds, maps, books, papers and other documents) as were immediately before the appointed day vested in or to be discharged by the Internal Drainage Board as constituted by the Scheme confirmed by the 1974 Order, shall on that date become the rights, powers, duties, obligations, liabilities and property of the Internal Drainage Board as reconstituted by this Scheme.

(a) S.I. 1974/1209.

THE SCHEDULE

Electoral Division	Number on the Sealed Map relating to the Scheme confirmed by the 1974 Order	Number of Members
Second Division	II	1
Third Division	III	1
Fourth Division	IV	1
Fifth Division	V and IA	4
Sixth Division	VI	3
Seventh Division	VII	3
Eighth Division	VIII	5
Ninth Division	IX and IB	5

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 (South Holland Internal Drainage District) (Amendment) 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, with modifications, a Scheme submitted to him by the Anglian Water Authority for the reconstitution of the Internal Drainage Board of the South Holland Internal Drainage District (which District was constituted by the Scheme confirmed by the Anglian Water Authority (South Holland Internal Drainage District) Order 1974) and for the alteration of some of the Electoral Divisions of the said Internal Drainage District.

The map sealed in relation to the Scheme is available for inspection during office hours at the offices of the Ministry 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, North Street, Oundle, Northamptonshire PE8 4AS, and at the offices of the South Holland Internal Drainage Board, Welland House, Roman Bank, Spalding, Lincolnshire PE11 1HW.