
STATUTORY INSTRUMENTS

1982 No. 1863

WATER, ENGLAND AND WALES

**The Portsmouth (Catherington Service Reservoir)
Water Order 1982**

Made - - - - 15th December 1982
Coming into Operation 1st February 1983

The Secretary of State for the Environment, in exercise of powers conferred by section 23 of the Water Act 1945 (a), as extended by section 3 of the Water Act 1948 (b) and section 33(2) of the Compulsory Purchase Act 1965 (c), and now vested in him (d) and of all other powers enabling him in that behalf, hereby orders as follows:—

1.—(1) This order may be cited as the Portsmouth (Catherington Service Reservoir) Water Order 1982. Citation.

(2) The Portsmouth Water Acts and Orders 1857 to 1979 and this order may be cited together as the Portsmouth Water Acts and Orders 1857 to 1982.

2. In this order, unless the context otherwise requires—

“the Company” means the Portsmouth Water Company;

“the deposited plan” means the map prepared in duplicate, signed by an Under Secretary in the Department of the Environment and marked “Map referred to in the Portsmouth (Catherington Service Reservoir) Water Order 1982”, one duplicate of which has been deposited and is available for inspection at the principal offices of the Company and the other at the offices of the Secretary of State for the Environment;

“the Third Schedule” means the Third Schedule to the Water Act 1945;

“the undertaking” means the undertaking of the Company as from time to time authorised by any enactment.

3.—(1) In its application to this order Part I of the Compulsory Purchase Act 1965 shall have effect subject to the following exceptions and modifications:— Application and incorporation of enactments.

(a) section 27 (acquiring authority to make good deficiencies in rates) shall be omitted; and

(b) subsection (2) of section 11 (powers of entry) shall have effect as if at the end of the first paragraph thereof there were inserted the words “(other than paragraph 3(3) thereof)”.

(a) 1945 c.42.
(b) 1948 c.22.
(c) 1965 c.56.
(d) S.I. 1951/142, 1900, 1970/1681.

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

Purchase of lands. **4.** The Company may purchase compulsorily such of the land delineated on the deposited plan and thereon coloured pink as may be required for the purpose of the construction of the works authorised by this order.

Power to construct service reservoir. **5.** The Company may construct and maintain a service reservoir (to be known as "the Catherington Service Reservoir") in and on the land described in Schedule 2 to this order.

Works to form part of undertaking. **6.** The works authorised by this order shall for all purposes be deemed to form part of the undertaking.

SCHEDULE 1

PROVISIONS OF THE THIRD SCHEDULE APPLIED

Provisions applied (1)	Modifications (2)
Section 4 (Power to construct subsidiary works)	The words from the commencement of the section 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 delineated on the deposited plan".
Section 5 (Power of undertakers to lay or erect telephone wires, etc.)	—
Section 7 (Power to acquire easements for underground works)	—
Section 8 (Persons under disability may grant easements, etc.)	—
Section 83 (Penalty for obstructing execution of special Act)	—
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

DESCRIPTION OF LAND

Land adjoining Catherington Lane and Old Lane at Catherington in the Parish of Horndean in the district of East Hampshire in the county of Hampshire comprising an area of 0.68 hectares or thereabouts being part of the enclosure numbered 6255 on the 1/2500 Ordnance Map of Hampshire Sheet S.U. 6914 (Edition of 1967).

Signed by authority of
the Secretary of State
15th December 1982.

J. A. L. Gunn,
An Under Secretary in the
Department of the Environment.