
STATUTORY INSTRUMENTS

2017 No. 356

LAND DRAINAGE, ENGLAND

The Selby Area Internal Drainage District Order 2017

Made - - - - - *6th March 2017*

Coming into force - - - - - *7th March 2017*

Under section 3(1)(a) of the Land Drainage Act 1991 (“the 1991 Act”)(1), the Environment Agency has prepared a Scheme making provision for the matters specified in section 3(2)(d) and (i)(2) and has submitted the Scheme to the Secretary of State for confirmation.

The Secretary of State has published a notice of intent to make this Order confirming the Scheme in accordance with paragraph 2(1) of Schedule 3 to the 1991 Act and has sent this notice to the relevant local authorities and other bodies specified in paragraph 2(2) of that Schedule.

No objection has been made to the draft Order.

Accordingly, the Secretary of State makes this Order in exercise of the powers conferred by section 3(5) and (7) of the 1991 Act and now vested in the Secretary of State(3).

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Selby Area Internal Drainage District Order 2017 and comes into force on the day after the day on which is it made.

(2) In this Order, “the Agency” means the Environment Agency.

Confirmation of the Scheme with modifications

2.—(1) The Scheme submitted by the Agency is confirmed with modifications.

(2) The Scheme, as modified by the Secretary of State, is set out in the Schedule to this Order.

Secretary of State’s expenses

3. The expenses of the Secretary of State in connection with the making and confirming of this Order must be borne by the Agency.

(1) 1991 c. 59; section 3(1) was amended by S.I. 2013/755 (W. 90). The definitions of “the appropriate supervisory body” and “the relevant Minister” are in section 72(1).
(2) Section 3(2) was amended by S.I. 2013/755 (W. 90).
(3) The functions of the Ministry of Agriculture, Fisheries and Food were transferred to the Secretary of State by virtue of article 2(2) of the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 (S.I. 2002/794).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Signed by authority of the Secretary of State

Carol Tidmarsh
Senior Policy Advisor, Flood Risk Management
Department for Environment, Food and Rural
Affairs

6th March 2017

SCHEDULE

Article 2(2)

Scheme submitted by the Agency, as modified by the Secretary of State

1. This Scheme comes into force on the day after the day on which the Order confirming this Scheme is made.

2. In this Scheme—

“the Selby Internal Drainage Board” means the internal drainage board constituted by the Yorkshire Water Authority (Selby Area Internal Drainage District) Order 1976 (S.I. 1976/568) (“the 1976 Order”);

“the Selby Area Internal Drainage District” means the Internal Drainage District constituted by the 1976 Order, shown edged green on the map entitled ‘Selby IDB Boundary Map’, which can be inspected at the Environment Agency, Coverdale House, Aviator Court, Amy Johnson Way, Clifton Moor, York, YO30 4GZ;

“the commencement date” means the date on which this Scheme comes into force;

“elected members” means those members of the Selby Area Internal Drainage Board who are appointed pursuant to paragraph 3(i) of the 1976 Order;

“property” includes books of account, other books, deeds, maps, papers and other documents, in whatever medium held, and computer and other electronic records;

“rights and obligations” means all rights, powers, duties (including statutory powers and duties), obligations and liabilities.

3. The Selby Area Internal Drainage Board will be reconstituted such that, on the commencement date, the number of elected members is reduced from 26 elected members to 10 elected members.

4. Paragraph 3(iii) of the Scheme confirmed by the 1976 Order which provides that the Selby Internal Drainage District will be divided into five electoral districts (known as ‘Electoral Divisions’) will cease to have effect from the commencement date, such that the Selby Internal Drainage District will, from the commencement date, be comprised of one electoral division called the ‘Selby Area Internal Drainage Division’.

5. The existing rights and obligations and property of the Selby Area Internal Drainage Board as constituted by the 1976 Order will be the rights and obligations and property of the Selby Area Internal Drainage Board as reconstituted by this Scheme.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order confirms a Scheme submitted by the Environment Agency making provision for—

- (a) the reconstitution of the Selby Area Internal Drainage Board so that the number of elected members is reduced from 26 elected members to 10 elected members, and
- (b) that the number of electoral divisions of the Selby Area Internal Drainage District is reduced from five electoral divisions to one electoral division.

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The map showing the area of the Selby Area Internal Drainage District (map entitled “Selby IDB Boundary Map”) is available for inspection at the Environment Agency, Coverdale House, Aviator Court, Amy Johnson Way, Clifton Moor, York, YO30 4GZ.

An impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary sector is foreseen.