SCHEDULE article 4

Provisions coming into force on 1st October 2010

| Provision of the Act | Subject matter |
|--|---|
| In Part 1— | Flood and coastal erosion risk management |
| Section 1, so far as not already commenced | Definitions of "flood" and "coastal erosion" |
| Section 2, so far as not already commenced | Definition of "risk" |
| Section 3, so far as not already commenced | Definition of "risk management" |
| Section 4, so far as not already commenced | Definition of "flood risk management function" |
| Section 5 | Definition of "coastal erosion risk management function" |
| Section 6, so far as not already commenced | Other definitions |
| Section 7, in relation to England only | National flood and coastal erosion risk management strategy: England |
| Section 8, in relation to Wales only | National flood and coastal erosion risk management strategy: Wales |
| Section 9, in relation to England only | Local flood risk management strategies: England |
| Section 10, in relation to Wales only | Local flood risk management strategies: Wales |
| Section 13 | Co-operation and arrangements |
| Section 16(1), in relation to England only | Grants by Environment Agency |
| Section 16(2), in relation to Wales only | Grants by Welsh Ministers |
| Section 16(3) | Conditions of grants |
| Subsections (2) and (3) of section 17, so far as those provisions provide power for the Secretary of State to make regulations under section 74 of the Local Government Finance Act 1988(1) for the purpose of section 17 of the Flood and Water Management Act 2010 | accordance with regulations |
| G | MC of other interest in the control of the control |

Section 20 Ministerial directions

Section 22(1)(b), only so far as it defines an "English Definition of an "English Committee" Committee"

Section 22(1)(c), only so far as it defines a "Welsh Definition of a "Welsh Committee" Committee"

^{(1) 1988} c. 41; section 74 was amended by the Local Government Finance Act 1992 (c. 14), section 117(1) and Schedule 13, paragraph 72(1) and (2). The functions of the Secretary of State under section 74 of the Local Government Finance Act 1988 were, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). Those functions are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).

| Provision of the Act | Subject matter |
|---|---|
| Section 22(2) | Power to make regulations in relation to establishment of Regional Flood and Coastal Committees |
| Section 24 | Membership of Regional Flood and Coastal Committees |
| Section 26 | Definition of "the Minister" |
| Section 28 | Power to make further amendments |
| Section 29 | Restructuring |
| Section 31, so far as it relates to the provisions of Schedule 2 to the Act commenced by this Order | Amendment of other Acts |
| In Part 2— | Miscellaneous |
| Section 34, so far as it relates to the provisions of Schedule 5 to the Act commenced by this Order | Special administration |
| Section 35, so far as it relates to water or sewerage undertakers whose areas are wholly or mainly in England | Provision of infrastructure |
| Section 36, so far as not already commenced | Water use: temporary bans |
| Section 40 | Building regulations: flood resistance |
| Section 41 | Compulsory works orders |
| Section 42, so far as the amendments made by that section provide power for the Minister, as defined in section 106B(8) of the Water Industry Act 1991(2), to make regulations under section 106B(5) or (6) of that Act | Agreements on new drainage systems |
| Section 43, so far as it relates to water or sewerage undertakers whose areas are wholly or mainly in England | |
| Section 45, so far as the amendments made by that section provide power for the Minister, as defined in section 144C(8) of the Water Industry Act 1991(3), to make regulations under section 144C(4) or (5) of that Act | |
| Section 46 | Abolition of Fisheries Committee (Scotland) |
| In Part 3— | General |
| Section 47 | Pre-consolidation amendments |
| In Schedule 2— | Risk management: amendment of other Acts |
| Paragraphs 25 and 28 | Amendment of the Land Drainage Act 1991(4) |
| D | A 1 C.1 I 1 1 |

⁽²⁾ Section 106B is inserted by section 42 of the Flood and Water Management Act 2010.

that paragraph provide power for the Secretary of Act 2000

Paragraph 54, so far as the amendments made by Amendment of the Local Government

⁽³⁾ Section 144C is inserted by section 45 of the Flood and Water Management Act 2010.
(4) 1991, c. 59.

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

Provision of the Act

Subject matter

State to make regulations under section 21F of the Local Government Act 2000 (overview and scrutiny committees: flood risk management)(5)

In Schedule 5—

Special administration

Paragraph 3, so far as the amendments made by that Amendment of the Water Industry paragraph provide power for the Secretary of State to Act 1991 make regulations under section 23(2E) of the Water Industry Act 1991(6)

Paragraph 5, so far as it provides power for the Secretary Amendment of the Water Industry of State to amend Schedule 2 to the Water Industry Act 1991 by Order Act 1991(7)

Paragraph 6, so far as the amendments made by that Amendment of the Water Industry paragraph provide power for the Secretary of State to Act 1991 make regulations under section 23(3A) of the Water Industry Act 1991(8)

^{(5) 2000,} c. 22; section 21F is inserted by section 31 of, and paragraph 54 of Schedule 2 to, the Flood and Water Management Act 2010.

⁽⁶⁾ Section 23(2E) is inserted by section 34 of, and paragraph 3 of Schedule 5 to, the Flood and Water Management Act 2010.

⁽⁷⁾ Schedule 2 is amended by section 34 of, and paragraph 1 of Schedule 5 to, the Flood and Water Management Act 2010. That paragraph is not yet commenced.

⁽⁸⁾ Section 23(2A) is inserted by section 34 of, and paragraph 6 of Schedule 5 to, the Flood and Water Management Act 2010.