

**CHAPTER xxxviii.**

An Act to extend the time limited by the Derwent Valley Water Act 1909 for the compulsory purchase of lands to make provisions as to compensation water gauges and for other purposes. A.E. 1912.
[7th August 1912.]

WHEREAS by the Derwent Valley Water Act 1899 (in this Act referred to as "the Act of 1899") the Derwent Valley Water Board (in this Act referred to as "the Board") were incorporated consisting of persons who should be members of and represent the following constituent authorities (that is to say):— 62 & 63 Vict.
c. cclxix.

The council of the borough of Derby;
The council of the borough of Leicester;
The council of the city of Nottingham;
The council of the city of Sheffield; and
The county council of the county of Derby;

and the Board were authorised to construct and maintain in the county of Derby and in the west riding of the county of York reservoirs aqueducts lines of pipes and other waterworks and certain railways road diversions and other works in connection with and for the purposes of the said waterworks and to divert impound and appropriate (subject to the provisions as to compensation water in the said Act contained) the waters of the Rivers Derwent and Ashop and their respective tributaries and to supply water to the municipal corporations of the said boroughs and cities (in this Act referred to as "the four corporations") in the proportions and upon the terms of payment specified in the Act of 1899:

And whereas by the Derwent Valley Water Act 1901 (in this Act referred to as "the Act of 1901") and the Derwent 1 Edw. 7.
c. lxxx.

[Price 3d.]

A.D. 1912.
4 Edw. 7.
c. cxvii.

Valley Water Act 1904 the Board were authorised to abandon certain of the works authorised by the Act of 1899 and to construct other works :

And whereas the works which the Board were by the Act of 1899 authorised to construct comprised among others the following works described in section 45 of that Act (viz.) :—

Work No. 2 (referred to in the said section as the Howden Reservoir); and

Work No. 3 (referred to in the said section as the Derwent Reservoir) :

And whereas by the Act of 1901 the Board were authorised to construct a reservoir therein referred to as “the Derwent Reservoir” in substitution for the Derwent Reservoir authorised by the Act of 1899 and the powers for the construction of the last-mentioned reservoir were abandoned :

9 Edw. 7.
c. lxiii.

And whereas by the Derwent Valley Water Act 1909 the period limited by the Act of 1899 for the completion of the Howden Reservoir was extended until the ninth day of August one thousand nine hundred and fourteen being the date fixed under the Act of 1901 for the completion of the Derwent Reservoir :

And whereas the Howden Reservoir has been completed and the works in connection with the Derwent Reservoir are approaching completion :

And whereas provisions are contained in the Act of 1899 with reference to the discharge by way of compensation water into the River Derwent of certain quantities of water which have been ascertained in manner provided by that Act :

And whereas provisions are made by section 54 of the Act of 1899 prescribing the positions of the gauges for measuring the compensation water so to be discharged and it is expedient that the obligations of the Board with respect to the provision and maintenance of such gauges should be altered as provided by this Act :

And whereas by the Act of 1909 the time limited for the acquisition of certain lands authorised to be acquired by the Board under the provisions of the Act of 1899 was extended and it is expedient that the time now limited for the acquisition of such lands should be further extended :

And whereas the objects of this Act cannot be attained without the authority of Parliament: A.D. 1912.

May it therefore please Your Majesty that it may be enacted and be it enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows (that is to say):—

1. This Act may be cited as the Derwent Valley Water Act 1912 and this Act and the Derwent Valley Water Acts 1899 to 1909 may be cited together as the Derwent Valley Water Acts 1899 to 1912. Short title
and citation.

2. In this Act the following expressions have (unless the context otherwise requires) the meanings hereafter assigned to them (viz.):— Interpreta-
tion.

“The Board” means the Derwent Valley Water Board;

“The Act of 1899” means the Derwent Valley Water Act 1899;

“The Act of 1901” means the Derwent Valley Water Act 1901;

“The Act of 1909” means the Derwent Valley Water Act 1909;

“The Locker Brook Gauge” means the gauge to be constructed by the Board immediately below the junction of the Locker Brook and the River Derwent under the provisions of subsection (5) of section 73 of the Act of 1899 as amended by subsection (1) of section 25 of the Act of 1901.

3. The compensation water to be discharged by the Board out of the Derwent Reservoir into the bed of the River Derwent under the provisions of section 52 of the Act of 1899 shall be measured at the Locker Brook Gauge or at some point above that gauge instead of within the limits prescribed by section 54 of the Act of 1899 and the provisions of that Act with reference to the apparatus for measuring and the method of measurement of compensation water shall apply and have effect accordingly. Further pro-
visions as to
compensa-
tion water
gauges.

4. The time limited by section 11 of the Act of 1909 for the purchase of the lands in the parishes of Hope Woodlands Derwent Thornhill and Bamford in the county of Derby which Further ex-
tension of
time for
purchase of

A.D. 1912. the Board are by the Act of 1899 authorised to acquire compulsorily is hereby further extended and the powers of the Board for the acquisition of such lands may be exercised by the Board for the period of three years from the sixteenth day of August one thousand nine hundred and twelve and if and so far as not exercised at the expiration of that period shall then cease.

Costs of Act.

5. All costs charges and expenses of and incident to the preparing for obtaining and passing of this Act or otherwise in relation thereto as taxed by the taxing officer of the House of Lords or of the House of Commons shall be paid by the Board out of revenue and the contributions of the four corporations or out of moneys borrowed under the powers of the Act of 1899 or the Act of 1901.

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