



Water Resources Act 1963

1963 CHAPTER 38

PART V

CHARGES FOR LICENCES TO ABSTRACT OR IMPOUND WATER

58 Charging schemes

- (1) As soon as practicable after the second appointed day, each river authority shall prepare and submit to the Minister a scheme (in this Act referred to as a "charging scheme") providing for the levying of charges (in addition to fees charged under the last preceding section) in respect of licences to abstract water granted under this Act.
- (2) A charging scheme shall provide that the charges to be levied under the scheme in the case of any licence shall be calculated by reference to the quantity of water authorised to be abstracted from time to time in pursuance of the licence.
- (3) Subject to the last preceding subsection, a charging scheme may provide for the levying of charges thereunder at different rates in respect of water authorised to be abstracted in different relevant circumstances; but (without prejudice to the effect of any agreement made under the following provisions of this Part of this Act relating to exemption from and reduction of charges) the charges levied under a charging scheme in any financial year of the river authority shall be levied on all persons at the same rates in respect of the same quantity of water authorised to be abstracted in the same relevant circumstances.
- (4) For the purposes of the last preceding subsection the following shall be taken to be relevant circumstances, that is to say—
 - (a) the characteristics (whether generator special) of the source of supply from which the water is authorised to be abstracted;
 - (b) the season of the year at which the water is authorised to be abstracted;
 - (c) the purposes for which, in accordance with the provisions of the licence, the water is authorised to be used ; and
 - (d) the way in which the water is to be disposed of after being used for the purposes specified in the licence.

*Status: This is the original version (as it was originally enacted).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

- (5) Subject to the preceding provisions of this section—
- (a) the rates of charges specified in a charging scheme shall be maximum rates, and shall be calculated with a view to their remaining in force without variation (save in exceptional circumstances) over a period of five years from the time when the scheme was prepared, and
 - (b) the charges levied under the scheme in any financial year of the river authority shall be levied at such rates (not exceeding the maximum rates specified in the scheme) as appear to the river authority to be requisite for balancing their water resources account.
- (6) In the last preceding subsection the reference to balancing the water resources account of a river authority is a reference to securing that, taking one year with another, the receipts of the river authority which, in accordance with the provisions of Part VIII of this Act, are credited to their water resources account are, as nearly as may be, equal to (but not greater than) the expenses and other amounts which, in accordance with those provisions, are debited to that account.