



Reservoirs Act 1975

1975 CHAPTER 23

[^{F1} Operation of Act, and administration

[^{F1}][^{F2} A1 Large raised reservoir”]: England and Wales

- (1) In this Act “large raised reservoir” means—
 - (a) a large, raised structure designed or used for collecting and storing water, and
 - (b) a large, raised lake or other area capable of storing water which was created or enlarged by artificial means.
- (2) A structure or area is “raised” if it is capable of holding water above the natural level of any part of the surrounding land.
- (3) A raised structure or area is “large” if it is capable of holding 10,000 cubic metres of water above the natural level of any part of the surrounding land.
- (4) The Minister must make regulations about how to calculate capacity for the purpose of subsection (3) (and “natural level” and “surrounding land” are to be construed in accordance with the regulations).
- (5) The Minister may by regulations provide for a structure or area to be treated as “large” by reason of proximity to, or actual or potential communication with, another structure or area.
- (6) In making regulations under subsection (5) the Minister shall aim to ensure that a structure or area is treated as large under the regulations only if 10,000 or more cubic metres of water might be released as a result of the proximity or communication mentioned in that subsection.
- (7) The Minister may by order substitute a different volume of water for the volume specified in subsection (3) or (6).
- (8) The Minister may by regulations provide for specified things not to be treated as large raised reservoirs for the purposes of this Act.
- (9) A reference to a large raised reservoir includes a reference to anything used or designed to contain the water or control its flow.]]

Changes to legislation: Reservoirs Act 1975, Section A1 is up to date with all changes known to be in force on or before 03 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F1** Act repealed (S.) (1.4.2016) by [Reservoirs \(Scotland\) Act 2011](#) (asp 9), **ss. 8(2)**, 116(1) (with s. 110); [S.S.I. 2016/42](#), art. 2, sch. (with art. 3)
- F2** S. A1 inserted (1.10.2011 for specified purposes, 30.7.2013 for E. so far as not already in force, 1.4.2016 for W. in so far as not already in force) by [Flood and Water Management Act 2010](#) (c. 29), s. 49(3), **Sch. 4 para. 2** (with s. 49(1)(6)); [S.I. 2011/2204](#), art. 3(1)(e); [S.I. 2013/1590](#), art. 3(b); [S.I. 2016/79](#), art. 2(b)

Modifications etc. (not altering text)

- C1** S. A1 excluded (2.1.2018) by [The Boston Barrier Order 2017](#) (S.I. 2017/1329), arts. 1, **8** (with arts. 55-57, [Sch. 8 para. 13](#))
- C2** S. A1 excluded (25.3.2022) by [The Bridgwater Tidal Barrier Order 2022](#) (S.I. 2022/299), arts. 1, **7** (with art. 55)
- C3** S. A1(3)(6) modified (temp.) (3.7.2013) by [The Flood and Water Management Act 2010 \(Commencement No. 2, Transitional and Savings Provisions\) \(England\) Order 2013](#) (S.I. 2013/1590), **art. 4(1)**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 1(4B) inserted by [2009 asp 6 s. 84\(2\)](#)
- s. 12C inserted by [2009 asp 6 s. 89](#)
- s. 12ZA inserted by [2009 asp 6 s. 88](#)
- s. 22B inserted by [2009 asp 6 s. 86\(2\)](#)
- s. 27B inserted by [2009 asp 6 s. 90](#)