



Water Act 1989

1989 CHAPTER 15

PART III

THE PROTECTION AND MANAGEMENT OF RIVERS AND OTHER WATERS

CHAPTER I

CONTROL OF POLLUTION

Supplemental provisions of Chapter I

123 Application to radioactive substances

- (1) Except as provided by regulations made by the Secretary of State under this section, nothing in this Chapter shall apply in relation to radioactive waste within the meaning of the Radioactive Substances Act 1960.
- (2) The Secretary of State may by regulations—
 - (a) provide for prescribed provisions of this Chapter to have effect with such modifications as he considers appropriate for dealing with such waste;
 - (b) make such modifications of the said Act of 1960 or, in relation to such waste, of any other Act as he considers appropriate in consequence of the provisions of this Chapter and of any regulations made by virtue of paragraph (a) above.

124 Interpretation of Chapter I

- (1) In this Chapter, except in so far as the context otherwise requires—
 - “agriculture” and “agricultural” have the same meanings as in the Agriculture Act 1947;
 - “coastal waters”, “controlled waters”, “ground waters”, “inland waters” and “relevant territorial waters” have the meanings given by section 103(1) above;

Status: This is the original version (as it was originally enacted).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

“local authority” includes the council of any county;

“mine” and “quarry” have the same meanings as in the Mines and Quarries Act 1954;

“sewage effluent” includes any effluent from the sewage disposal or sewerage works of a sewerage undertaker but does not include surface water;

“trade effluent” includes any effluent which is discharged from premises used for carrying on any trade or industry, other than surface water and domestic sewage.

(2) In this Chapter—

(a) any reference to the waters of any lake or pond or of any river or watercourse includes a reference to the bottom, channel or bed of any lake, pond, river or, as the case may be, watercourse which is for the time being dry; and

(b) any reference to water contained in underground strata is a reference to water so contained otherwise than in a sewer, pipe, reservoir, tank or other underground works constructed in any such strata.

(3) For the purposes of the definition of “trade effluent” in subsection (1) above any premises wholly or mainly used (whether for profit or not) for agricultural purposes or for the purposes of fish farming or for scientific research or experiment shall be deemed to be premises used for carrying on a trade.