



Flood and Water Management Act 2010

2010 CHAPTER 29

PART 3

GENERAL

47 Pre-consolidation amendments

- (1) The Secretary of State may by order amend a water Act—
 - (a) to eliminate differences between two or more provisions (whether or not of the same Act);
 - (b) to simplify procedure;
 - (c) to correct errors or resolve obscurity.
- (2) The Secretary of State may make an order only if satisfied that—
 - (a) it will make it easier to consolidate one or more water Acts, and
 - (b) the substantive effect of the change (if any) is proportionate to the advantage to be gained by consolidating the legislation and does not remove any protection.
- (3) The water Acts are—
 - (a) this Act,
 - (b) the Public Health Act 1936 (so far as relevant to water),
 - (c) the Coast Protection Act 1949,
 - (d) the Reservoirs Act 1975,
 - (e) the Highways Act 1980 (so far as relevant to water),
 - (f) the Land Drainage Act 1991,
 - (g) the Water Industry Act 1991,
 - (h) the Water Resources Act 1991, and
 - (i) the Environment Act 1995 (so far as relevant to water).
- (4) An order may, in particular, aim to standardise provisions relating to—
 - (a) appeals;
 - (b) compulsory purchase;

Status: This is the original version (as it was originally enacted).

- (c) rights of entry;
 - (d) compensation.
- (5) An order under this section may not be made unless—
- (a) the Welsh Ministers have consented to the making of the order,
 - (b) a draft has been laid before and approved by resolution of each House of Parliament, and
 - (c) a Bill for consolidating the enactments amended by the order (with or without other enactments) has been presented to either House of Parliament.
- (6) A draft laid under subsection (5) must be accompanied by an explanation of—
- (a) the effect of any changes made, and
 - (b) how they will make consolidation easier.