

1975 No. 398
WATER, ENGLAND AND WALES

The Severn-Trent Water Authority (Fulford Borehole)
Order 1975

Made - - - - 12th March 1975

Coming into Operation 1st April 1975

The Secretary of State for the Environment in exercise of powers conferred by section 23 of the Water Act 1945(a) and now vested in him(b) and of all other powers enabling him in that behalf, hereby orders as follows:—

1.—(1) This order may be cited as the Severn-Trent Water Authority (Fulford Borehole) Order 1975 and shall come into operation on 1st April 1975. Citation and commencement.

(2) The Severn-Trent Water Authority (Staffordshire Potteries) Order 1974 and this order may be cited together as the Severn-Trent Water Authority Orders 1974 and 1975.

2. In this order, unless the context otherwise requires—

Interpretation.

“the Authority” means the Severn-Trent Water Authority;

“the deposited plan” means the plan prepared in duplicate, signed by an Under Secretary in the Department of the Environment and marked “Plan referred to in the Severn-Trent Water Authority (Fulford Borehole) Order 1975”, one duplicate of which is deposited and available for inspection at the offices of the Authority and the other at the offices of the Secretary of State for the Environment;

“the Third Schedule” means the Third Schedule to the Water Act 1945;

“the undertaking” means the undertaking of the Authority as for the time being authorised by any enactment.

3.—(1) The Authority may—

Continuation, construction and maintenance of works.

(a) continue and maintain the existing borehole on or under the land described in Schedule 1 to this order; and

(b) construct and maintain (in addition to the works authorised by section 4 of the Third Schedule as applied to the undertaking by this order) on or under the land described in the said Schedule a pumping station and all such additional wells, boreholes, adits and other works and conveniences connected therewith or ancillary thereto as may be necessary or expedient for augmenting, improving or maintaining the supply of water obtainable by means of the said borehole.

(a) 1945 c. 42.

(b) S.I. 1951/142, 1900, 1970/1681 (1951 I, pp. 1348, 1347; 1970 III, p. 5551).

(2) The said borehole and any works constructed in pursuance of this order shall for all purposes be deemed to form part of the undertaking.

Application of provisions of Third Schedule.

4. For the purposes of this order, the provisions of the Third Schedule specified in column (1) of Schedule 2 to this order shall, subject to the modifications set out in column (2) of that Schedule, apply to the undertaking and are hereby incorporated with this order.

SCHEDULE 1

LAND ON WHICH WORKS MAY BE CONTINUED, CONSTRUCTED AND MAINTAINED UNDER THIS ORDER

Land belonging to the Authority and situate in the Parish of Fulford in the Borough of Stafford in the County of Staffordshire comprising an area of 3.18 acres or thereabouts and being the enclosure numbered 7022 in the said parish on the 1/2500 Ordnance map of Staffordshire Sheet SJ 9438 (edition of 1957) which land is delineated and coloured pink on the deposited plan.

SCHEDULE 2

PROVISIONS OF THE THIRD SCHEDULE APPLIED

<i>Provisions applied</i> (1)	<i>Modifications</i> (2)
Section 4 (General power to construct subsidiary works)	The words "and to any other provisions of the special Act limiting the powers of the undertakers to abstract water" shall be omitted; for the words "any land for the time being held by them in connection with their water undertaking" there shall be substituted the words "the lands described in Schedule 1 to the special Act"; and after the word "plant" there shall be inserted the word "cables".
Section 5 (Power of undertakers to lay or erect telephone wires &c.)	—
Section 94 (Copies of special Act to be kept by undertakers in their office and deposited with certain officers)	—

J. R. Niven,

Signed by authority of
the Secretary of State.
12th March 1975.

An Under Secretary in the
Department of the Environment.

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