
STATUTORY INSTRUMENTS

1985 No. 681

LAND DRAINAGE

The North West Water Authority (Abolition of the Burgh-by-Sands, Beaumont and Orton Drainage District) Order 1985

Made - - - -

11th January 1985

Coming into Operation

21st March 1985

Whereas the North West Water Authority prepared and submitted to the Minister of Agriculture, Fisheries and Food (hereinafter called "the Minister") for confirmation a Scheme (hereinafter called "the Scheme") under section 11(1) of the Land Drainage Act 1976 (a) in relation to the Burgh-by-Sands, Beaumont and Orton Drainage District;

And whereas the Minister has decided to confirm the Scheme, a copy of which is annexed hereto;

Now, therefore, the Minister in exercise of the powers conferred upon him by sections 11(4) and 109(6) of the Land Drainage Act 1976, and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the North West Water Authority (Abolition of the Burgh-by-Sands, Beaumont and Orton Drainage District) Order 1985 and shall, unless subject to special parliamentary procedure, come into operation on the date of its confirmation by the Minister.

2. The Scheme is hereby confirmed.

3. The expenses of the Minister in connection with the making and confirmation of this Order shall be borne by the North West Water Authority and shall be part of the administrative expenses of that Authority.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 11th January 1985.



(Sgd.) *R. C. McIvor*,
Assistant Secretary.

LAND DRAINAGE ACT 1976

NORTH WEST WATER AUTHORITY

ABOLITION OF THE BURGH-BY-SANDS, BEAUMONT AND
ORTON DRAINAGE DISTRICT

The North West Water Authority (hereinafter referred to as "the Authority") have prepared the following Scheme under section 11(1) of the Land Drainage Act 1976, and submit it to the Minister of Agriculture, Fisheries and Food (hereinafter referred to as "the Minister") for confirmation under section 11(4) of the said Act of 1976.

SCHEME

On a day to be appointed by the Minister (which day is hereinafter referred to as "the appointed day") the following provisions shall have effect:—

1. The Burgh-by-Sands, Beaumont and Orton Drainage District constituted by the Burgh-by-Sands, Beaumont and Orton Drainage District Order 1940 (a) and altered by the Scheme confirmed by the Cumberland River Authority (Alteration of Boundaries of the Burgh-by-Sands, Beaumont and Orton Drainage District) Order 1966 (b) and continuing as an internal drainage district by virtue of section 6(4) of the Land Drainage Act 1976 and the drainage board thereof (hereinafter referred to as "the Internal Drainage Board") shall be abolished.

2. Any monies held by the Authority being the balance of drainage rates levied by them in their capacity as the Internal Drainage Board in consequence of the North West Water Authority (Transfer of Powers of the Burgh-by-Sands, Beaumont and Orton Drainage Board) Order 1981 (c) or any other assets so held shall be applied by the Authority as if the same were the proceeds of a general drainage charge levied by them under the provisions of section 48 of the Land Drainage Act 1976.

3. The rights, powers, duties obligations, liabilities and property (including in particular, but without prejudice to the generality of that expression, books of account, other books, deeds, maps and other documents) of the Authority acting as the Internal Drainage Board shall be vested in the Authority as water authority and any debts due from or to the Authority acting as the Internal Drainage Board shall become due from or to the Authority as water authority as the case may be.

IN WITNESS whereof the Common Seal of the North West Water Authority was hereunto affixed on 18th May 1984.

THE COMMON SEAL OF THE
NORTH WEST WATER AUTHORITY
was hereunto affixed
in the presence of:—

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(Sgd.) *W. H. Crackle*,
Authorised Signatory.

(a) S.R. & O. 1940/2207.

(b) S.I. 1967/175.

(c) S.I. 1982/110.

Whereas the foregoing Order has been published by the Minister of Agriculture, Fisheries and Food in accordance with the procedure prescribed by the Land Drainage Act 1976;

And whereas no memorial against the Order has been presented to the Minister;

Now, therefore, the Minister, in pursuance of the powers in the said Order recited, hereby confirms the said Order.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 21st March 1985.



(Sgd.) *R. C. McIvor*,
Assistant Secretary.

Whereas the Scheme confirmed by the North West Water Authority (Abolition of the Burgh-by-Sands, Beaumont and Orton Drainage District) Order 1985 provides that the appointed day therein mentioned shall be a day to be appointed by the Minister of Agriculture, Fisheries and Food;

Now, therefore, the Minister of Agriculture, Fisheries and Food hereby appoints the 1st April 1985 to be the said appointed day.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 21st March 1985.



(Sgd.) *R. C. McIvor*,
Assistant Secretary.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made by the Minister of Agriculture, Fisheries and Food, confirms a Scheme submitted to him by the North West Water Authority for the abolition, on a day to be appointed by the Minister, of the Burgh-by-Sands, Beaumont and Orton Drainage District constituted by the Burgh-by-Sands, Beaumont and Orton Drainage District Order 1940 (as amended) and the drainage board thereof. On the appointed day all the rights and property of the Burgh-by-Sands, Beaumont and Orton Drainage Board will be transferred to the North West Water Authority.