

---

STATUTORY INSTRUMENTS

---

**1992 No. 1096**

**The Spray Irrigation (Definition) Order 1992**

**Title and commencement**

1. This Order may be cited as the Spray Irrigation (Definition) Order 1992 and shall come into force on 18th May 1992.

**Interpretation**

2. In this Order—

“growth regulators” means substances used for accelerating or retarding the normal growth of plants;

“moveable” means, in relation to any apparatus, mounted on wheels or portable and in either case not connected by pipe to an inland water or to water contained in any underground strata;

“nutrients” means substances (other than water) that are necessary for the healthy growth of plants;

“quality additives” means substances (other than water, growth regulators or nutrients) used for improving or maintaining the yield or quality of plants or for improving their quality when harvested and during any period of conservation and applied to the growing plants or to the soil in which they grow.

**Restriction of spray irrigation provisions**

3. References to spray irrigation in those provisions of the Water Resources Act 1991 that are specified in the Schedule hereto shall be construed as not including spray irrigation if carried out—

(a) by means of a combination of water and substances used for protecting plants against pests or disease or for exterminating or restricting the growth of weeds or grass and emerging from apparatus that is moveable;

(b) by means of a combination of water and growth regulators or nutrients emerging from apparatus that is moveable;

(c) by means of a combination of water and manure or dung—

(i) emerging from apparatus that is moveable, or

(ii) emerging from spray guns insofar as the water used by such guns in any period of 14 days does not exceed the aggregate capacity of the effluent pits or tanks situated on the holding from which the manure or dung is derived; or

(d) by means of a combination of water and quality additives emerging from apparatus that is moveable.

4. References to spray irrigation in section 57 of the Water Resources Act 1991 (the effect of which section is described in the Schedule hereto) shall be construed as not including spray irrigation if carried out—

- (a) within a building or other structure, whether fixed or mobile, used for the production of agricultural produce, being a building or structure which excludes from the plants growing in or under it water falling as rain;
- (b) on land in the immediate vicinity of cloches, in or under which plants are growing, for the purpose of securing a supply of moisture to those plants;
- (c) on containers or pots in the open in which plants intended for sale are grown in such a way as to be unable to take moisture from the soil.

### **Revocation**

5. The Spray Irrigation (Definition) Order 1965(1) is hereby revoked.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereby affixed on

L.S.

27th April 1992.

*John Selwyn Gummer*  
Minister of Agriculture, Fisheries and Food

4th May 1992

*Michael Howard*  
Secretary of State for the Environment

23rd April 1992

*David Hunt*  
Secretary of State for Wales