

SCHEDULE 1

ABSTRACTION LICENSING AND PROTECTED RIGHTS: TRANSITIONAL PROVISIONS AND SAVINGS

Succession to part of abstraction licence authorising abstraction other than a relevant abstraction

- 8.—(1) For the purposes of this paragraph—
- (a) “relevant licence” means a licence—
 - (i) authorising an abstraction which, both immediately before and immediately after the relevant date, was subject to the restriction on abstraction; and
 - (ii) in relation to which—
 - (aa) a precondition mentioned in paragraph (a) or (b) of section 50(1) of the WRA is satisfied before the relevant date; and
 - (bb) a person, before 1st July 2006, makes an application under regulation 5;
 - (b) “part licence” means a new licence that—
 - (i) is granted, in accordance with regulation 5 or 6, in relation to a relevant licence; and
 - (ii) relates to a relevant abstraction.
- (2) Except as provided by paragraph (3), a part licence shall have no effect.
- (3) A part licence shall have effect for the purposes of sections 48(1) and 189 of the WRA.

Changes to legislation:

There are currently no known outstanding effects for the The Water Act 2003 (Commencement No. 4, Transitional Provisions and Savings) Order 2005, Paragraph 8.