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STATUTORY INSTRUMENTS

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**2006 No. 641**

**The Water Resources (Abstraction  
and Impounding) Regulations 2006**

**PART 3**

**ABSTRACTION AND IMPOUNDING BY THE AGENCY**

**Liability for derogation from protected right by Agency licence**

**23.** Section 60(1) (liability of the Agency for derogation from protected right) has effect in relation to—

- (a) the grant to the Agency of an abstraction licence or an impounding licence (including any such grant made under section 42 (as modified by paragraph 7 of Schedule 2)),
- (b) or any grant which, by virtue of paragraph 6(2) of Schedule 2 is deemed to have been made on the Agency's approval of an Agency application, or
- (c) the variation of any such licence,

as if, in subsection (1), the reference to the duty imposed by subsection (1) of section 39 has effect as if it included a reference to that duty as modified by paragraph 8(4) of Schedule 2.