



Water Act 1973

1973 CHAPTER 37

An Act to make provision for a national policy for water, for the conferring and discharge of functions as to water (including sewerage and sewage disposal, fisheries and land drainage) and as to recreation and amenity in connection with water, for the making of charges by water authorities and other statutory water undertakers, and for connected purposes. [18th July 1973]

Modifications etc. (not altering text)

- C1** Power to modify conferred (7.2.1994) by 1993 c. 48, ss. 188-190, 193(2), **Sch. 6 Pt. II**, para. 17(3)(e); S.I. 1994/86, **art. 2**

PART I

1—3. ^{F1}

Textual Amendments

- F1** Ss. 1–3, 5 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

4 ^{F2}

Textual Amendments

- F2** S. 4 repealed by Water Act 1983 (c. 23, SIF 130), Sch. 2 para. 3(1), **Sch. 5 Pt. I**

5 ^{F3}

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Textual Amendments

F3 Ss. 1–3, 5 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

6 **F4**

Textual Amendments

F4 S. 6 repealed by Water Act 1983 (c. 23, SIF 130), Sch. 2 para. 3(1), **Sch. 5 Pt. I**

7, 8. **F5**

Textual Amendments

F5 Ss. 7, 8 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

PART II

FUNCTIONS OF WATER AUTHORITIES

[^{F6}9 Transfer to water authorities of functions of river authorities.

Subject of Part IV of Schedule 5 to this Act and to the provisions of any instrument under this Act, the functions which immediately before 1st April 1974 are exercisable by river authorities as respects their respective areas under any enactment or instrument shall be exercisable by water authorities as respects water authority areas and accordingly, but subject to any such provision, in any enactment or instrument—

- (a) any reference to a river authority or any reference which falls to be construed as a reference to a river authority shall, except where it is a reference to a specified river authority or is to be construed as such, be construed as a reference to a water authority; and
- (b) any reference to a river authority area or any reference which falls to be construed as a reference to a river authority area shall, except where it is a reference to a specified area or is to be construed as such, be construed as a reference to water authority area.]

Textual Amendments

F6 S. 9 repealed (E.W.) by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

10— **F7**
13.

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Textual Amendments

F7 Ss. 10–13 repealed by [Water Act 1989](#) (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

- 14** (1) **F8**
(4) **F9**
(5) **F8**

Textual Amendments

F8 S. 14(1)–(3)(5)–(8) repealed by [Water Act 1989](#) (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)
F9 S. 14(4) repealed by [Water Consolidation \(Consequential Provisions\) Act 1991](#) (c. 60, SIF 130), s. 3, **Sch. 3 Pt. I** (with s. 2, Sch. 2 paras. 10, 14(1), 15)

- 15**— **F10**
17.

Textual Amendments

F10 Ss. 15–17 repealed by [Water Act 1989](#) (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58) (and subject to savings for s. 16(5)(10) as mentioned in s. 190(2), Sch. 26 para. 14(1)(5))

- 18** **F11**

Textual Amendments

F11 S. 18 repealed by [Salmon and Freshwater Fisheries Act 1975](#) (c. 51, SIF 52:2), s. 42, **Sch. 5**

- 19** **F12**

Textual Amendments

F12 S. 19 repealed by [Land Drainage Act 1976](#) (c. 70, SIF 73:1), **Sch. 8**

- 20**— **F13**
22.

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Textual Amendments

F13 Ss. 20–22 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

23 **F14**

Textual Amendments

F14 S. 23 repealed by Water Act 1983 (c. 23, SIF 130), Sch. 2 para. 3(1), **Sch. 5 Pt. I**

24, **F15**
24A.

Textual Amendments

F15 S. 24 and s. 24A (which was inserted by Water Act 1983 (c. 23, SIF 130), ss. 3(3), 7, **Sch. 2 para. 3(1)**) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

25 **F16**

Textual Amendments

F16 S. 25 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102(2)(3), **Sch. 17**

26 (1) **F17**
(2) **F18**

Textual Amendments

F17 S. 26(1) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)
F18 S. 26(2)–(4) repealed by Water Act 1983 (c. 23, SIF 130), Sch. 2 para. 3(1), **Sch. 5 Pt. I**

27, 28. **F19**

Textual Amendments

F19 Ss. 27–31 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58) (and subject to a saving for s. 30 as mentioned in s. 190(2), Sch. 26 para. 16(4))

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

PART III

29 F20
31.

Textual Amendments

F20 Ss. 27–31 repealed by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58) (and subject to a saving for s. 30 as mentioned in s. 190(2), Sch. 26 para. 16(4))

32 F21

Textual Amendments

F21 S. 32 repealed by [Public Utility Transfers and Water Charges Act 1988 \(c. 15, SIF 130\)](#), s. 6, **Sch. 3**

32A F22

Textual Amendments

F22 S. 32A (which was inserted by [Local Government Act 1974 \(c. 7, SIF 81:1\)](#), s. 38) and s. 33 repealed by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

PART IV

MISCELLANEOUS

33 F23

Textual Amendments

F23 S. 32A (which was inserted by [Local Government Act 1974 \(c. 7, SIF 81:1\)](#), s. 38) and s. 33 repealed by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

34 **Consequential, transitional and supplementary provision.**

(1) F24

[^{F25}(2) The provisions of Part II of that Schedule, being provisions which reproduce with modifications certain provisions of section 262 of the 1972 Act (local Acts and instruments), shall have effect with respect to local statutory provisions in force immediately before 1st April 1974.]

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

(3) F26

Textual Amendments

- F24** S. 34(1) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. II** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58) (subject to a saving as mentioned in S.I. 1989/1557, **art. 5(1)**)
- F25** S. 34(2) repealed (*prosp.*) by Water Act 1989 (c. 15, SIF 130), ss. 190, 194(4), Sch. 27 Pt. II (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), **58**)
- F26** S. 34(3) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. II** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

Modifications etc. (not altering text)

- C2** S. 34 amended by Water Act 1983 (c. 23, SIF 130), ss. 3(3), 6(2), Sch. 2 para. 3(1), **Sch. 3**
- C3** In s. 34(2) “that Schedule” is a reference to Schedule 6 to this Act

35 Isles of Scilly.

(1) F27

[^{F28}(3) Except as provided by an order under this section, this Act shall not extend to the Isles of Scilly.]

Textual Amendments

- F27** S. 35(1)(2) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. II** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)
- F28** S. 35(3) repealed (*prosp.*) by Water Act 1989 (c. 15, SIF 130), ss. 190, 194(4), Sch. 27 Pt. II (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), **58**)

36 Orders, regulations and byelaws.

[^{F29}(1) Any power to make orders or regulations conferred on the appropriate Minister or Ministers by or by virtue of this Act shall be exercisable by statutory instrument.

(2) Any power to make an order conferred by or by virtue of any provision of this Act shall include power to make an order varying or revoking any order previously made under or by virtue of that provision.]

(3) F30

Textual Amendments

- F29** S. 36(1)(2) repealed (*prosp.*) by Water Act 1989 (c. 15, SIF 130), ss. 190(3), 194(4), Sch. 27 Pt. II (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), **58**)
- F30** S. 36(3) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

[^{F31}37 Expenses.

There shall be defrayed out of moneys provided by Parliament—

- (a) any expenses incurred by any Minister under this Act;
- (b) any increase attributable to the provisions of this Act in the sums payable out of moneys so provided under any other enactment.]

Textual Amendments

F31 Ss. 37–39 repealed (E.W.) by *Water Act 1989* (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

[^{F32}38 Interpretation.

(1) In this Act, unless the context otherwise requires, the following expressions have the following meanings respectively, that is to say—

“the appropriate Minister or Ministers” and “the Ministers” have the meanings assigned to them by section 1 above;

.....^{F33}
“county”, “district”, “county council”, and “district council”, mean respectively a county, district, county council and district council established by the 1972 Act;

“development corporation” means a development corporation established under the ^{M1}New Towns Act 1965 or any Act replaced by that Act;

“existing local authority” means a local authority within the meaning of the ^{M2}Local Government Act 1933;

“joint water board” and “joint water committee” mean respectively a joint board and a joint committee which has been constituted under section 9 of the ^{M3}Water Act 1945 and on which a statutory water company is represented;

“land drainage” includes defence against water (including sea water), irrigation other than spray irrigation, warping and the provision of flood warning systems, and “land drainage functions” shall be construed accordingly;

“local authority” means a county council, . . . ^{F34}a district council, a London borough council or the Common Council of the City of London;

“local land drainage committee” and “regional land drainage committee” mean respectively the committees [^{F35}referred to by those names in sections 2 and 4 respectively of the ^{M4}Land Drainage Act 1976];

“local land drainage district” means a local land drainage district [^{F36}established or continued under section 4 of the ^{M5}Land Drainage Act 1976] and any part of a water authority area which is to be treated as a local land drainage district for the purposes of [^{F36}sections 45 to 49 of that Act (in accordance with section 89(2) of that Act)];

“local statutory provision” means a provision of a local Act (including an Act confirming a provisional order) or a provision of a public general Act passed with respect to some area or a provision of an instrument made under any such local or public general Act or of an instrument in the nature of a local enactment made under any other Act;

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

[^{F37}“London excluded area” has the meaning given by section 116 of the ^{M6}Land Drainage Act 1976;]

“the 1972 Act” means the ^{M7}Local Government Act 1972;

“public authority” includes a statutory water company;

“public sewer” has the same meaning as in the ^{M8}Public Health Act 1936 and “private sewer” shall be construed accordingly;

^{F38}

“river authority”, “underground strata”, “inland water”, “watercourse” and “water resources” have the same meanings respectively as in the ^{M9}Water Resources Act 1963;

“statutory water company” means a company authorised immediately before the passing of this Act by any local statutory provision to supply water or a company in whom the assets of any company so authorised have subsequently become vested;

“statutory water undertakers” has the meaning assigned to it by section 11(6) above;

“supply of water in bulk” and “water fittings” have the same meanings as in the ^{M10}Water Act 1945;

(2) ^{F39}

(3) Except in so far as the context otherwise requires, any reference in this Act to an enactment shall be construed as a reference to that enactment as amended, applied or extended by or under any other enactment, including this Act.]

Textual Amendments

- F32** Ss. 37–39 repealed (E.W.) by [Water Act 1989](#) (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)
- F33** Definition of “the Council” repealed by [Water Act 1983](#) (c. 23, SIF 130), ss. 3(3), 11(3), Sch. 2 para. 3(1), **Sch. 5 Pt. I**
- F34** Words repealed by [Local Government Act 1985](#) (c. 51, SIF 81:1), ss. 1, 102(2)(3), **Sch. 17**
- F35** Words substituted by [Land Drainage Act 1976](#) (c. 70, SIF 73:1), **Sch. 7 para. 1(b)(i)**
- F36** Words substituted by [Land Drainage Act 1976](#) (c. 70, SIF 73: 1), **Sch. 7 para. 1(b)(ii)**
- F37** Definition substituted by S.1. 1986/208, art. 5(1), Sch. I Pt. I
- F38** Definition of “regional water board”, and “water development board” repealed by [Water Act 1983](#) (c. 23, SIF 130), ss. 3(3), 11(3), Sch. 2 para. 3(1), **Sch. 5 Pt. I**
- F39** S. 38(2) repealed by [Interpretation Act 1978](#) (c. 30, SIF 115:1), **Sch. 3**

Marginal Citations

- M1** 1965 c. 59
- M2** 1933 c. 51
- M3** 1945 c. 42 (**130**)
- M4** 1976 c. 70 (**73:1**)
- M5** 1976 c. 70 (**73:1**)
- M6** 1976 c. 70 (**73:1**)
- M7** 1972 c. 70 (**81:1**)
- M8** 1936 c. 49 (**100:1**)
- M9** 1963 c. 38 (**130**)
- M10** 1945 c. 42 (**130**)

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

[^{F40}**39** **Commencement.**

- (1) The following provisions of this Act shall come into operation on 1st April 1974, that is to say—
- section 9, except so far as relating to sections 21 and 22 of the ^{M11}Land Drainage Act 1930, Part VI of the ^{M12}Local Government Act 1948, section 21 of the ^{M13}Land Drainage Act 1961 and section 82 of the ^{M14}Water Resources Act 1963;
 - section 10;
 - section 11, except subsection (6) so far as relating to section 12 of the Water Act 1945;
 - section 12(1) and (6) to (11), except subsections (9) and (11) so far as relating to section 12 of the Water Act 1945;
 - section 13(3) and (4);
 - section 14;
 - section 16;
 - section 17;
 - section 18;
 - section 19(6) to (11);
 - section 20;
 - section 21(3) to (6);
 - section 24;
 - section 25;
 - section 28;
 - section 29(1);
 - section 33;
 - section 40(2), except so far as relating to the amendments of the ^{M15}House of Commons Disqualification Act 1957 made by Schedule 8;
 - section 40(3).
- (2) Any provision of, or any instrument made under, another Act which is modified or amended by a provision of this Act which comes into operation before 1st April 1974 shall between the passing of this Act and that date have effect both as modified or amended by this Act and as it would have had effect without the modification or amendment.]

Textual Amendments

F40 Ss. 37–39 repealed (E.W.) by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 190, [Sch. 27 Pt. I](#) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), [Sch. 26 paras. 3\(1\)\(2\), 17, 40\(4\), 41\(1\), 57\(6\), 58](#))

Marginal Citations

M11 1930 c. 44
M12 1948 c. 26 (103:2)
M13 1961 c. 48
M14 1963 c. 38 (130)
M15 1957 c. 20

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

40 Short title, minor amendments, repeals and extent.

- (1) This Act may be cited as the Water Act 1973.
- (2) The enactments specified in Schedule 8 to this Act shall have effect subject to the amendments, modifications and adaptations set out in that Schedule, being amendments, modifications and adaptations which are consequential on the foregoing provisions of this Act and minor amendments.
- (3) The enactments specified in Schedule 9 to this Act (which include enactments that were obsolete or unnecessary before the passing of this Act) are hereby repealed to the extent mentioned in column 3 of that Schedule.
- (4) The following provisions of this Act, that is to say—
 - (a) section 4(5) to (8), so far as relating to the matters mentioned in section 4(5) (d) and (e);
 - (b) section 9, so far as relating to any enactment which extends to Scotland;
 - (c)^{F41}
 - (d) paragraphs 43, and 93 of Schedule 8;
 - (e) in Schedule 9, the repeals in the ^{M16}Water (Scotland) Act 1967; and
 - (f) so much of this Act as relates to the interpretation or commencement of the foregoing provisions;
 extend to Scotland, but except as aforesaid this Act does not extend to Scotland.
- (5) This Act, except section 4(5) to (8), so far as relating to the matters mentioned in section 4(5)(d) and (e) . . .^{F42} and so much of this Act as relates to the interpretation of those provisions, does not extend to Northern Ireland.
- (6)^{F43}

Textual Amendments

F41 S. 40(4)(c) repealed by [Salmon and Freshwater Fisheries Act 1975 \(c. 51, SIF 52:2\)](#), s. 42, **Sch. 5**

F42 Words repealed by [House of Commons Disqualification Act 1975 \(c. 24, SIF 89\)](#), s. 10, **Sch. 3**

F43 S. 40(6) repealed by [Statute Law \(Repeals\) Act 1977 \(c. 18\)](#), **Sch. 1 Pt. XIII**

Modifications etc. (not altering text)

C4 The text of s. 40(2)(3) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M16 [1967 c. 78\(130\)](#)

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

SCHEDULES

SCHEDULES 1 AND 2

. . . F44

Textual Amendments

F44 Schs. 1, 2 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

SCHEDULE 3

Sections 2, 4 and 23.

ADMINISTRATION, FINANCE, ETC., OF WATER AUTHORITIES AND THE NATIONAL WATER COUNCIL

PART I

1—21. F45

Textual Amendments

F45 Sch. 3 Pts. I, III (paras. 1–21, 31–43) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58) (subject to savings for para. 36 as mentioned in Sch. 26 para. 52 and to savings with modifications for paras. 2(1), 5, 7 as mentioned in S.I. 1989/1161, regs. 3, 4, **Sch. 1**)

PART II

22—30. F46

Textual Amendments

F46 Sch. 3 Pt. II (paras. 22 – 30) repealed by Water Act 1983 (c. 23, SIF 130), Sch. 2 para. 3(1), **Sch. 5 Pt. I**

PART III

31—43. F47

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Textual Amendments

F47 Sch. 3 Pts. I, III (paras. 1–21, 31–43) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58) (subject to savings for para. 36 as mentioned in Sch. 26 para. 52 and to savings with modifications for paras. 2(1), 5, 7 as mentioned in S.I. 1989/1161, regs. 3, 4, **Sch. 1**)

SCHEDULES 4 AND 4A

. . . **F48**

Textual Amendments

F48 Sch. 4 and Sch. 4A (which was inserted by Water Act 1983 (c.23, SIF 130), ss. 3(3), 6(2), Sch. 2 para. 3(1), **Sch. 3**) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

SCHEDULE 5

. . . **F49**

Textual Amendments

F49 Sch. 5 repealed by Land Drainage Act 1976 (c. 70, SIF 130), **Sch. 8**

SCHEDULE 6

CONSEQUENTIAL, TRANSITIONAL AND SUPPLEMENTARY PROVISION

PART I

1—10. **F50**

Textual Amendments

F50 Sch. 6, Pt. I (paras. 1–10) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. II** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58) (subject to a saving as mentioned in S.I. 1989/1557, **art. 5(1)**)

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

[^{F51}PART II

LOCAL ACTS AND INSTRUMENTS

Textual Amendments

F51 Sch. 6 Pt. II (paras. 11–17) repealed (*prosp.*) by Water Act 1989 (c. 15, SIF 130), ss. 190, 194(4), Sch. 27 Pt. II (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

- 11 Subject to paragraph 12 below, any local statutory provision to which this Part of this Schedule applies and which is not continued in force by any other provision of this Act shall—
- (a) notwithstanding the transfer of functions and abolition of bodies effected by or under this Act and, in the case of an instrument made under any enactment, notwithstanding the repeal of that enactment, continue to apply on and after 1st April 1974 to, but only to, the area, things or persons to which or to whom it applies before that date;
 - (b) have effect subject to any necessary modifications and to the modifications made by paragraph 13 below;
- but the continuation by this paragraph of an instrument made under any enactment shall not be construed as prejudicing any power to vary or revoke the instrument which is exercisable apart from this paragraph.
- 12 Paragraph 11 above shall have effect subject to the provisions of—
- (a) this Act and any Act passed after this Act and before 1st April 1974;
 - (b) any order made under section 254 of the 1972 Act, as applied by section 34 above, or paragraph 14 or 15 below.
- 13 As from 1st April 1974 any local statutory provision to which this Part of this Schedule applies and which immediately before that date applies to an area which on that date becomes comprised in one or more water authority areas shall have effect, so far as relates to functions which on that date become exercisable by a water authority and to things done or falling to be done in the exercise of those functions, as if for any reference to the body by whom the functions were exercisable immediately before that date there were substituted a reference to that water authority, or where the former area becomes comprised in two or more water authority areas, the water authority for the water authority area in or as respects which that thing falls to be done.
- 14 Paragraph 13 above shall have effect subject to any provision to the contrary made by, or by any instrument made under, this Act and, without prejudice to the foregoing, the Secretary of State may by order provide for the exercise of functions conferred by any local statutory provision to which this Part of this Schedule applies and exclude the operation of that paragraph where it would otherwise conflict with any provision of the order.
- 15 Where any local statutory provision is continued in force in any area by paragraph 11 above or is amended or modified in its application to any area by an order under section 254 of the 1972 Act, as applied by section 34 above, the appropriate Minister or Ministers may by that order, or in the case of a provision continued as aforesaid, by an order under this paragraph—

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

- (a) extend the provision throughout the water authority area in which it is continued in force or extend it to a part of that area in which it was not previously in force;
- (b) provide that that provision as so continued, amended, modified or extended shall have effect in that area or part to the exclusion of any enactment for corresponding purposes, including any enactment contained in or applied by this Act;
- (c) make such modifications of any such enactment in its application to that area or part as would secure that the enactment will operate harmoniously with the said provision in that area or part;
- (d) repeal or revoke any local statutory provision to which this Part of this Schedule applies and which appears to the appropriate Minister or Ministers to have become spent, obsolete or unnecessary or to have been substantially superseded by any enactment or instrument which applies or may be applied to the area, persons or things to which or to whom that provision applies;
- (e) make such modifications of any local statutory provision to which this Part of this Schedule applies in its application to a water authority area or part of such an area as appear to the appropriate Minister or Ministers to be expedient.

Modifications etc. (not altering text)

- C5** Functions under para. 15 exercisable by Minister of Agriculture, Fisheries and Food alone or jointly with the Secretary of State, in relation to Welsh National Water Development Authority, now exercisable by Secretary of State: [S.I. 1978/272](#), [Sch. 3 para. 5\(2\)](#)

- 16 A statutory instrument containing an order under paragraph 15 above shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- 17 This Part of this Schedule applies to any local statutory provision in force immediately before 1st April 1974 and relating to—
- (a) a body abolished by section 33 above;
 - (b) functions which immediately before that date are exercisable by an existing local authority and on that date become exercisable by a water authority; or
 - (c) some area constituted for the exercise of functions affected by this Act and situated wholly or partly within Greater London.]

SCHEDULE 7

. . . F52

Textual Amendments

- F52** [Sch. 7](#) repealed by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 190, [Sch. 27 Pt. I](#) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), [Sch. 26 paras. 3\(1\)\(2\), 17, 40\(4\), 41\(1\), 57\(6\), 58](#))

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

SCHEDULE 8

MINOR AND CONSEQUENTIAL AMENDMENTS, ETC.

1—19. F53

Textual Amendments

F53 Sch. 8 paras. 1–19 repealed by Salmon and Freshwater Fisheries Act 1975 (c. 51, SIF 52:2), s. 42, **Sch. 5**

20, 21. F54

Textual Amendments

F54 Sch. 8 paras. 20, 21 repealed by Land Drainage Act 1976 (c. 70, SIF 73:1), **Sch. 8**

22, 23. F55

Textual Amendments

F55 Sch. 8 paras. 22, 23 repealed by Land Drainage (Amendment) Act 1976 (c. 17), **Sch. 3**

24—31. F56

Textual Amendments

F56 Sch. 8 paras. 24–31 repealed by Land Drainage Act 1976 (c. 70, SIF 73:1), **Sch. 8**

32—36. F57

Textual Amendments

F57 Sch. 8 paras. 32–36 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

37 F58

Textual Amendments

F58 Sch. 8 para. 37 repealed by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), s. 3, **Sch. 3 Pt. I** (with s. 2, Sch. 2 paras. 10, 14(1), 15)

38 F59

Textual Amendments

F59 Sch. 8 para. 38 repealed by Building Act 1984 (c. 55, SIF 15), **Sch. 7**

39 F60

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Textual Amendments

F60 Sch. 8 para. 39 repealed by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), s. 3, **Sch. 3 Pt. I** (with s. 2, Sch. 2 paras. 10, 14(1), 15)

40 **F61**

Textual Amendments

F61 Sch. 8 paras. 40, 45–48 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

41, 42. **F62**

Textual Amendments

F62 Sch. 8 paras. 41, 42 repealed by Building Act 1984 (c. 55, SIF 15), **Sch. 7**

^{M17}Diseases of Fish Act 1937

Marginal Citations

M17 1937 c. 33.

F63 43

Textual Amendments

F63 Sch. 8 para. 43 omitted (27.3.2009) by virtue of (E.W.) Aquatic Animal Health (England and Wales) Regulations 2009 (S.I. 2009/463), reg. 1(2), **Sch. 2 para. 2** (with reg. 2(2)); and (S.) Aquatic Animal Health (Scotland) Regulations 2009 (S.S.I. 2009/85), reg. 1(2)(c), **Sch. 2 para. 2** (with reg. 2.)

^{M18}Public Health (Drainage of Trade Premises) Act 1937

Marginal Citations

M18 1937 c. 40.

44 Section 4(4) of the Public Health (Drainage of Trade Premises) Act 1937 (exemption of laundries from need for consent to discharges) shall cease to have effect.

Modifications etc. (not altering text)

C6 The text of Sch. 8 paras. 43, 44, 64, 65(2), 87, 93 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

45—48. F64

Textual Amendments

F64 Sch. 8 paras. 40, 45–48 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

49 F65

Textual Amendments

F65 Sch. 8 para. 49 repealed by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), s. 3, **Sch. 3 Pt. I** (with s. 2, Sch. 2 paras. 10, 14(1), 15)

50 F66

Textual Amendments

F66 Sch. 8 para. 50 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. II** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

51—62. F67

Textual Amendments

F67 Sch. 8 paras. 51–62 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

63 F68

Textual Amendments

F68 Sch. 8 para. 63 repealed by Control of Pollution Act 1974 (c. 40, SIF 46:4), **Sch. 4**

^{F69M19}Town Development Act 1952

Textual Amendments

F69 Sch. 8 paras. 64, 65 repealed (*prosp.*) by Local Government and Housing Act 1989 (c. 42, SIF 81:1), ss. 194(4), 195(2)(3), **Sch. 12 Pt. II**

Marginal Citations

M19 1952 c. 54.

64 In section 2(2) of the Town Development Act 1952 (Exchequer contribution to councils of receiving districts), after paragraph (e), there shall be inserted the following paragraph:—

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

“(ee) payments under section 16 of the Water Act 1973 in respect of the provision of a public sewer needed for the purposes or in consequence of the development.”

Modifications etc. (not altering text)

C7 The text of Sch. 8 paras. 43, 44, 64, 65(2), 87, 93 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

65 (1) **F70**

(2) Section 8(4) of that Act (exercise of sewerage functions by participating authorities) shall cease to have effect.]

Textual Amendments

F70 Sch. 8 para. 65(1) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

Modifications etc. (not altering text)

C8 The text of Sch. 8 paras. 43, 44, 64, 65(2), 87, 93 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{M20}Local Government (Miscellaneous Provisions) Act 1953

Marginal Citations

M20 1953 c. 26.

66 **F71**

Textual Amendments

F71 Sch. 8 paras. 66, 68, 76, 77 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

67 **F72**

Textual Amendments

F72 Sch. 8 para. 67 repealed by Wildlife and Countryside Act 1981 (c. 69, SIF 4:5), **Sch. 17 Pt. II**

68 **F73**

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Textual Amendments

F73 Sch. 8 paras. 66, 68, 76, 77 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

69 **F74**

Textual Amendments

F74 Sch. 8 para. 69 repealed by House of Commons Disqualification Act 1975 (c. 24, SIF 89), **Sch. 3**

70, 71. **F75**

Textual Amendments

F75 Sch. 8 paras. 70, 71 repealed by Highways Act 1980 (c. 66, SIF 59), **Sch. 25**

72–75. **F76**

Textual Amendments

F76 Sch. 8 paras. 72–75 repealed by Land Drainage Act 1976 (c. 70, SIF 73:1), **Sch. 8**

76, 77. **F77**

Textual Amendments

F77 Sch. 8 paras. 66, 68, 76, 77 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

78, 79. **F78**

Textual Amendments

F78 Sch. 8 paras. 78, 79 repealed by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), s. 3, **Sch. 3 Pt. I** (with s. 2, Sch. 2 paras. 10, 14(1), 15)

80 (1) **F79**

(2) **F80**

(3) **F79**

Textual Amendments

F79 Sch. 8 para. 80(1)(3) repealed by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), s. 3, **Sch. 3 Pt. I** (with s. 2, Sch. 2 paras. 10, 14(1), 15)

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

F80 Sch. 8 para. 80(2) repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

81, 82. **F81**

Textual Amendments

F81 Sch. 8 paras. 81, 82, 84 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

83 **F82**

Textual Amendments

F82 Sch. 8 para. 83 repealed by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), s. 3, **Sch. 3 Pt. I** (with s. 2, Sch. 2 paras. 10, 14(1), 15)

84 **F83**

Textual Amendments

F83 Sch. 8 paras. 81, 82, 84 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

85, 86. **F84**

Textual Amendments

F84 Sch. 8 paras. 85, 86 repealed by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), s. 3, **Sch. 3 Pt. I** (with s. 2, Sch. 2 paras. 10, 14(1), 15)

Harbours Act 1964

87 In section 58 of the ^{M21}Harbours Act 1964 (authorities not to be treated as harbour authorities), for the words from “a river board” to “Catchment Board” there shall be substituted the words “a water authority, a river purification authority, a district board nor an improvement committee”.

Modifications etc. (not altering text)

C9 The text of Sch. 8 paras. 43, 44, 64, 65(2), 87, 93 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M21 1964 c. 40.

88, 89. **F85**

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Textual Amendments

F85 Sch. 8 paras. 88, 89 repealed by [New Towns Act 1981 \(c. 64, SIF 123:3\)](#), **Sch. 13**

90 **F86**

Textual Amendments

F86 Sch. 8 para. 90 repealed by [Water Act 1983 \(c. 23, SIF 130\)](#), Sch. 2 para. 3(1), **Sch. 5 Pt. I**

91, 92. **F87**

Textual Amendments

F87 Sch. 8 paras. 91, 92 repealed by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

^{F88} Agriculture Act 1970

Textual Amendments

F88 Sch. 8 para. 93 repealed (E.W.) by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

93 In section 98 of the ^{M22}Agriculture Act 1970 (duty of local authority in Scotland whose area adjoins England to consult English authorities about flood warning systems), for the words from “river” to “1963” there shall be substituted the words “regional water authority established for that area under section 2 of the Water Act 1973 ;”.]

Modifications etc. (not altering text)

C10 The text of Sch. 8 paras. 43, 44, 64, 65(2), 87, 93 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M22 1970 c. 40.

94 **F89**

Textual Amendments

F89 Sch. 8 para. 94 repealed by [Planning \(Consequential Provisions\) Act 1990 \(c. 11, SIF 123:1, 2\)](#), s. 3, **Sch. 1 Pt. I** (with Sch. 3 paras. 1, 2, 4, 6)

95—97. **F90**

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Textual Amendments

F90 Sch. 8 paras. 95–97 repealed by Salmon and Freshwater Fisheries Act 1975 (c. 51, SIF 52:2), s. 42, **Sch. 5**

98 **F91**

Textual Amendments

F91 Sch. 8 para. 98 repealed by Water Act 1989 (c. 15, SIF 130), s. 190, **Sch. 27 Pt. I** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

SCHEDULE 9

Section 40.

REPEALS

Modifications etc. (not altering text)

C11 The text of Sch. 9 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

| Chapter | Short title | Extent of repeal |
|------------------------|---|--|
| 13 & 14 Geo. 5. c. 16. | The Salmon and Freshwater Fisheries Act 1923. | <p>In section 6, the words “in any fishery district”.</p> <p>In section 17(1), the words “in any fishery district”.</p> <p>Section 37.</p> <p>In section 38(1), in paragraph (a) the words “of the fishery district” and paragraphs (b), (c), (g), (h) and (i).</p> <p>Section 41.</p> <p>Sections 43 to 53.</p> <p>In section 54, in subsection (1) paragraph (a), subsection (2), and in subsection (3) paragraph (c).</p> <p>Sections 56 to 58.</p> <p>Section 60.</p> <p>Section 66.</p> |

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

| | | |
|------------------------------|-----------------------------|--|
| | | In section 67(4), the words from “purporting” to “Act” in the first place where it occurs. |
| | | Section 81. |
| | | In section 92(1), the definitions of the “fishery board” and “chairman”. |
| | | Schedule 3. |
| 20 & 21 Geo. 5. c. 44. | The Land Drainage Act 1930. | In section 1, subsection (4) the words from the beginning to “constituted, and”. |
| | | Section 2. |
| | | Section 3. |
| | | Section 5. |
| | | In section 7(1), the words from “shall” to “and” where it first occurs. |
| | | In section 8(2), in paragraph (c) the words from “submitted” to the end of the paragraph. |
| | | Section 12. |
| | | Section 15. |
| | | Sections 17 to 20. |
| | | Section 22(2). |
| | | In section 33(4), paragraph (a). |
| | | Section 46(6). |
| | | In section 47, subsections (2) to (7). |
| | | Section 49(3). |
| | | In section 50, subsection (1), in subsection (2) the words from “(whether” to “area”, and subsections (3) and (4). |
| | | Section 73. |
| | | Sections 79 and 80. |
| | | Schedule 1. |
| 26 Geo. 5 & 1 Edw. 8. c. 49. | The Public Health Act 1936. | Section 14. |
| | | Section 16. |

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

| | | |
|----------------------------|--|---|
| | | In section 20(2), the proviso. |
| | | Section 28. |
| | | Section 35. |
| | | In section 41(1), the words from the beginning to “this Act”. |
| | | In section 90(1), the definition of sewerage authority. |
| | | Sections 111 to 122. |
| | | Section 124(3). |
| | | Section 125(3). |
| | | Sections 126 to 136. |
| | | In sections 137(1) and 138(1) and (5), the words “the local authority or other”, wherever occurring. |
| | | In section 142, in the definition of “statutory water undertakers”, the words from “either” to “(b)”. |
| | | Section 310. |
| 1 Edw. 8 & 1 Geo. 6 c. 40. | The Public Health (Drainage of Trade Premises) Act 1937. | Section 4(4). |
| | | Section 12(2). |
| 7 & 8 Geo. 6. c. 26. | The Rural Water Supplies and Sewerage Act 1944. | Section 1(6). |
| | | Section 2. |
| | | Section 4. |
| 8 & 9 Geo. 6. c. 42. | The Water Act 1945. | Sections 1 to 5. |
| | | Section 8. |
| | | Section 9(4). |
| | | Section 11. |
| | | Section 15(3). |
| | | In section 19, in subsection (1), the words from “and the” to the end of the subsection, subsection (6) (b) and the word “and” immediately preceding it and subsection (7). |

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

In section 23(1), paragraph (ii) of the proviso, and the words from “A consent required” to the end of the subsection.

In section 24(4), the words “local authority or”.

Section 28.

In section 32, in subsection (1) the words “or section forty”, in subsection (2) the words “supplying water under a local enactment” and the proviso, and subsections (4) and (5).

Section 33(3).

In section 34, in subsection (2) the words “board or” and in subsection (4) the word “boards”.

Section 35(3).

In section 38, in subsection (1) the words from “whether” to “enactment”, and subsections (6) and (7).

Section 40.

In section 46, the words from “or”, in the third place where it occurs, to the end.

In section 55(1)(a)(ii) the words “the water engineer or manager of the water department or”.

In section 59(1), the definitions of “catchment board” and “catchment area”, “fishery board” and “fishery district” and “joint water board”, in the definition of “limits of supply” the words from “so” to the end of the definition, and the definitions of “rivers board” and “statutory water undertakers”.

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

| | | |
|------------------------|--|--|
| | | In Schedule 1, in paragraph 16, the words “board or”, and Parts III, IV and V. |
| | | In Schedule 2, in paragraphs 3, 5, 6 and 7 the words “local authority or” wherever occurring. |
| | | In Schedule 3, in section 1(1), the definitions of “catchment board” and “catchment area”, “fishery board” and “fishery district” and “rivers board”, section 46(1), sections 47 to 51, and in section 78, paragraphs (a) to (c) of subsection (1), and subsection (2). |
| | | In Schedule 4, the whole Schedule with the exception of the provisions amending sections 275 and 279 of the Public Health Act 1936. |
| 11 & 12 Geo. 6. c. 22. | The Water Act 1948. | Section 1. In section 2, subsections (1) (b) and (4). In section 4, subsections (2), (3) and (4). In section 8, in subsection (1), the words “local authority or” and in the proviso the words “authority or”; in subsection (2), the words “local authority or” and “authority or”; in subsection (4), the words “local authority or” in the first place where they occur and “that local authority or”; and in subsection (5) the words “local authority or”. |
| | | Section 12. |
| | | Section 13. |
| 14 & 15 Geo. 6. c. 64. | The Rivers (Prevention of Pollution) Act 1951. | Section 1(1)(b). |

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

| | | |
|------------------------------------|---|---|
| | | In section 7, subsection (9) and the proviso to subsection (16). |
| | | Section 9. |
| | | In section 11(1), the definitions of “excluded area” and “local authority”. |
| | | In Schedule 2, paragraphs 5, 6, 8 and 10. |
| 15 & 16 Geo. 6 & 1 Eliz. 2. c. 54. | The Town Development Act 1954. | In section 2, in subsection (2) (d), the words “main water supplies”. |
| | | Section 8(4). |
| | | Section 9(3). |
| | | Section 15. |
| 6 & 7 Eliz. 2. c. 67. | The Water Act 1958. | Section 4(2). |
| 7 & 8 Eliz. 2. c. 25. | The Highways Act 1959. | Section 295(6). |
| 8 & 9 Eliz. 2. c. 54. | The Clean Rivers (Estuaries and Tidal Waters) Act 1960. | Section 1(6)(c). |
| 9 & 10 Eliz. 2. c. 29. | The Rural Water Supplies and Sewerage Act 1961. | The whole Act. |
| 9 & 10 Eliz. 2. c. 48. | The Land Drainage Act 1961. | Section 3(6). |
| | | In section 34, in subsection (6), the words from “or” to the end of the subsection, and in subsection (10) the words “or, as the case may be, the Minister.”. |
| | | Section 50. |
| | | In Schedule 1, paragraphs 4, 20(4) and 24. |
| 9 & 10 Eliz. 2. c. 50. | The Rivers (Prevention of Pollution) Act 1961. | In section 13(2), the words from “and in subparagraph (2)” onwards. |
| 9 & 10 Eliz. 2. c. 57. | The Public Health Act 1961. | Section 15. |
| | | Section 65. |
| 1963 c. 33. | The London Government Act 1963. | Sections 35 and 36. |
| | | In section 37, subsections (1), (3) and (4). |
| | | Sections 38 and 39. |

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

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| 1963 c. 38. | The Water Resources Act 1963. | <p>In Schedule 9, Part I ; in Part II, paragraphs 1 to 4, 7 to 10, 12 to 16 and 19 ; in Part III, paragraphs 4(3), 5, 7, 8 and 10 to 12.</p> <p>Schedule 10.</p> <p>In Schedule 14, paragraphs 5, 6 and 9 ; in paragraph 10, the words from “and the transitional” to the end of the paragraph ; and in paragraph 15(3), the words from “except” in the definition of “watercourse” to the word “tides”, in the last place where it occurs.</p> <p>Section 1(1).</p> <p>In section 3, subsections (1) to (4), (6) and (7).</p> <p>Sections 4 to 15.</p> <p>Section 16(1).</p> <p>Section 18.</p> <p>Section 19(2).</p> <p>In section 21, subsections (1) and (2) ; in subsection (3), the words “and the Water Resources Board”; and in subsection (4), the words from “draft” to “and to”.</p> <p>In section 22(3), the words from “the Water Resources Board” to “or”, and the words “the Board or” and “as the case may be”.</p> <p>In section 25, subsection (4) and in paragraph (a) of subsection (7), the words “and the Water Resources Board”.</p> <p>In section 32(5), the words from “or is” to “1936”, the words “sold or leased” and the words “and, in the case of a lease, for the period of the lease”.</p> |
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Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Section 33(3).

In section 48(1), the words “and of section 103 thereof”.

Sections 57 to 59.

Sections 61 and 62.

In section 63(1), the words from “either” to “authority”, in the first place where that word occurs.

In section 64, subsection (1) and in subsection (2) the words from the beginning to “subsection”.

Section 69(2).

Section 76(3).

Section 80.

In section 81(2), the words “and after prior consultation with the Water Resources Board”.

In section 82(1), in paragraph (c) the words from “and” to the end of the paragraph and in paragraph (d) the words from “and”, where it secondly occurs, to the end of the paragraph.

Sections 83 to 87.

Sections 88(2).

Sections 89 and 90.

Sections 92 and 93.

Part IX.

Sections 101 to 104.

Section 107(3).

In section 108, in subsection (1), the words from “either” to “otherwise” and in subsection (4) the words “to the Water Resources Board or”.

Section 110.

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

Section 119.

Section 121.

In section 123(1)(a), the words from “other” to “Board”.

Section 124.

Section 125.

In section 126(1), paragraph (a) of the proviso.

Section 127.

Section 129.

In section 131, in subsection (6) the words “notwithstanding anything in section 58 of this Act” and “under any charging scheme”, and in subsection (7) the words “under a charging scheme”.

In section 135, in subsection (1) the definitions of “additional members”, “charging scheme”, “constituent council”, “first appointed day”, “functions” and “statutory water undertakers”.

Section 136, except subsection (4).

Schedules 1 to 6.

In Schedule 7, paragraph 14.

Schedules 11 to 14.

1965 c. 4.

The Science and Technology Act 1965.

In Schedule 2, the entry relating to the Water Resources Act 1963.

1965 c. 56.

The Compulsory Purchase Act 1965.

In section 33(1)(b), the words from “that”, in the second place where it occurs, to the end of the paragraph, in subsection (2)(b) the words “a local authority within the meaning of the Act of 1946, or” and in subsection (4) the words “ a local authority

Changes to legislation: There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)

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| 1967 c. 78. | The Water (Scotland) Act 1967. | within the meaning of the Act of 1946 or”. In section 36(2), the words “(except paragraph 16 of Schedule 2)”. |
| 1968 c. 34. | The Agriculture (Miscellaneous Provisions) Act 1968. | In Schedule 2, paragraph 16. Section 22. Section 27(6). Section 28. Section 50(2). |
| 1968 c. 41. | The Countryside Act 1968. | Section 22(1). In section 49(2), the definitions of “river authority” and “statutory water undertakers”. |
| 1968 c. 73. | The Transport Act 1968. | Section 115(4). |
| 1969 c. 19. | The Decimal Currency Act 1969. | In Schedule 2, paragraph 30. |
| 1970 c. 40. | The Agriculture Act 1970. | In section 88, subsections (2) and (3). In section 89, in subsection (4) the words “the Isle of Wight Authority, the Conservators, the Catchment Board”. |
| 1971 c. 34. | The Water Resources Act 1971. | Section 90(2). In section 2(2), the words from “and”, where secondly occurring, to the end of the subsection. |
| 1972 c. 21. | The Deposit of Poisonous Waste Act 1972. | In section 7, the words from “and any” to the end of the section. |
| 1972 c. 37. | The Salmon and Freshwater Fisheries Act 1972. | Section 11(3). In section 15(3), the words from “and”, in the second place where it occurs, to the end. |
| 1972 c. 70. | The Local Government Act 1972. | Section 177(1)(b). |

Changes to legislation: *There are currently no known outstanding effects for the Water Act 1973. (See end of Document for details)*

In section 181, subsections
(3) to (8).

In section 262(13), the word
“water”, in the second place
where it occurs.

In Schedule 29, paragraph
24(1) and (4).

Changes to legislation:

There are currently no known outstanding effects for the Water Act 1973.