



Water Act 1989

CHAPTER 15

WATER ACT 1989

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Status: This is the original version (as it was originally enacted).

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Status: This is the original version (as it was originally enacted).

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SCHEDULE 1 — The National Rivers Authority

Part I — ORGANISATION AND PROCEEDINGS ETC. OF AUTHORITY

Membership

- 1 (1) Subject to the following provisions of this paragraph, a...

Remuneration, pensions etc.

- 2 (1) The Authority shall pay to its members such remuneration,...

Staff

- 3 (1) The Authority may, with the approval of the Secretary...

Proceedings of Authority

- 4 Subject to the following provisions of this Schedule and to...

Delegation of powers

- 5 Subject to section 136(3) and (4) of this Act, anything...

Interests of members

- 6 (1) A member who is in any way directly or...

Vacancies and defective appointments

- 7 The validity of any proceedings of the Authority shall not...

Minutes

- 8 (1) Minutes shall be kept of proceedings of the Authority,...

Application of seal and proof of instruments

- 9 (1) The application of the seal of the Authority shall...

Documents served etc. by the Authority

- 10 (1) Any document which the Authority is authorised or required...

The Parliamentary Commissioner

- 11 In the Parliamentary Commissioner Act 1967, in Schedule 2 (departments...

The Local Commissioners

- 12 In section 25(1) of the Local Government Act 1974 (authorities...

Status: This is the original version (as it was originally enacted).

Parliamentary disqualification etc.

- 13 In the House of Commons Disqualification Act 1975, in Part...

Interpretation

- 14 In this Part of this Schedule “member” means any member...
Part II — FINANCIAL PROVISIONS

General financial duties

- 15 (1) Subject to paragraph 16 below, the relevant Ministers may,...

Financial duties in relation to flood defence revenue

- 16 (1) Revenue raised by the Authority in a local flood...

Grants to the Authority

- 17 (1) The Secretary of State may, with the approval of...

Borrowing

- 18 (1) The Authority shall be entitled to borrow in accordance...

Loans to the Authority

- 19 (1) The Secretary of State and the Minister shall each...

Guarantees

- 20 The Secretary of State or the Minister may, with the...

Accounts

- 21 (1) It shall be the duty of the Authority—

Audit

- 22 (1) The accounts of the Authority, shall be audited by...

Meaning of “the relevant Ministers”

- 23 In this Part of this Schedule “the relevant Ministers” means...

SCHEDULE 2 — Schemes providing for the Initial Transfers

Making and modification of schemes

- 1 (1) Each of the water authorities shall make a scheme...

Transfers by scheme

- 2 (1) Where a scheme under this Schedule for the division...

Supplemental provisions of schemes

- 3 (1) A scheme under this Schedule may contain supplemental, consequential...

Duties of water authorities after the scheme comes into force

4 (1) A scheme under this Schedule may provide for the...

SCHEDULE 3 — The Director General of Water Services

Remuneration, pensions etc.

1 (1) There shall be paid to the Director such remuneration,...

Staff

2 (1) The Director may, with the approval of the Treasury...

Expenses of the Director and his staff

3 There shall be paid out of money provided by Parliament—...

Official seal

4 The Director shall have an official seal for the authentication...

Documentary evidence

5 The Documentary Evidence Act 1868 shall have effect as if...

The Parliamentary Commissioner

6 In the Parliamentary Commissioner Act 1967, in Schedule 2
(departments...

Parliamentary disqualification etc.

7 In the House of Commons Disqualification Act 1975, in Part...

SCHEDULE 4 — Customer Service Committees

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1 A customer service committee may, with the approval of the...

Remuneration, pensions etc. of the chairman of a customer service committee

2 (1) There shall be paid to the chairman of a...

Expenses of other members of a customer service committee etc.

3 Subject to paragraph 2 above, neither the members of a...

Staff

4 (1) The Director may, with the approval of the Treasury...

Financial provisions

5 (1) The following shall be paid by the Director out...

Parliamentary disqualification etc.

6 In the House of Commons Disqualification Act 1975, in Part...

SCHEDULE 5 — Transitional Provision on Termination of Appointments

Cases where Schedule applies

- 1 (1) This Schedule shall apply in each of the cases...

Making and modification of transfer schemes

- 2 (1) The existing appointee, acting with the consent of the...

Transfers by scheme

- 3 (1) A scheme under this Schedule for the transfer of...

Supplemental provisions of schemes

- 4 (1) A scheme under this Schedule may contain supplemental, consequential...

Duties of existing appointee after the scheme comes into force

- 5 (1) A scheme under this Schedule may provide for the...

Further transitional provision and local statutory provisions

- 6 (1) The Secretary of State may, if he thinks it...

SCHEDULE 6 — Special Administration Orders

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- 1 Where a special administration order has been made, sections 11...

Effect of order

- 2 In section 11 of the 1986 Act (effect of order),...

Appointment of special administrator

- 3 In section 13 of the 1986 Act (appointment of administrator),...

General powers of special administrator

- 4 In section 14 of the 1986 Act (general powers of...

Power to deal with charged property

- 5 (1) Section 15 of the 1986 Act (power to deal...

Duties of special administrator

- 6 (1) Section 17 of the 1986 Act (duties of administrator),...

Discharge of order

- 7 (1) Section 18 of the 1986 Act (discharge and variation...

Notice of making of order

8 In section 21(2) of the 1986 Act (notice of order...

Statement of proposals

9 In section 23 of the 1986 Act (statement of proposals),...

Applications to court

10 (1) Section 27 of the 1986 Act (protection of interests...
Part II — SUPPLEMENTAL

General adaptations and saving

11 (1) Subject to the preceding provisions of this Schedule, references...

Interpretation

12 (1) In this Schedule “the 1986 Act” means the Insolvency...

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Orders to which Schedule applies

1 This Schedule applies to orders under section 51 or 111...

Applications for orders

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3 The applicant for an order to which this Schedule applies...

Modifications of proposals

4 (1) On an application for an order to which this...

Consideration of objections etc.

5 Without prejudice to section 120 of this Act, where an...

SCHEDULE 8 — Sewerage Functions

General

1 (1) Subject to the following provisions of this Schedule and...

The Public Health Act 1936 (c. 49)

2 (1) In section 18 of the 1936 Act (agreements to...

The Public Health (Drainage of Trade Premises) Act 1937 (c. 40)

3 (1) In section 2 of the 1937 Act (trade effluent...

The Public Health Act 1961 (c. 64)

4 (1) Sections 12 to 14 of and Schedule 2 to...

Status: This is the original version (as it was originally enacted).

The Control of Pollution Act 1974 (c. 40)

5 (1) In section 43 of the Control of Pollution Act...

The Building Act 1984 (c. 55)

6 (1) In subsection (1) of section 18 of the Building...

7 In section 60(4) of the said Act of 1984 (notice...

SCHEDULE 9 — Control of Exercise of Trade Effluent Functions in Certain Cases

References to the Secretary of State

1 (1) Subject to sub-paragraph (2) below, where—

Reviews by the Secretary of State

2 (1) Where any person, as the owner or occupier of...

Determinations on a reference or review

3 (1) On a reference or review under paragraph 1 or...

Effect of determination

4 (1) Where a notice under paragraph 3 above has been...

Enforcement

5 Any duty of a sewerage undertaker under this Schedule shall...

Compensation

6 (1) Subject to sub-paragraph (2) below, the Secretary of State...

Power of entry

7 Section 287 of the Public Health Act 1936 and section...

Power to disclose information obtained under the 1937 Act

8 In section 68(1) of the 1961 Act (restriction on disclosure...

Interpretation

9 In this Schedule— “the 1937 Act” means the Public Health...

SCHEDULE 10 — Provisions Relating to Meters etc.

Power of entry for installation etc. of meter

1 (1) Subject to the following provisions of this paragraph, where—...

Expenses of installation etc.

2 (1) Subject to sub-paragraphs (2) and (3) and paragraph 3(6)...

Offences of tampering with meters etc.

3 (1) If any person— (a) so interferes with a meter...

Duty of undertakers to inform other undertakers of meter readings

- 4 (1) Where— (a) different services are provided in relation to...

Arbitration

- 5 Any dispute between a water undertaker or sewerage undertaker and...

Interpretation

- 6 (1) In this Schedule “meter” means any apparatus for measuring...

SCHEDULE 11 — Orders Designating Nitrate Sensitive Areas

Part I — APPLICATIONS BY THE AUTHORITY FOR DESIGNATION ORDERS

Orders made only on application

- 1 (1) Subject to sub-paragraphs (2) and (3) below, the relevant...

Procedure for applications

- 2 (1) The Authority shall not for the purposes of paragraph...
Part II — ORDERS CONTAINING MANDATORY PROVISIONS ETC.

Publication of proposal for order containing mandatory provisions

- 3 (1) This paragraph applies where the relevant Minister proposes to...

Supply of copies of proposed orders

- 4 The Secretary of State and, in a case where he...

Modifications of proposals

- 5 (1) Where notices with respect to any proposed order have...

Consideration of objections etc.

- 6 Without prejudice to section 120 of this Act, where notices...

Consent of Treasury for payment provisions

- 7 The consent of the Treasury shall be required for the...

SCHEDULE 12 — Consents to Certain Discharges

Applications for consents

- 1 (1) An application for a consent for the purposes of...

Consents on applications under paragraph 1

- 2 (1) On an application under paragraph 1 above the Authority...

Notification of proposal to give consent

- 3 (1) This paragraph applies where the Authority proposes to give...

Status: This is the original version (as it was originally enacted).

Reference to Secretary of State of certain applications for consent

- 4 (1) The Secretary of State may, either in consequence of...

Consents without applications

- 5 (1) If it appears to the Authority—

Revocation of consents and alteration and imposition of conditions

- 6 (1) It shall be the duty of the Authority to...

Restriction on variation and revocation of consent and previous variation

- 7 (1) Each instrument signifying the consent of the Authority under...

Appeals

- 8 (1) This paragraph applies where the Authority has, otherwise than...

Charges in respect of applications and consents

- 9 (1) Where— (a) an application is made to the Authority...

SCHEDULE 13 — Amendments of the Water Resources Act 1963

General

- 1 (1) Subject to the following provisions of this Schedule and...

Section 2(1) of the 1963 Act

- 2 For subsection (1) of section 2 of the 1963 Act...

Section 17 of the 1963 Act

- 3 In section 17 of the 1963 Act (gauges and records...

Section 22 of the 1963 Act

- 4 In section 22 of the 1963 Act (measurement of volume...

Section 23 of the 1963 Act

- 5 In section 23(1) of the 1963 Act (general restrictions), for...

Section 24 of the 1963 Act

- 6 (1) In subsection (1) of section 24 of the 1963...

Section 25 of the 1963 Act

- 7 (1) In subsection (1) of section 25 of the 1963...

Section 28 of the 1963 Act

- 8 (1) In subsection (1) of section 28 of the 1963...

Section 29 of the 1963 Act

9 (1) In subsection (2) of section 29 of the 1963...

Section 30(3) of the 1963 Act

10 In section 30(3) of the 1963 Act (matters to be...

Section 32 of the 1963 Act

11 In subsection (2) of section 32 of the 1963 Act...

Section 36(1) of the 1963 Act

12 In section 36(1) of the 1963 Act (general restriction on...

Section 38(1) of the 1963 Act

13 In section 38(1) of the 1963 Act (reference of applications...

Section 41 of the 1963 Act

14 (1) In subsection (1) of section 41 of the 1963...

Section 45(1)(a) of the 1963 Act

15 In section 45(1)(a) of the 1963 Act (special provisions as...

Section 48(1) of the 1963 Act

16 In section 48(1) of the 1963 Act (revocation or variation...

Section 53 of the 1963 Act

17 (1) In subsection (1) of section 53 of the 1963...

Section 60 of the 1963 Act

18 (1) In subsection (2) of section 60 of the 1963...

Section 64 of the 1963 Act

19 For section 64 of the 1963 Act (enforcement of charges)...

Section 78 of the 1963 Act

20 (1) In subsection (1) of section 78 of the 1963...

Section 79 of the 1963 Act

21 (1) In subsection (3) of section 79 of the 1963...

Section 81 of the 1963 Act

22 (1) In subsection (1) of section 81 of the 1963...

Section 82 of the 1963 Act

23 (1) In subsection (1) of section 82 of the 1963...

Status: This is the original version (as it was originally enacted).

Section 91 of the 1963 Act

24 (1) In subsection (1) of section 91 of the 1963...

Section 106(1) of the 1963 Act

25 In section 106(1) of the 1963 Act (compensation for officers...

Section 109 of the 1963 Act

26 For subsections (2) and (3) of section 109 of the...

Section 126(3) of the 1963 Act

27 In subsection (3) of section 126 of the 1963 Act...

Section 128 of the 1963 Act

28 In section 128(2) of the 1963 Act (savings for drought...

Section 131 of the 1963 Act

29 In section 131(2)(a) of the 1963 Act (licence in respect...

Section 132 of the 1963 Act

30 In section 132 of the 1963 Act (ecclesiastical property)—

Section 135 of the 1963 Act

31 (1) In subsection (1) of section 135 of the 1963...

Schedule 7 to the 1963 Act

32 (1) In paragraph 1 of Schedule 7 to the 1963...

Schedule 10 to the 1963 Act

33 In paragraph 2(b) of Schedule 10 to the 1963 Act...

SCHEDULE 14 — Drought Orders

Part I — PROCEDURE FOR MAKING ORDERS

Applications for orders

1 (1) The applicant for a drought order shall—

Objections to and making of orders

2 (1) If any objection is duly made with respect to...

3 After a drought order has been made, the person on...

Part II — COMPENSATION

Right to compensation limited

4 Except as provided by the following provisions of this Part...

Compensation to be made in the case of all drought orders

5 Where a drought order has been made, compensation in respect...

Compensation to be made in the case of section 131 orders only

6 (1) This paragraph shall apply for determining the compensation to...

Claims for compensation: general

7 (1) A claim for compensation under this Part of this...

Claims for compensation under paragraph 6

8 (1) A claim for compensation under paragraph 6 above may...

SCHEDULE 15 — Amendments of the Land Drainage Act 1976

General

1 (1) Subject to the following provisions of this Schedule and...

Section 4 of the 1976 Act

2 (1) In subsection (2)(a) of section 4 of the 1976...

Section 5 of the 1976 Act

3 For subsection (6) of section 5 of the 1976 Act...

Section 9 of the 1976 Act

4 (1) Section 9 of the 1976 Act (main river maps)...

Section 17 of the 1976 Act

5 (1) Section 17 of the 1976 Act (general drainage powers)...

Section 21 of the 1976 Act

6 (1) In subsection (1) of section 21 of the 1976...

Section 22 of the 1976 Act

7 In section 22 of the 1976 Act (arrangements with other...

Section 23 of the 1976 Act

8 In section 23(2) of the 1976 Act (arrangements with certain...

Section 24 of the 1976 Act

9 (1) In subsection (2) of section 24 of the 1976...

Section 26 of the 1976 Act

10 In section 26(11) of the 1976 Act (records to be...

Section 27 of the 1976 Act

11 In section 27(2) of the 1976 Act (power of Minister...

Status: This is the original version (as it was originally enacted).

Section 28 of the 1976 Act

12 (1) In subsection (1) of section 28 of the 1976...

Section 29 of the 1976 Act

13 (1) In section 29 of the 1976 Act (structures in,...

Section 32 of the 1976 Act

14 (1) For subsection (1) of section 32 of the 1976...

Section 34 of the 1976 Act

15 (1) For subsection (1) of section 34 of the 1976...

Section 36 of the 1976 Act

16 In section 36(1) of the 1976 Act (power of water...

Section 37 of the 1976 Act

17 In section 37(1) of the 1976 Act (power of internal...

Section 45 of the 1976 Act

18 In section 45(3) of the 1976 Act (definitions for the...

Section 46 of the 1976 Act

19 In section 46(6) of the 1976 Act (aggregate amount for...

Section 48 of the 1976 Act

20 In section 48(2) of the 1976 Act (raising of general...

Section 49 of the 1976 Act

21 In section 49(3) of the 1976 Act (application of order...

Section 50 of the 1976 Act

22 (1) In subsection (1) of section 50 of the 1976...

Section 51 of the 1976 Act

23 (1) In subsection (2) of section 51 of the 1976...

Section 54 of the 1976 Act

24 (1) In subsection (3) of section 54 of the 1976...

Section 59 of the 1976 Act

25 (1) In subsection (1) of section 59 of the 1976...

Section 62 of the 1976 Act

26 Section 62 of the 1976 Act (power to make water...

Section 64 of the 1976 Act

27 In section 64(1) of the 1976 Act (assessment of drainage...

Section 68 of the 1976 Act

28 (1) In each of subsections (1) and (4) of section...

Section 88 of the 1976 Act

29 In section 88(1) of the 1976 Act (power of drainage...

Section 89 of the 1976 Act

30 (1) In subsection (1) of section 89 of the 1976...

Section 90 of the 1976 Act

31 In paragraph (a) of section 90(6) of the 1976 Act...

Section 93 of the 1976 Act

32 In section 93(3) of the 1976 Act (notice of application...

Section 94 of the 1976 Act

33 In section 94(3)(d) of the 1976 Act (compensation for loss...

Section 100 of the 1976 Act

34 In section 100(1) of the 1976 Act (schemes for drainage...

Section 109 of the 1976 Act

35 (1) In subsection (2) of section 109 of the 1976...

Section 110 of the 1976 Act

36 In section 110(1)(c) of the 1976 Act (apportionment of expenses...

Section 112 of the 1976 Act

37 In section 112(2) of the 1976 Act (protection of certain...

Section 116 of the 1976 Act

38 In section 116(1) of the 1976 Act (general interpretation)—

Schedule 1 to the 1976 Act

39 (1) Schedule 1 to the 1976 Act (members and proceedings...

Schedule 2 to the 1976 Act

40 (1) In paragraph (b) of the proviso to paragraph 3...

Schedule 4 to the 1976 Act

41 In Schedule 4 to the 1976 Act (byelaws made by...

Status: This is the original version (as it was originally enacted).

SCHEDULE 16 — Boundaries of Regional Flood Defence Areas

Power to make order

- 1 (1) The appropriate Minister may by order made by statutory...

Consultation and notice of intention to make order

- 2 (1) Before making an order under this Schedule, the appropriate...

Objections to draft order and making of order

- 3 (1) Before making an order under this Schedule, the appropriate...

Procedure for making of order

- 4 (1) Where the appropriate Minister makes an order under this...

Notice after making of order

- 5 (1) Subject to sub-paragraph (2) below, after making an order...

Questioning of order in courts

- 6 (1) Subject to sub-paragraph (3) below, if any person desires...

SCHEDULE 17 — Transfer of Fisheries Functions to the Authority

General modifications of references to water authorities

- 1 (1) Subject to the following provisions of this Schedule and...

Power to amend subordinate legislation etc

- 2 (1) If it appears to the Minister or the Secretary...

The Diseases of Fish Act 1937 (c. 33)

- 3 (1) In the Diseases of Fish Act 1937, the words...

The Salmon and Freshwater Fisheries (Protection) (Scotland) Act 1951 (c. 26)

- 4 In section 15 of the Salmon and Freshwater Fisheries (Protection)...

The Sea Fisheries Regulation Act 1966 (c. 38)

- 5 (1) The provisions of section 1 of the Sea Fisheries...

The Sea Fish (Conservation) Act 1967 (c. 84)

- 6 In section 18(1) of the Sea Fish (Conservation) Act 1967...

The Salmon and Freshwater Fisheries Act 1975 (c. 51)

- 7 (1) The Salmon and Freshwater Fisheries Act 1975 shall be...

The Diseases of Fish Act 1983 (c. 30)

- 8 In section 9(1)(d) of the Diseases of Fish Act 1983...

The Salmon Act 1986 (c. 62)

9 (1) In section 37(3) of the Salmon Act 1986 (byelaws...

SCHEDULE 18 — Modification of Compensation Provisions etc. in relation to the
Creation of New Rights

Compensation enactments

1 Subject to the following provisions of this Schedule, the enactments...

Adaptation of the Compulsory Purchase Act 1965

2 (1) The Compulsory Purchase Act 1965 (in the following provisions...

Section 7 of the 1965 Act

3 For section 7 of the 1965 Act (measure of compensation)...

Section 8 of the 1965 Act

4 For subsection (1) of section 8 of the 1965 Act...

Effect of deed poll

5 The following provisions of the 1965 Act (being provisions stating...

Section 11 of the 1965 Act

6 Section 11 of the 1965 Act (powers of entry) shall...

Section 20 of the 1965 Act

7 Section 20 of the 1965 Act (protection for interests of...

Section 22 of the 1965 Act

8 Section 22 of the 1965 Act (protection of acquiring authority's...

SCHEDULE 19 — Powers with respect to the Laying and Maintenance of Pipes etc.

Construction of Schedule

1 (1) In this Schedule references to a relevant pipe shall...

Street works

2 (1) Subject to the following provisions of this paragraph and...

Street works: railway companies, navigation authorities etc.

3 (1) Subject to the following provisions of this paragraph and...

Powers in relation to other land

4 (1) Subject to the following provisions of this paragraph, the...

Stopcocks

5 (1) Subject to sub-paragraph (2) below and without prejudice to...

Status: This is the original version (as it was originally enacted).

Compensation for works other than street works

6 (1) If the value of any interest in any relevant...

Works below high water mark

7 Nothing in the preceding provisions of this Schedule shall authorise...

Discharges for works purposes

8 (1) Subject to the following provisions of this paragraph and...

Consents for certain discharges

9 (1) Except in an emergency, no discharge through any pipe...

Powers of entry

10 (1) Any person designated in writing for the purpose by...

Exhaustive nature of powers

11 This Schedule shall be without prejudice to any powers conferred...

SCHEDULE 20 — Orders conferring Compulsory Works Powers

Applications for orders

1 (1) Where the Authority or a water undertaker applies to...

Supply of copies of draft orders

2 The applicant for an order under section 155 of this...

Powers on an application

3 (1) On an application for an order under section 155...

Consideration of objections etc.

4 (1) If where an application for an order under section...

Notice after making of order

5 (1) As soon as practicable after an order under section...

Compulsory acquisition provisions

6 (1) Without prejudice to the provisions of Schedule 21 to...

Compensation in certain cases of compulsory acquisition

7 Where— (a) in connection with any engineering or building operations...

Compensation in respect of powers other than acquisition powers

8 (1) If the value of any interest in any relevant...

Protection of public undertakings

9 Section 160 of this Act shall apply, as it applies...

Interpretation

10 In this Schedule— “bridleway” and “footpath” have the same meanings...

SCHEDULE 21 — Mineral Rights

Acquisition of mineral rights

1 (1) This paragraph applies in each of the following cases,...

Notice required for the working of underlying mines

2 (1) If the owner of any mines or minerals underlying...

Mining communications

3 (1) If the working of any mines or minerals is...

Compensation relating to severance

4 (1) Where mines or minerals underlying any part of a...

Powers of entry

5 (1) Any person designated in writing for the purpose by...

No exemption for injury to mines and minerals

6 Nothing in any provision of this Act or of any...

Interpretation

7 (1) In this Schedule— “conveyance” has the same meaning as...

SCHEDULE 22 — Water Quality in Scotland

1 In the Water (Scotland) Act 1980, after section 76, there...

SCHEDULE 23 — Control of Water Pollution in Scotland

- 1 The Control of Pollution Act 1974 as it applies to...
- 2 In subsection (4) of section 4 (meaning of “land”), for...
- 3 In subsection (9) of section 11, for the words “relevant...
- 4 For sections 31 to 42 there shall be substituted the...
- 5 For sections 46 to 51 there shall be substituted the...
- 6 For sections 53 to 56 there shall be substituted the...
- 7 In subsection (1) of section 104 (orders and regulations), for...
- 8 After Schedule 1 there shall be inserted the following Schedule—...

SCHEDULE 24 — Procedure relating to Byelaws

- 1 (1) No byelaw made by a relevant body shall have...
- 2 (1) Subject to sub-paragraph (2) below, the appropriate Minister, with...
- 3 The appropriate Minister may fix the date on which any...
- 4 (1) Every byelaw made by a relevant body and confirmed...

- 5 If it appears to the appropriate Minister that the revocation...
 6 The production of a printed copy of a byelaw purporting...
 7 (1) In this Schedule “the appropriate Minister”—

SCHEDULE 25 — Minor and Consequential Amendments

Adaptation of enactments relating to statutory undertakers etc.

- 1 (1) Each of the following, that is to say—

Adaptation of enactments referring to the Drought Act 1976

- 2 Any reference in any enactment to the Drought Act 1976,...

The Public Health Act 1875 (Support of Sewers) Amendment Act 1883 (c. 37)

- 3 (1) Nothing in the Public Health Act 1875 (Support of...

The Public Health (Scotland) Act 1897 (c. 38)

- 4 In section 16 of the Public Health (Scotland) Act 1897...

The Public Health Act 1936 (c. 49)

- 5 In section 227 of the Public Health Act 1936 (power...

The Rural Water Supplies and Sewerage Act 1944 (c. 26)

- 6 (1) In subsection (1) of section 1 of the Rural...

The Water Act 1945 (c. 42)

- 7 (1) In section 14 of the 1945 Act (waste of...

The Requisitioned Land and War Works Act 1945 (c. 43)

- 8 In section 17(1) of the Requisitioned Land and War Works...

The Fire Services Act 1947 (c. 41)

- 9 (1) Subject to the following provisions of this paragraph, references...

The Requisitioned Land and War Works Act 1948 (c. 17)

- 10 In section 15(4)(c) of the Requisitioned Land and War Works...

The Coast Protection Act 1949 (c. 74)

- 11 (1) In section 2 of the Coast Protection Act 1949...

The Agricultural Holdings (Scotland) Act 1949 (c. 75)

- 12 In section 28 of the Agricultural Holdings (Scotland) Act 1949...

The National Parks and Access to the Countryside Act 1949 (c. 97)

- 13 (1) In section 20(2) of the National Parks and Access...

The Public Utilities Street Works Act 1950 (c. 39)

14 In section 39(1) of the Public Utilities Street Works Act...

The Border Rivers (Prevention of Pollution) Act 1951 (c. 7)

15 The Border Rivers (Prevention of Pollution) Act 1951 shall cease...

The Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951 (c. 65)

16 In section 20(4) of the Reserve and Auxiliary Forces (Protection...

The Rivers (Prevention of Pollution) (Scotland) Act 1951 (c. 66)

17 In section 18(6) and section 19(3) of the Rivers (Prevention...

The Finance Act 1952 (c. 33)

18 Subsections (1)(a) and (2) of section 74 of the Finance...

The Town Development Act 1952 (c. 54)

19 (1) In section 2(2) of the Town Development Act 1952...

The Local Government (Miscellaneous Provisions) Act 1953 (c. 26)

20 Section 6(2) of the Local Government (Miscellaneous Provisions) Act 1953...

The Rural Water Supplies and Sewerage Act 1955 (c. 13)

21 In section 1(1) of the Rural Water Supplies and Sewerage...

The Valuation and Rating (Scotland) Act 1956 (c. 60)

22 In section 22A of the Valuation and Rating (Scotland) Act...

The Coal-Mining (Subsidence) Act 1957 (c. 59)

23 In section 5(7) of the Coal-Mining (Subsidence) Act 1957 (special...

The Manoeuvres Act 1958 (c. 7)

24 (1) In section 1(3)(a) of the Manoeuvres Act 1958 (notice...

The Finance Act 1958 (c. 56)

25 Subsection (5) of section 35 of the Finance Act 1958...

The Opencast Coal Act 1958 (c. 69)

26 (1) In section 7 of the Opencast Coal Act 1958...

The Radioactive Substances Act 1960 (c. 34)

27 (1) In section 8(2) of the Radioactive Substances Act 1960...

The Public Bodies (Admission to Meetings) Act 1960 (c. 67)

28 In paragraph 1 of the Schedule to the Public Bodies...

Status: This is the original version (as it was originally enacted).

The Trustee Investments Act 1961 (c. 62)

29 (1) In section 11(4)(a) of the Trustee Investments Act 1961...

The Pipe-lines Act 1962 (c. 58)

30 (1) In section 37 of the Pipe-lines Act 1962 (fire...

The Harbours Act 1964 (c. 40)

31 (1) References in the Harbours Act 1964 to river works...

The Gas Act 1965 (c. 36)

32 (1) In section 8(5) of the Gas Act 1965 (liability...

The Nuclear Installations Act 1965 (c. 57)

33 In section 3(3) of the Nuclear Installations Act 1965 (service...

The Agriculture Act 1967 (c. 22)

34 In section 50(3) of the Agriculture Act 1967 (bodies which...

The Leasehold Reform Act 1967 (c. 88)

35 In section 28(5) of the Leasehold Reform Act 1967 (retention...

The Capital Allowances Act 1968 (c. 3)

36 In section 7 of the Capital Allowances Act 1968 (definition...

The Countryside Act 1968 (c. 41)

37 (1) In section 8(4) of the Countryside Act 1968 (local...

The Transport Act 1968 (c. 73)

38 (1) In section 109 of the Transport Act 1968 (powers...

The Post Office Act 1969 (c. 48)

39 In section 7(1A) of the Post Office Act 1969 (power...

The Local Authorities (Goods and Services) Act 1970 (c. 39)

40 The powers conferred by section 1 of the Local Authorities...

The Agriculture Act 1970 (c. 40)

41 (1) In section 98 of the Agriculture Act 1970 (extent...

The Town and Country Planning Act 1971 (c. 78)

42 (1) In section 215 of the Town and Country Planning...

The Local Government Act 1972 (c. 70)

43 (1) In section 223(2) of the Local Government Act 1972...

The Land Compensation Act 1973 (c. 26)

44 (1) In section 44(2) of the Land Compensation Act 1973...

The Fair Trading Act 1973 (c. 41)

45 (1) The Director General of Fair Trading shall consult with...

The Health and Safety at Work etc. Act 1974 (c. 37)

46 In section 28 of the Health and Safety at Work...

The Consumer Credit Act 1974 (c. 39)

47 In section 174(3)(a) of the Consumer Credit Act 1974 (exceptions...

The Control of Pollution Act 1974 (c. 40)

48 (1) In section 2(3)(a) of the Control of Pollution Act...

The Reservoirs Act 1975 (c. 23)

49 In section 1(4)(a) of the Reservoirs Act 1975 (meaning of...

The Coal Industry Act 1975 (c. 56)

50 Paragraph 5(3) of Schedule 1 to the Coal Industry Act...

The Welsh Development Agency Act 1975 (c. 70)

51 In section 27(1) of the Welsh Development Agency Act 1975...

The Local Land Charges Act 1975 (c. 76)

52 In section 1(1)(a) of the Local Land Charges Act 1975...

The Restrictive Trade Practices Act 1976 (c. 34)

53 In section 41(1)(a) of the Restrictive Trade Practices Act 1976...

The Development of Rural Wales Act 1976 (c. 75)

54 In section 34(1) of the Development of Rural Wales Act...

The Interpretation Act 1978 (c. 30)

55 (1) Schedule 1 to the Interpretation Act 1978 (definitions of...

The Employment Protection (Consolidation) Act 1978 (c. 44)

56 In section 29(1)(f) of the Employment Protection (Consolidation) Act 1978...

The Estate Agents Act 1979 (c. 38)

57 In section 10(3)(a) of the Estate Agents Act 1979 (exceptions...

The Ancient Monuments and Archaeological Areas Act 1979 (c. 46)

58 In section 61(2) of the Ancient Monuments and Archaeological Areas...

Status: This is the original version (as it was originally enacted).

The Competition Act 1980 (c. 21)

59 (1) For paragraph (c) of section 11(3) of the Competition...

The Water (Scotland) Act 1980 (c. 45)

60 (1) In section 31 of the Water (Scotland) Act 1980...

The Local Government, Planning and Land Act 1980 (c. 65)

61 (1) In section 4 of the Local Government, Planning and...

The Highways Act 1980 (c. 66)

62 (1) After subsection (4) of section 21 of the Highways...

The Water Act 1981 (c. 12)

63 In section 6 of the Water Act 1981 (civil liability...

The New Towns Act 1981 (c. 64)

64 (1) In section 5(5)(a) of the New Towns Act 1981...

The Acquisition of Land Act 1981 (c. 67)

65 In section 8(1)(a)(iii) of the Acquisition of Land Act 1981...

The Wildlife and Countryside Act 1981 (c. 69)

66 (1) In section 27(1) of the Wildlife and Countryside Act...

The Civil Aviation Act 1982 (c. 16)

67 (1) In section 46(2)(d) of the Civil Aviation Act 1982...

The Telecommunications Act 1984 (c. 12)

68 (1) In section 98 of the Telecommunications Act 1984 (use...

The Road Traffic Regulation Act 1984 (c. 27)

69 In paragraph 4 of Schedule 5 to the Road Traffic...

The Building Act 1984 (c. 55)

70 (1) In section 25 of the Building Act 1984 (provision...

The Companies Act 1985 (c. 6)

71 (1) In sections 425(6)(a) and 460(2) of the Companies Act...

The Business Names Act 1985 (c. 7)

72 In section 1(1)(c) of the Business Names Act 1985 (persons...

The Water (Fluoridation) Act 1985 (c. 63)

73 In section 5 of the Water (Fluoridation) Act 1985 (interpretation)—...

The Housing Act 1985 (c. 68)

74 (1) In section 573(1) of the Housing Act 1985 (meaning...

The Agricultural Holdings Act 1986 (c. 5)

75 In Part II of Schedule 3 to the Agricultural Holdings...

The Airports Act 1986 (c. 31)

76 In section 74 of the Airports Act 1986 (restriction on...

The Gas Act 1986 (c. 44)

77 In section 42 of the Gas Act 1986 (general restrictions...

The Insolvency Act 1986 (c. 45)

78 (1) In each of sections 233(3)(c) and 372(4)(c) of the...

The Local Government Act 1988 (c. 9)

79 (1) In section 3(3) of the Local Government Act 1988...

The Local Government Finance Act 1988 (c. 41)

80 (1) Section 74 of the Local Government Finance Act 1988...

SCHEDULE 26 — Transitional Provisions and Savings

Part I — WATER AUTHORITIES

Water authority members

1 (1) Notwithstanding the repeals made by this Act, any regulations...

Pensions etc.

2 (1) The repeal by this Act of section 27 of...

The Local Government Act 1974 (c. 7)

3 (1) Nothing in this Act shall prevent the completion on...

Part II — WATER AND SEWERAGE SERVICES

Arrangements with statutory water companies

4 (1) Subject to sub-paragraph (2) below, where any arrangements for...

Agreements for water supply in bulk

5 (1) Any agreement made or having effect as if made...

Water main requisitions

6 (1) Where— (a) any water authority have, at any time...

Domestic connections

7 Any notice served on a water authority or statutory water...

Status: This is the original version (as it was originally enacted).

Non-domestic supplies

8 (1) Any duty to which a water authority or statutory...

Disconnections etc.

9 Any demand or notice which has in relation to any...

Separate service pipes

10 Any notice served in relation to any premises by a...

Constancy and pressure requirements

11 (1) Where immediately before the transfer date section 39 of...

Consents by water authorities

12 Any consent given before the transfer date for the purposes...

Sewerage functions under the Public Health Acts

13 (1) Where an appointment under Chapter I of Part II...

Sewer requisitions

14 (1) Where immediately before the transfer date any water authority...

Arrangements for carrying out sewerage functions

15 (1) This paragraph applies to any arrangements between a water...

Water charges etc.

16 (1) Subject to the following provisions of this paragraph and...

Joint water boards and joint water committees

17 Subject to any transfer of property, rights or liabilities in...

The Rural Water Supplies and Sewerage Act 1944 (c. 26)

18 Any expenditure incurred before the transfer date by a water...

Byelaws under section 17 of the Water Act 1945

19 (1) Subject to sub-paragraph (2) below, any byelaws made or...

The Building Act 1984 (c. 55)

20 (1) Any directions given before the transfer date by a...

Part III — CONTROL OF POLLUTION

General provisions for Chapter I of Part III of this Act

21 (1) Subject to the following provisions of this Part of...

Order under section 32(3) of the 1974 Act

22 (1) Except in so far as the Secretary of State...

Recovery of costs under section 36(3) or 46(5) of the 1974 Act

23 Nothing in this Part of this Schedule shall prejudice any...

Existing transitional provisions

24 (1) Where anything to which paragraph 21 above applies has...

Section 55 of the 1974 Act

25 (1) Nothing in this Part of this Schedule shall have...

Byelaws

26 (1) The Secretary of State may by order provide that...

Appeals

27 Where before the transfer date any matter has been referred...

Supplemental

28 (1) In this Part “the 1974 Act” means the Control...
Part IV — WATER RESOURCES

General transitional provision

29 (1) Without prejudice to paragraph 23(3) of Schedule 13 to...

Section 24(2) and (3) of the 1963 Act

30 (1) Subject to the following provisions of this paragraph, where...

Waters owned or managed by the British Waterways Board

31 (1) Where the British Waterways Board establishes to the reasonable...

Transitional provision in respect of licences under paragraph 30 or 31

32 (1) Where an application for the grant of a licence...

*Actions against the Authority in respect of rights
protected by licences under paragraph 30 or 31*

33 (1) Section 50(2) of the 1963 Act (action against the...

Saving for the Drought Act 1976

34 The repeal by this Act of the Drought Act 1976...

Interpretation of Part IV

35 (1) In this Part of this Schedule— “the 1963 Act”...
Part V — FLOOD DEFENCE

General

36 (1) Without prejudice to paragraph 1(3) of Schedule 15 to...

Status: This is the original version (as it was originally enacted).

Precepts

37 In relation to any time before 31st March 1990, the...

Main river maps

38 Any map which, immediately before the transfer date, is or...

Interpretation of Part V

39 In this Part of this Schedule “the 1976 Act” means...

Part VI — FISHERIES

40 (1) Subject to the following provisions of this paragraph, any...

Part VII — COMPULSORY PURCHASE AND WORKS POWERS

Compulsory purchase orders and works orders

41 (1) Where— (a) any compulsory purchase order made by virtue...

Notices, consents and arbitrations for the purposes of works

42 Where before the transfer date any water authority was proposing...

Section 34 of the 1945 Act

43 (1) Nothing in paragraph 9 of Schedule 19 to this...

Authority under section 8 of the Water Act 1948

44 (1) Subject to sub-paragraph (2) below, any authority in force...

Mines etc.

45 (1) Any notice given in relation to any mines or...

The Public Health Act 1875 (Support of Sewers) Amendment Act 1883 (c. 37)

46 (1) The repeal by this Act of Part IV of...

Maps of sewers etc.

47 Where immediately before the transfer date a local authority keep...

Part VIII — MISCELLANEOUS AND GENERAL

Notifications by Nature Conservancy Council etc.

48 Anything which has been done by or in relation to...

Recreational activities

49 The repeal by this Act of subsections (2) to (5)...

Overseas activities

50 Any consent given to a water authority for the purposes...

Arrangements with local authorities

51 Where any arrangements made by virtue of section 7 of...

Treasury guarantees

52 The repeal by this Act of paragraph 36 of Schedule...

Enactments applying particular provisions of Schedule 3 to the 1945 Act

53 The repeals made by this Act shall not affect the...

Local statutory provisions

54 (1) Where any order made under the 1945 Act has...

The Town and Country Planning Act 1959 (c. 53)

55 The repeal by this Act of paragraphs 6 and 10...

Transitory provision relating to rating

56 (1) In relation to the period beginning with the transfer...

Byelaws

57 (1) Where any power to make byelaws is exercisable before...

Saving for criminal liability of water authorities

58 Nothing in this Act or in any scheme under Schedule...

Periods of time

59 Where any period of time— (a) is specified in any...

SCHEDULE 27 — Repeals

Part I — REPEALS COMING INTO FORCE ON THE TRANSFER DATE

Part II — OTHER REPEALS