
Changes to legislation: There are currently no known outstanding effects for the Flood and Water Management Act 2010, Paragraph 14. (See end of Document for details)

SCHEDULES

SCHEDULE 3

SUSTAINABLE DRAINAGE

Enforcement

- 14 (1) The Minister shall by order provide for the enforcement of the requirement for approval in paragraph 7(1).
- (2) An order may, in particular, make provision about cases where—
- (a) construction is commenced without a drainage system having been approved,
 - (b) conditions of approval are breached, or
 - (c) construction does not conform to the approved proposals.
- (3) An order may, in particular, provide for—
- (a) notices (including enforcement notices, stop notices, temporary notice and breach of condition notices),
 - (b) applications to a court or tribunal,
 - (c) powers (including (i) discretionary powers conferred on the Minister or specified authorities, (ii) powers of entry, (iii) powers of inspection, and (iv) powers to undertake and charge for remedial work),
 - (d) offences of failure to comply with the regulations or notices under them,
 - (e) financial penalties,
 - (f) rights of appeal, and
 - (g) compensation.
- (4) An order may apply (with or without modification) or make provision similar to a provision of the Town and Country Planning Act 1990.
- (5) An order—
- (a) may not be made by the Secretary of State unless a draft has been laid before and approved by resolution of each House of Parliament, and
 - (b) may not be made by the Welsh Ministers unless a draft has been laid before and approved by resolution of the National Assembly for Wales.

Commencement Information

- I1** Sch. 3 para. 14 in force at 2.5.2018 for specified purposes for W. by S.I. 2018/557, art. 2(b)
- I2** Sch. 3 para. 14 in force at 7.1.2019 for W. in so far as not already in force by S.I. 2018/557, art. 3(b)

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