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STATUTORY INSTRUMENTS

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**2019 No. 558**

**The Floods and Water (Amendment  
etc.) (EU Exit) Regulations 2019**

**PART 2**

Amendment of primary legislation

**Water Resources Act 1991**

- 4.—(1) The Water Resources Act 1991 <sup>M1</sup> is amended as follows.
- (2) In section 93 <sup>M2</sup>—
- (a) in subsection (1B), for the words from “enabling” to “in relation to” substitute “achievement of”;
  - (b) omit subsection (2C);
  - (c) in subsection (7), at the appropriate places insert the following definitions—
    - ““environmental objectives”—
    - (a) in relation to the Solway Tweed River Basin District, means the objectives as defined in regulation 2 of the Water Environment (Water Framework Directive) (Solway Tweed River Basin District) Regulations 2004 (S.I. 2004/99);
    - (b) in relation to the Northumbria River Basin District, means the objectives referred to in the WFD Regulations as applied and modified by regulation 5 of the Water Environment (Water Framework Directive) (Northumbria River Basin District) Regulations 2003 (S.I. 2003/3245);
    - (c) in relation to any other river basin district, within the meaning of the WFD Regulations, has the same meaning as in those regulations;”;
    - ““hydromorphological quality element” has the same meaning as in the Water Framework Directive;”;
    - ““the WFD Regulations” means the Water Environment (Water Framework Directive) (England and Wales) Regulations 2017 (S.I. 2017/407).”.
- (3) In section 102 <sup>M3</sup>—
- (a) in the heading, at the end insert “ etc. ”;
  - (b) in the words before paragraph (a), omit “enabling Her Majesty's Government in the United Kingdom to give effect”;
  - (c) for paragraph (a) substitute—
    - “(a) giving effect to any retained EU obligations, or”;
  - (d) at the beginning of paragraph (b) insert “ enabling Her Majesty's Government in the United Kingdom to give effect ”.
- (4) In section 116 <sup>M4</sup>—

- (a) in the heading, at the end insert “ etc. ”;
- (b) in subsection (1)—
  - (i) in the words before paragraph (a), omit “enabling Her Majesty's Government in the United Kingdom to give effect”;
  - (ii) for paragraph (a) substitute—
    - “(a) giving effect to any retained EU obligations, or”;
  - (iii) at the beginning of paragraph (b) insert “ enabling Her Majesty's Government in the United Kingdom to give effect ”.
- (5) In each of sections 161ZA <sup>M5</sup> and 161ZB <sup>M6</sup> omit subsection (3).
- (6) In section 161ZC <sup>M7</sup>—
  - (a) in subsection (8), omit the words from “and in sections” to the end;
  - (b) after subsection (8) insert—
    - “(9) In sections 161ZA and 161ZB, “environmental objectives”, “hydromorphological quality element” and “Water Framework Directive” have the meanings given by section 93(7) of this Act.”.
- (7) In section 204(2)(k) <sup>M8</sup>, for “an EU obligation” substitute “ a retained EU obligation ”.

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#### Commencement Information

- II** Reg. 4 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(1\)](#)
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#### Marginal Citations

- M1** [1991 c. 57](#).
- M2** Section 93 was amended by [S.I. 2009/3104](#), 2013/755 (W. 90) and 2018/942.
- M3** Section 102(a) was amended by [S.I. 2011/1043](#).
- M4** Section 116(1)(a) was amended by paragraph 22 of Schedule 16 to the [Marine and Coastal Access Act 2009 \(c. 23\)](#) and by [S.I. 2011/1043](#) and 2013/755 (W. 90). Article 4 of [S.I. 1999/1746](#) disapplied section 116 in relation to part of the River Esk.
- M5** Section 161ZA(3) was inserted by [S.I. 2009/3104](#) and amended by [S.I. 2013/755](#) (W. 90).
- M6** Section 161ZB(3) was inserted by [S.I. 2009/3104](#) and amended by [S.I. 2013/755](#) (W. 90).
- M7** Section 161ZC(8) was inserted by [S.I. 2009/3104](#).
- M8** Section 204(2)(k) was amended by [S.I. 2011/1043](#).

**Changes to legislation:**

There are currently no known outstanding effects for the The Floods and Water (Amendment etc.) (EU Exit) Regulations 2019, Section 4.