STATUTORY INSTRUMENTS

1980 No. 863

WATER, ENGLAND AND WALES

The Wessex Water Authority (Clatworthy Reservoir) Order 1980

Made - - - - 23*rd June* 1980

Coming into Operation 1*st July* 1980

The Secretary of State for the Environment, in exercise of the powers conferred by sections 23 and 50 of the Water Act 1945(a) and now vested in him(b) and of all other powers enabling him in that behalf, hereby orders as follows:—

Citation and commencement.

1.—(1) This order may be cited as the Wessex Water Authority (Clatworthy Reservoir) Order 1980, and shall come into operation on 1st July 1980.

(2) This order shall be included among the enactments which may be cited together as the Wessex Water Authority Orders 1974 to 1980.

Interpretation.

2. In this order unless the context otherwise requires—

"the Authority" means the Wessex Water Authority;

"the dam" means the dam constructed and maintained under the Authority of the Order of 1955 and therein described in section 6 under the heading "Work No. 1";

"the deposited plan" means the plan prepared in duplicate signed by an Under Secretary in the Department of the Environment, and marked "Plan referred to in the Wessex Water Authority (Clatworthy Reservoir) Order 1980", one duplicate of which is deposited and is available for inspection at the principal office of the Authority and the other at the offices of the Secretary of State for the Environment;

"the Order of 1955" means the Taunton Corporation Water Order 1955(c) made on the 30th day of December 1955;

"the Third Schedule" means the Third Schedule to the Water Act 1945;

"the undertaking" means the undertaking of the Authority as for the time being authorised by any enactment;

Application of Third Schedule.

3. For the purposes of this order, the provisions of the Third Schedule specified in column (1) of the Schedule to this order, shall, subject to the modifications specified in column (2) thereof, apply to the undertaking and are hereby incorporated with this order.

(a) 1945 c. 42. (b) S.I. 1951/142, 1900, 1970/1681. (c) S.I. 1955/741.

[DET 34669]

Power to construct and maintain works.

4. The Authority may construct and maintain a compensation gauge weir in the Parish of Clatworthy in the County of Somerset to be constructed not more than 450 metres from the foot of the dam by means of a weir across the River Tone commencing in enclosure number 7700 and terminating in enclosure number 8700 on the 1/2500 ordnance map (Sheet ST 0431–0531, 1973 Edition) and shown coloured red on the deposited plan.

Works to form part of undertaking.

5. The works authorised by this order shall for all purposes form part of the undertaking.

Variation of 1955 Order.

6. The Order of 1955 shall be varied as follows:—

(1) In section 6(1)(*a*) the words from "Work No. 5" to "(Sheet LVIII. 12 Second Edition 1904)" shall be omitted.

(2) In sections 6(1)(*b*), 7 and 13(11)(*a*) the number "5" shall be omitted.

SCHEDULE

PROVISIONS OF THE THIRD SCHEDULE APPLIED

Provisions applied (1)	Modifications (2)
Section 82 (Power to enter premises)	—
Section 92 (Liability of undertakers to pay compensation)	—
Section 94 (Copies of special Act to be kept by undertakers in their office, and deposited with certain officers).	For the words "the clerk of the council" to "any waterworks" there shall be substituted the words "the proper officer of the council of every county and district affected by the special Act".

G. May,
An Under Secretary in the Department of the Environment.

Signed by authority of the Secretary of State
23rd June 1980.

Printed in England by Oyez Press Limited and published by Her Majesty's Stationery Office
850/P2723 G67 K7 6/80

20 p net

ISBN 0 11 006863 7