STATUTORY INSTRUMENTS

1986 No. 1266

LAND DRAINAGE

The Anglian Water Authority (Abolition of the Felixstowe Internal Drainage District) Order 1986

Made	16*th May* 1986
Coming into Operation	10*th July* 1986

Whereas the Anglian Water Authority prepared and submitted to the Minister of Agriculture, Fisheries and Food (hereinafter called "the Minister") for confirmation a Scheme (hereinafter called "the Scheme") under section 11(1) of the Land Drainage Act 1976 (**a**) in relation to the Felixstowe Internal Drainage District;

And whereas the Minister has decided to confirm the Scheme, a copy of which is annexed hereto;

Now, therefore, the Minister, in exercise of the powers conferred upon him by sections 11(4) and 109(6) of the Land Drainage Act 1976, and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Anglian Water Authority (Abolition of the Felixstowe Internal Drainage District) Order 1986 and shall, unless subject to special parliamentary procedure, come into operation on the date of its confirmation by the Minister.

2. The Scheme is hereby confirmed.

3. The expenses of the Minister in connection with the making and confirmation of the Order shall be borne by the Anglian Water Authority and shall be part of the administrative expenses of that Authority.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 16th May 1986.

L.S.

(Sgd.) *R. C. McIvor,*
Assistant Secretary.

(**a**) 1976 c.70.

LAND DRAINAGE ACT 1976

ANGLIAN WATER AUTHORITY

ABOLITION OF THE FELIXSTOWE INTERNAL DRAINAGE DISTRICT

Anglian Water Authority (hereinafter called "the Authority") has prepared the following Scheme under section 11(1) of the Land Drainage Act 1976 (hereinafter called "the 1976 Act") and submits it to the Minister of Agriculture, Fisheries and Food (hereinafter called "the Minister") for confirmation under section 11(4) of the 1976 Act.

SCHEME

On a day to be appointed by the Minister (hereinafter called "the appointed day") the following provisions shall have effect:

1. The Felixstowe Internal Drainage District constituted by the Scheme confirmed by the East Suffolk and Norfolk River Board (Felixstowe Internal Drainage District) Order 1956(**a**) as amended by the Scheme confirmed by the East Suffolk and Norfolk River Board (Reconstitution of the Felixstowe Internal Drainage Board) Order 1964(**b**) and by the Scheme confirmed by the Anglian Water Authority (Alteration of Boundaries of the Felixstowe Internal Drainage District) Order 1984(**c**) and continuing as an internal drainage district by virtue of section 6(4) of the 1976 Act and the Internal Drainage Board thereof (hereinafter called "the Board"), shall be abolished and the rights, powers, duties, obligations, liabilities and property (including in particular, but without prejudice to the generality of the foregoing, books of account, other books, deeds, maps and other documents) of the Board shall be transferred to the Authority.

2. The accounts of the Board shall be made up to the appointed day and shall be audited in like manner and subject to the like incidents and consequences as if this Scheme had not been made: provided that any sum certified by the Board's auditors at any such audit as due from any person shall be paid to the Authority.

3. Any monies transferred to the Authority being the balance of drainage rates levied by the Board or any other assets so transferred shall be applied by the Authority as if the same were the proceeds of a general drainage charge levied by them under the provisions of section 48 of the 1976 Act.

4. Any debts due from the Board immediately before the appointed day shall be discharged by the Authority and any arrears of rates outstanding at the appointed day shall be paid to, and be recoverable by, the Authority.

5. As respects any matter transferred under this Scheme the Scheme shall operate as conclusive evidence of the transfer without the necessity of any further assignment or deed of transfer.

In Witness whereof the Common Seal of Anglian Water Authority was hereunto affixed on the 25th day of September 1985.

L.S.

(**a**) S.I. 1956/914. (**b**) S.I. 1964/1428. (**c**) S.I. 1985/58.

THE COMMON SEAL of ANGLIAN WATER AUTHORITY was hereunto affixed in the presence of:

(Sgd.) *F. J. Wild,*
Authority Secretary.

Whereas the foregoing Order has been published by the Minister of Agriculture, Fisheries and Food in accordance with the procedure prescribed by the Land Drainage Act 1976;

And whereas no memorial against the Order has been presented to the Minister;

Now, therefore, the Minister, in pursuance of the powers in the said Order recited, hereby confirms the said Order.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 10th July 1986.

L.S.

(Sgd.) *R. C. McIvor,*
Assistant Secretary.

Whereas the Scheme confirmed by the Anglian Water Authority (Abolition of the Felixstowe Internal Drainage District) Order 1986 provides that the appointed day therein mentioned shall be a day to be appointed by the Minister of Agriculture, Fisheries and Food;

Now, therefore, the Minister of Agriculture, Fisheries and Food hereby appoints the 1st August 1986 to be the said appointed day.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 10th July 1986.

L.S.

(Sgd.) *R. C. McIvor,*
Assistant Secretary.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made by the Minister of Agriculture, Fisheries and Food, confirms a Scheme submitted to him by the Anglian Water Authority for the abolition, on a day to be appointed by the Minister, of the Felixstowe Internal Drainage District constituted by the Scheme confirmed by the East Suffolk and Norfolk River Board (Felixstowe Internal Drainage District) Order 1956 (as amended) and the internal drainage board thereof. On the appointed day all the rights, property and obligations of the Felixstowe Internal Drainage Board will be transferred to the Anglian Water Authority.

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