

1979 No. 1020

WATER, ENGLAND AND WALES

The Severn-Trent Water Authority (Carsington Reservoir and Aqueduct) Order 1979

Made - - - - - 7th August 1979
Coming into Operation 24th August 1979

ARRANGEMENT OF ARTICLES

1. Citation.
2. Interpretation.
3. Application and modification of enactments.
4. Power to construct works.
5. Subsidiary powers.
6. Stopping up of roads and footpath.
7. Vesting and maintenance of roads.
8. Diversion and stopping up of footpaths.
9. Temporary stoppage of watercourses, highways, etc.
10. For protection of Post Office.
11. For protection of British Gas Corporation.
12. Power to acquire lands.
13. Easements only to be acquired for underground works, etc.
14. Power to make discharges of water.
15. Arbitration.

SCHEDULES.

The Secretary of State for the Environment, in exercise of powers conferred by section 67 of the Water Resources Act 1963(a), section 36 of the Compulsory Purchase Act 1965(b), and section 1 of the Water Resources Act 1971 (c), and now vested in him (d), and of all other powers enabling him in that behalf, hereby orders as follows:—

1.—(1) This order may be cited as the Severn-Trent Water Authority Citation. (Carsington Reservoir and Aqueduct) Order 1979.

(2) This order shall be included among the enactments which may be cited together as the Severn-Trent Water Authority Orders 1974 to 1979.

(a) 1963 c.38.
(c) 1971 c.34.

(b) 1965 c.56.
(d) S.I. 1970/1681.

Interpretation.

2.—(1) In this order, unless the context otherwise requires—

“the Act of 1961” means the Land Compensation Act 1961(a);

“the Act of 1965” means the Compulsory Purchase Act 1965;

“the Authority” means the Severn-Trent Water Authority;

“the County” means the County of Derbyshire and “the County Council” means the County Council of the County;

“the deposited plans” means the plans prepared in duplicate, signed by an Under Secretary in the Department of the Environment and marked “Plans referred to in the Severn-Trent Water Authority (Carsington Reservoir and Aqueduct) Order 1979”, of which one set is deposited and available for inspection at the office of the Director of Administration of the Authority and the other at the offices of the Secretary of State for the Environment;

“the intake” and “the pumping station” mean respectively the Ambergate Intake and the Ambergate Pumping Station authorised by the North Derbyshire Water Board (River Derwent) Order 1971(b);

“the reservoir” means the Carsington Reservoir (Work No. 1) authorised by this order;

“Third Schedule” means the Third Schedule to the Water Act 1945(c);

“the tribunal” means the Lands Tribunal;

“watercourse” has the same meaning as in the Water Resources Act 1963;

“the works” means Works Nos. 1 to 8 and any works, apparatus or conveniences constructed, provided or installed by the Authority as part of, or in connection with, or for the purposes of, those works or any of them.

(2) References in this order to reference points shall be construed as references to the National Grid reference points.

(3) Unless the subject or context otherwise requires, any reference in this order to a work identified by the number of such work or by a number and letter of the alphabet shall be construed as a reference to the work of that number or (as the case may be) that number and letter authorised by this order.

(4) Unless the subject or context otherwise requires, references in this order to any enactment shall be construed as references to that enactment as applied, extended, amended or varied by, or by virtue of, any subsequent enactment, including this order.

Application and modification of enactments.

3.—(1) In its application to this order, Part I of the Act of 1965 shall have effect subject to the following exceptions and modifications—

(a) at the end of section 4 there shall be added the following proviso:—

“Provided that such powers shall in relation to any of the land be deemed to have been exercised if before the expiration of the said three years notice to treat has been served in respect of that land.”;

(b) in subsection (1) of section 11 for the words “fourteen days” there shall be substituted the words “one month’s”;

(a) 1961 c.33.

(b) S.I. 1971/369.

(c) 1945 c.42.

- (c) in subsection (3) of section 11 for the words "not less than three nor more than fourteen days' notice" there shall be substituted the words "not less than seven days' notice in the case of the first entry and not less than twenty-four hours' notice in the case of a subsequent entry";
 - (d) subsection (5) of section 24, section 27 and sub-paragraph (3) of paragraph 3 of Schedule 3 shall not apply.
- (2) (a) For the purposes of this order section 2 (Permissible limits of deviation) of the Third Schedule shall apply to the Authority and the works subject to the modification that for the words "the plans submitted to the Minister" there shall be substituted the words "the deposited plans";
- (b) subject as aforesaid the said section 2 is hereby incorporated with this order and, as so incorporated, shall have effect as if for references therein to the undertakers there were substituted references to the Authority.

4.—(1) Subject to the provisions of this order, the Authority may construct and maintain in the lines or situations and according to the levels shown upon the deposited plans and upon the lands delineated on those plans the following works in the County, namely—

Power to construct works.

Work No. 1—An impounding reservoir (to be called the "Carsington Reservoir") in the Parishes of Hognaston, Carsington, Hopton, Callow and Kirk Ireton in the District of West Derbyshire to be formed by means of an embankment or dam across the Scow Brook in the said Parishes of Hognaston and Kirk Ireton commencing at reference point SK245501 and terminating at reference point SK239510.

Work No. 2—A discharge and control house and outfall into the Scow Brook situated partly in the said Parish of Kirk Ireton and partly in the said Parish of Hognaston at reference point SK243501.

Work No. 3—An access road in the said Parishes of Hognaston and Kirk Ireton commencing by a junction with Turlowfields Lane at reference point SK240499 and terminating at Work No. 2.

Work No. 4—A road work in the said Parishes of Hognaston and Kirk Ireton consisting in part of improvements of Gibfield Lane and Big Lane and in part of a new road commencing at the junction of Turlowfields Lane and Dog Lane at reference point SK244483 and terminating by a junction with the Ashbourne to Wirksworth Road (classified road B5035) at reference point SK233518.

Work No. 4A—A road work in the said Parish of Kirk Ireton consisting of a new road commencing by a junction with Work No. 4 at reference point SK250491 and terminating by a junction with Gibfield Lane at reference point SK251491.

Work No. 4B—A road work in the said Parish of Hognaston consisting in part of a new road and in part of a diversion and improvement of Big Lane commencing by a junction with Work No. 4 at reference point SK239516 and terminating at reference point SK245514.

Work No. 5—A road work in the said Parish of Carsington consisting of a diversion and improvement of an unclassified road leading from the Ashbourne to Wirksworth Road (classified road B5035) to Shiningford commencing by a junction with the said Ashbourne to Wirksworth Road at reference point SK248530 and terminating at reference point SK246523.

Work No. 6—A road work in the said Parishes of Carsington and Hopton consisting of a new road with drainage culverts constructed in part on embankment commencing and terminating by junctions with the Ashbourne to Wirksworth Road (classified road B5035) at reference points SK248530 and SK264533.

Work No. 6A—A road work in the said Parish of Carsington consisting of an improvement of the Ashbourne to Wirksworth Road (classified road B5035) commencing by a junction with Work No. 6 at reference point SK248530 and terminating by a junction with the said Ashbourne to Wirksworth Road at the same reference point.

Work No. 6B—A road work in the said Parish of Hopton consisting of a new road commencing by a junction with Work No. 6 at reference point SK263533 and terminating by a junction with the said Ashbourne to Wirksworth Road at the same reference point.

Work No. 7—An aqueduct (consisting of two tunnels linked by a line or lines of pipes) commencing in the said Parish of Kirk Ireton at Work No. 2 passing into and through the said Parish of Callow and the Parish of Wirksworth in the District of West Derbyshire and the Parishes of Idridgehay and Alton, Ashleyhay and Alderwasley in the District of Amber Valley and terminating in the Parish of Crich in the said District at Work No. 8.

Work No. 8—A terminal shaft in the said Parish of Crich adjacent to the pumping station at reference point SK340530.

(2) The Authority may at the discharge and control house forming part of Work No. 2 install and maintain and from time to time extend, alter or replace works for generating electricity by means of water discharged from the reservoir and for transforming electricity together with all necessary or convenient buildings, turbines, engines, generators, dynamos, machinery, cables and apparatus.

(3) (a) The Authority may lay electric lines for the purpose of—

- (i) establishing telegraphic, telephonic or other electrical communication either between any part of the undertaking of the Authority (as for the time being authorised by any enactment) and any part of the works authorised by this order, or between different parts of those works; or
- (ii) inspecting, maintaining, repairing, managing, working, or using the said works or any of them;

(b) any electric line laid under sub-paragraph (a) of this paragraph may be laid in connection with and as part of the aqueduct (Work No. 7);

(c) subsections (3), (4) and (5) of section 5 of the Third Schedule shall extend and apply to any electric lines laid under this paragraph as if they were wires, posts, conductors and other apparatus laid under the said section 5 and for that purpose shall be deemed to be incorporated with this order;

(d) in this paragraph "electric line" has the same meaning as in the Electricity (Supply) Acts 1882 to 1936.

(4) The Authority may, within the limits of deviation for the works described in paragraph (1) of this article, extend, enlarge, alter, replace or relay the same.

5.—(1) Subject to the provisions of this order, the Authority, for the purposes of or in connection with the works described in or authorised by article 4 (Power to construct works) of this order and in, or on the lands delineated on the deposited plans, may— Sub-
sidiary
powers.

(a) make junctions and communications between any of those works and any watercourses and any existing streets, roads, droves, ways, bridges, towing paths and footpaths;

(b) make, provide and maintain all necessary and convenient buildings, walls, banks, embankments, piling, fences, facilities for watering cattle and other animals, culverts, drains, intakes, siphons, channels, weirs, groynes, fish passes and traps, gauges, sluices, wharves, mattresses, gabions, pitching roads, droves, pipe or other bridges, towing paths and footpaths, and all such mains, pipes, cables, wires, pumps, machinery, works and appliances as may be required;

(c) raise, widen, lengthen, alter and reconstruct the bridges over any watercourses altered, widened, deepened, strengthened, straightened, or diverted under the powers of this order and the approaches to such bridges and strengthen, underpin and deepen the piers, arches and other supports and the foundations thereof without acquiring the said bridges or any interest therein;

(d) stop up and discontinue so much of the watercourses shown on the deposited plans as will be rendered unnecessary by reason of the execution of the works;

(e) sell or otherwise dispose of spoil or other materials;

(f) execute any works for the protection of any adjoining lands or buildings;

(g) remove, alter, divert or stop up any watercourse or sewer, the Authority providing a proper substitute before interrupting the flow of sewage in any sewer or water in any watercourse;

(h) fell, lop or cut and remove any tree, bush, shrub or other vegetation; and

(i) alter any mains, pipes, wires and other works and apparatus for conveying or transmitting water, gas, electricity or petroleum (as defined in the Petroleum (Consolidation) Act 1928(a)).

(2) In the exercise of the powers conferred by this article, the Authority shall cause as little detriment and inconvenience to any person as circumstances admit.

(3) In or on the lands delineated on the deposited plans the Authority may raise, lower or otherwise alter the position of any steps, areas, cellars, windows, pipes or spouts belonging to any house or building, and may remove all other obstructions so that the same be done after reasonable notice to the inhabitants and with as little delay or inconvenience to the inhabitants as circumstances admit.

(4) The powers of sub-paragraphs (a) and (c) of paragraph (1) of this article shall not be exercised by the Authority in relation to a highway or bridge carrying a highway without the consent of the highway authority, which consent shall not be unreasonably withheld but may be given subject to such reasonable conditions (other than a monetary payment) as the highway authority may require, and any question whether such consent is unreasonably withheld or any conditions so imposed are unreasonable shall be determined by the Secretary of State.

Stopping
up of roads
and footpath.

6.—(1) The Authority may stop up any of the roads described in column (1) of Part I of Schedule 1 to this order and the footpath described in column (1) of Part II of that Schedule in the District of West Derbyshire in the County between the points specified in column (2) of those Parts opposite the description of the roads and footpath in question and thereupon subject to paragraph (2) of this article all rights of way over or along the said roads and footpath shall be extinguished.

(2) Notwithstanding the stopping up under paragraph (1) of this article of any of the roads described in column (1) of Part I of Schedule 1 to this order, other than the parts of Big Lane between the points marked J to L, Oldfield Lane between the points marked K to L and L to M and the unclassified road leading from the Ashbourne to Wirksworth road (classified road B5035) to Shiningford, the part of the road so stopped up or in the case of Hays Lane the part between the points marked c and D on the deposited plans and in the case of Oldfield Lane the part between the point marked N on the said plans and the point at which that road is intersected by the line on those plans showing the conservation level of the reservoir shall continue to be a bridleway and accordingly the public shall have the following but no other rights of way over the said part, that is to say, a right of way on foot and a right of way on horseback or leading a horse, with a right to drive animals of any description along the way.

(3) No portion of any of the roads described in column (1) of Part III of the said Schedule 1 shall be stopped up under the powers of this article between the points specified in column (2) of that Part opposite the description of that road until the work specified in column (3) of that Part opposite the description of that road has been completed.

(4) The Authority may also stop up so much of any other roads, footpaths, or bridleways within the limits of deviation of the works as may be situate on any lands acquired by the Authority under the powers of article 12 (Power to acquire lands) of this order, which are required for the purpose of any of those works or for obtaining materials for the construction thereof, and thereupon all public rights of way over any such portions of roads, footpaths and bridleways shall be extinguished.

(5) No portion of any road, footpath or bridleway shall be stopped up under the powers of this article—

- (a) without the consent of the County Council but such consent shall not be unreasonably withheld and any question whether it is unreasonably withheld shall be determined by the Secretary of State;
- (b) until the Authority are in possession of all lands abutting on both sides of such portion except so far as the owners, lessees and occupiers of those lands may otherwise agree.

7.—(1) The road works (Works Nos. 4, 4A, 4B, 5, 6, 6A and 6B) shall be constructed in accordance with such specifications and requirements as may be reasonably prescribed by the County Council and to their reasonable satisfaction.

Vesting
and main-
tenance of
roads.

(2) When the construction of the road works has been completed in accordance with paragraph (1) of this article, the Authority shall transfer the road works, the subsoil and the embankments (other than the embankment or dam across the Scow Brook forming part of Work No. 1) on which they are constructed to the County Council and thereupon the road works (together with the subsoil thereof and the said embankments) shall vest in that Council as highways maintainable at the public expense:

Provided that the Authority shall be liable to pay for the reasonable cost of any maintenance and repair works during a period of one year from the vesting of the road works in the County Council.

(3) Any difference which may arise between the Authority and the County Council under this article (other than a difference as to the meaning or construction of this article) shall be referred to and determined by arbitration.

8.—(1) The Authority may divert the footpaths in the District of West Derbyshire in the County described in column (1) of Schedule 2 to this order between the points specified in column (2) of the said Schedule as shown on the deposited plans, and may stop up and cause to be discontinued as a highway, so much of each of the footpaths as will be rendered unnecessary by the diversion of such footpath under the powers of this order.

Diversion
and stop-
ping up of
footpaths.

(2) Notwithstanding anything in paragraph (1) of this article where a footpath is to be diverted the existing public highway shall not be stopped up under the powers of this article until the new footpath to be substituted therefor is completed in accordance with the reasonable requirements of the highway authority and is open for public use or in the case of a difference between the Authority and the highway authority as to whether the said requirements have been complied with or as to their reasonableness until the matter in dispute has been referred to and determined by the Secretary of State and he has certified that the new footpath has been completed in accordance with his determination. Before applying to the Secretary of State for his determination the Authority shall give to the highway authority seven days' notice of their intention to do so:

Provided that the Authority shall not be required under this paragraph to construct or complete any footpath to a greater width or better standard than the footpath for which such footpath is substituted.

(3) As from the date of completion to the satisfaction of the highway authority concerned of any such diverted footpath, or as from the date of the said certificate (as the case may be), all rights of way over or along the portion of the footpath so stopped up shall be extinguished and the Authority may appropriate and use for the purposes of this order the site and soil thereof so far as they are owners of the land on both sides thereof.

(4) A footpath diverted under the powers of this order shall be repairable by the highway or other authority by whom it was maintainable before its diversion and be subject to the same public rights of way as were exercisable over the footpath before its diversion.

Temporary stoppage of water-courses, highways, etc.

9.—(1) The Authority, during and for the purposes of the execution of any of the works, may temporarily stop up, alter, divert or otherwise interfere with any watercourse or any highway or any private right of way, and, in the case of any highway or right of way, may for any reasonable time divert the traffic therefrom and prevent all persons other than those bona fide going with or without animals to or from any land, house or building, abutting on the highway or right of way from passing along and using the same.

(2) The Authority shall provide reasonable access for foot passengers, with or without animals, bona fide going to or from any such land, house or building.

(3) (a) The powers of paragraph (1) of this article shall not be exercised in relation to a highway—

(i) without the consent of the highway authority, which consent shall not be unreasonably withheld but may be given subject to such reasonable conditions (other than a monetary payment) as the highway authority may require, and any question whether such consent is unreasonably withheld or any conditions so imposed are unreasonable, shall be determined by the Secretary of State;

(ii) in the case of a highway upon which a service of stage or express carriages is operated unless not less than forty-eight hours' previous notice is given to the Traffic Commissioners and to the holders of the road service licence under which that service is authorised;

(b) the powers of paragraph (1) of this article shall not be exercised in relation to any watercourse without providing a proper substitute before interrupting the passage of water in or through such watercourse, and the Authority shall make compensation for any damage caused to any person by the exercise of such powers in relation to any watercourse, the amount of such compensation being, in case of dispute, determined by the tribunal.

For protection of Post Office.

10.—(1) Where in pursuance of article 6 (Stopping up of roads and footpath) of this order the Authority stop up the whole or any part of a road, footpath or bridleway the following provisions shall, unless otherwise agreed in writing between the Authority and the Post Office, have effect in relation to so much of any telegraphic line belonging to or used by the Post Office as is under, in, upon, over, along or across the land which by reason of the stopping up ceases to be a road, footpath or bridleway or part of a road, footpath or bridleway (in this paragraph referred to as "the affected line"), that is to say—

- (a) the power of the Post Office to remove the affected line shall be exercisable notwithstanding the stopping up of the road, footpath, or bridleway or part of the road, footpath or bridleway so, however, that the said power shall not be exercisable as respects the whole or any part of the affected line after the expiration of a period of three months from the date of the sending of the notice referred to in sub-paragraph (e) of this paragraph unless, before the expiration of that period, the Post Office has given notice to the Authority of its intention to remove the affected line, or that part thereof, as the case may be;
- (b) the Post Office may by notice in that behalf to the Authority abandon the affected line, or any part thereof, and shall be deemed as respects the affected line, or any part thereof, to have abandoned it at the expiration of the said period of three months unless, before the expiration of that period, the Post Office has removed it or given notice of its intention to remove it;
- (c) the Post Office shall be entitled to recover from the Authority the expense of providing in substitution for the affected line and any telegraphic line connected therewith which is rendered useless in consequence of the removal or abandonment of the affected line, a telegraphic line in such other place as the Post Office may reasonably require;
- (d) where under sub-paragraph (b) of this paragraph the Post Office has abandoned the whole or any part of the affected line, it shall vest in the Authority, and the provisions of the Telegraph Acts 1863 to 1916, shall not apply in relation to it as respects anything done or omitted after the abandonment thereof;
- (e) as soon as practicable after the whole or any portion of a road, footpath, or bridleway has been stopped up under the powers of the said article 6 the Authority shall send by post to the Post Office a notice informing it of such stopping up.

(2) The exercise of the powers conferred by article 9 (Temporary stoppage of watercourses, highways, etc.) of this order in relation to a highway shall not affect the powers of the Post Office under the Telegraph Acts 1863 to 1916 to maintain, inspect, repair, renew or remove telegraphic lines or to open or break up that highway for any of those purposes.

(3) In this article "telegraphic line" has the same meaning as in the Telegraph Act 1878(a).

11.—(1) In this article "the corporation" means the British Gas Corporation and "apparatus" means any mains, pipes or other apparatus belonging to or maintained by the corporation.

For protection of British Gas Corporation.

(2) Notwithstanding the provisions of article 12 (Power to acquire lands) of this order the Authority shall not in pursuance of those provisions acquire any apparatus or extinguish any rights in respect of such apparatus otherwise than by agreement.

(3) The exercise of the powers conferred by article 9 (Temporary stoppage of watercourses, highways, etc.) of this order shall not prevent the corporation from obtaining access to any apparatus nor prejudice or affect any right of the corporation—

- (a) to lay, erect, maintain, inspect, repair, renew or remove any apparatus in the highway or right of way; or
- (b) for the purpose of such laying, erecting, maintaining, inspecting, repairing, renewing or removing to enter upon and break open that highway or right of way.

Power to acquire lands.

12. Subject to the provisions of this order the Authority may purchase compulsorily such of the lands within the limits of land to be acquired delineated on the deposited plans as they may require for the construction, maintenance and operation of the works or other purposes connected therewith, including (without prejudice to the generality of the foregoing) for the purpose of obtaining access thereto, obtaining materials for the construction thereof, depositing spoil or other material excavated during the construction thereof, or otherwise for the purposes of this order or other purposes connected therewith.

Easements only to be acquired for underground works, etc.

13. Notwithstanding anything in article 12 (Power to acquire lands) of this order, the Authority shall not acquire compulsorily any land required only for the construction of Work No. 7 (other than any works to be constructed on the surface of the ground forming part of, or connected with, that work) if the owners thereof are able and willing to grant or sell to the Authority such easements or rights in that land as may be sufficient for the purpose of constructing, maintaining and protecting that work as aforesaid at a price to be agreed or, failing agreement, to be determined by arbitration in accordance with the provisions of the Act of 1961.

Power to make discharges of water.

14.—(1) During the first filling of the reservoir the Authority may discharge water from the reservoir into the Scow Brook in such quantities, at such rates and at such times as they think fit.

(2) The Authority may during and after the first filling of the reservoir make the discharges respectively particulars of which are set out in Schedule 3 to this order from the discharge points specified in column (1) thereof and on the sheets mentioned opposite the same respectively in column (2) thereof, as shown on the deposited plans, and into the watercourses specified in column (3) thereof, being discharges of water from the sources described in column (4) thereof, by means of the works specified in column (5) thereof, for purposes mentioned in column (6) thereof and at a rate not exceeding that specified in column (7) thereof.

(3) Notwithstanding anything in paragraph (2) of this article the discharges thereby authorised may be made at any other point on the receiving watercourse mentioned opposite the same in column (3) of the said Schedule being a point within the limits of deviation of the work from which the discharge is made and mentioned in column (5) of the said Schedule.

(4) For the purposes of paragraphs (1) and (2) of this article, the first filling of the reservoir shall be deemed not to have been completed until the water level in the said reservoir has reached the level of 199.3 metres (654 feet) above Ordnance Datum (Newlyn).

15. In arbitrations under this order the reference shall (except where otherwise expressly provided) be to a single arbitrator to be appointed by agreement between the parties or, in default of agreement, to be appointed on the application of any party (after giving notice in writing to the other party or parties) by the President of the Institution of Civil Engineers.

Arbitration.

SCHEDULE 1

ROADS AND FOOTPATH TO BE STOPPED UP

PART I

ROADS

(1) Road		(2)	(3)
Classified number or other description of road	Parish	Letters on deposited plans showing extent of stopping up	Sheet No. on deposited plans
Gibfield Lane	Kirk Ireton	A to B	2
Hays Lane	Kirk Ireton	C to D	2
Big Lane	Hognaston	E to F	3
Big Lane	Hognaston	G to H	4
Big Lane	Hognaston	J to L	4
Oldfield Lane	Hognaston	K to L	4
Oldfield Lane	Hognaston	L to M	4
Oldfield Lane	Kirk Ireton	M to N	4 & 5
Unclassified road leading from the Ashbourne to Wirksworth Road (classified road B5035) to Shiningford	Carsington	O to P	6
Classified road B5035 from Ashbourne to Wirksworth	Hopton	Q to R	7

PART II

FOOTPATH

(1) Footpath	(2)	(3)
Number on Map prepared by the Derbyshire County Council under section 32 of the National Parks and Access to the Countryside Act 1949	Parish	Letters on deposited plans showing extent of stopping up
11	Hognaston	d to e
		Sheet No. on deposited plans
		4

PART III

ROADS NOT TO BE STOPPED UP UNTIL WORKS COMPLETED

(1) Road		(2)	(3)
Classified number or other description of road	Parish	Letters on deposited plans showing extent of stopping up	Works which are to be completed before stopping up
Gibfield Lane	Kirk Ireton	A to B	4A and 4 from commencement to junction with 4A
Big Lane	Hognaston	E to F	1, 4
Big Lane	Hognaston	G to H	1, 4, 4B
Unclassified road leading from the Ashbourne to Wirksworth Road (classified road B5035) to Shiningford	Carsington	O to P	5
Ashbourne to Wirksworth Road (classified road B5035)	Hopton	Q to R	6, 6B

SCHEDULE 2

FOOTPATHS TO BE DIVERTED

(1) Footpath		(2)	(3)
Number on footpath Definitive Map prepared by the Derbyshire County Council under section 32 of the National Parks and Access to the Countryside Act 1949	Parish	Letters on deposited plans showing extent of diversion	Sheet No. on deposited plans
15	Hognaston	a to b	2
11	Kirk Ireton	b to c	2
6	Hognaston	f to g	4
6	Carsington	g to h	4 & 6
6	Carsington	j to k	6
2	Hopton	l to m	7
4	Callow	m to n	7

SCHEDULE 3
DISCHARGES OF WATER

(1) Discharge point (Reference point)	(2) Sheet No. on deposited plans	(3) Receiving water- course	(4) Source of discharge water	(5) Work from which discharge made	(6) Purpose of discharge	(7) Max. rate Ml/d (mgd)
SK242501	2	Scow Brook	The Reservoir	Work No. 2	To augment the flow of the River Dove and to empty the reservoir for maintenance, operational and other purposes	91(20)
SK338528	9 and 10	River Derwent	The Reservoir	The intake	To augment flow of the River Derwent and to empty the reservoir for maintenance, operational and other purposes	273(60)

D. C. Musgrave,

Signed by authority of
the Secretary of State
7th August 1979.

An Under Secretary in the
Department of the Environment.