
STATUTORY INSTRUMENTS

1980 No. 1767

WATER, ENGLAND AND WALES
The Welsh Water Authority
(Ffynnon Llugwy Reservoir) Order 1980

Made - - - - 13th November 1980

Coming into Operation 1st December 1980

The Secretary of State for Wales, in exercise of powers conferred by section 23 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:—

1. This order may be cited as the Welsh Water Authority (Ffynnon Llugwy Reservoir) Order 1980 and shall come into operation on 1st December 1980. Citation and commencement.

2. In this order, unless the context otherwise requires— Interpretation.

“the Authority” means the Welsh Water Authority;

“the deposited plan” means the plan prepared in duplicate, signed by an Under Secretary in the Welsh Office and marked “Plan referred to in the Welsh Water Authority (Ffynnon Llugwy Reservoir) Order 1980”, of which one duplicate is deposited and available for inspection at the offices of the Director of Administration of the Authority at Cambrian Way, Brecon, Powys and the other at the offices of the Secretary of State for Wales;

“existing” means existing on the making of this order;

“the Reservoir” means the existing Ffynnon Llugwy Reservoir in the Community of Capel Curig, in the District of Aberconwy, in the County of Gwynedd;

“the Third Schedule” means the Third Schedule to the Water Act 1945;

“the undertaking” means the water undertaking of the Authority as from time to time authorised by any enactment.

3.—(1) The Authority may, on and under the lands described in Schedule 1 to this order, continue and maintain the dam of the Reservoir as existing and the associated works, including the valve house as existing and so much of the intake and aqueduct authorised by Section 8 of the Continuance and construction of works.

(a) 1945 c. 42.

(b) S.I. 1951/142; 1900, 1965/319.

North Wales Hydro Electric Power Act 1973(a) (being therein referred to as "Work No. 24A") as may be situated on or under those lands.

(2) When they have obtained sufficient rights therein the Authority may, on and under the said lands, construct and maintain a new intake and draw-off pipe commencing in the Reservoir at National Grid reference point SH 69266245 and terminating by a junction with the said aqueduct (forming part of the said Work No. 24A) at the said valve house at National Grid reference point SH 69256238.

Works to form part of undertaking.

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

Application of provisions of Third Schedule.

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

SCHEDULE 1

DESCRIPTION OF LANDS

Lands in the Community of Capel Curig in the District of Aberconwy in the County of Gwynedd containing 42.7 acres or thereabouts comprising Ffynnon Llugwy Reservoir as shown generally on the 1/10,000 Ordnance map of Gwynedd, sheet No. SH 66SE, together with an additional 0.3 acres or thereabouts situated within 35 metres southwards from the Reservoir comprising the dam, spillway, valve house, and other works associated with the Reservoir which lands are more particularly delineated in red on the deposited plan.

SCHEDULE 2

**PROVISIONS OF THE THIRD SCHEDULE
APPLIED FOR PURPOSES OF ORDER**

Provisions applied (1)	Modifications (2)
Section 2 (Permissible limits of deviation)	For the words "the plans submitted to the Minister" there shall be substituted the words "the plan referred to in the special Act"; for the words "the said plans" there shall be substituted the words "the said plan".
Section 4 (General power to construct subsidiary works)	The words from "and to any other" to "abstract water" shall be omitted; for the words "any land for the time being held by them in connection with their water undertaking" there shall be substituted the words "the lands delineated on the plan referred to in the special Act"; for the word "thereof" there shall be substituted the words "of those works"; and after the word "buildings" there shall be inserted the words "cables, discharge pipes, chambers, air vents".
Section 5 (Power of undertakers to lay or erect telephone wires, &c.)	—
Section 6 (Penalty for obstructing construction of works)	—
Section 82 (Power to enter premises)	—
Section 83 (Penalty for obstructing execution of special Act)	—
Section 85 (Summary proceedings for offences)	—
Section 86 (Continuing offences and penalties)	—
Section 87 (Restriction on right to prosecute)	—
Section 91 (Mode of reference to arbitration)	—

Provisions applied (1)	Modifications (2)
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)	In subsection (1) for the words from "the Council of every County" to the end of the subsection there shall be substituted the words "the Gwynedd County Council".

Signed by authority of
The Secretary of State.
13th November 1980.

I. S. Dewar,
An Under Secretary in
the Welsh Office.