



Countryside Act 1968

1968 CHAPTER 41

Supplemental

38 Avoidance of pollution.

In the exercise of their functions under this Act and the Act of 1949 it shall be the duty of [^{F1}Natural England][^{F2}, the [^{F3}NRBW]] , the Forestry [^{F4}Agency] and local authorities to have due regard to the protection against pollution of any water, whether on the surface or underground, which [^{F5}belongs to the Environment Agency, the NRBW or a water undertaker or which the Agency, the NRBW or a water undertaker is] for the time being authorised to take.

Textual Amendments

- F1** Words in s. 38 substituted (1.10.2006) by [Natural Environment and Rural Communities Act 2006](#) (c. 16), s. 107, [Sch. 11 para. 52](#); S.I. 2006/2541, art. 2 (with Sch.)
- F2** Words in s. 38 inserted (1. 4. 1991) by [Environmental Protection Act 1990](#) (c. 43, SIF 46:4), s. 130, [Sch. 8 para. 2\(9\)](#); S.I. 1991/685, art. 3.
- F3** Word in s. 38 substituted (1.4.2013) by [The Natural Resources Body for Wales \(Functions\) Order 2013](#) (S.I. 2013/755), art. 1(2), [Sch. 2 para. 101\(2\)](#) (with Sch. 7)
- F4** Words in s. 38 substituted (20.2.1999) by S.I. 1999/416, art. 3, [Sch. 1 para. 4\(5\)](#)
- F5** Words in s. 38 substituted (1.4.2013) by [The Natural Resources Body for Wales \(Functions\) Order 2013](#) (S.I. 2013/755), art. 1(2), [Sch. 2 para. 101\(3\)](#) (with Sch. 7)

Modifications etc. (not altering text)

- C1** S. 38 extended (E.W.)(19.9.1995) by [1995 c. 25, ss. 65\(2\), 125\(2\)](#)(with ss. 7(6), 115, 117, Sch. 8 para. 7)
- S. 38 applied (1.4.2001 for E. and 1.5.2001 for W.) by [2000 c. 37, s. 87\(3\)](#); S.I. 2001/114, [art. 2\(2\)\(e\)](#); S.I. 2001/1410, [art. 2\(g\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Countryside Act 1968, Section 38.