



Water Resources Act 1991

1991 CHAPTER 57

PART VIII

INFORMATION PROVISIONS

Registers etc. to be kept by the [F1 appropriate agency]

190 Pollution control register.

(1) It shall be the duty of the [F1 appropriate agency] to maintain, in accordance with regulations made by the Secretary of State, registers containing prescribed particulars of [F2 or relating to]—

(a) any notices of water quality objectives or other notices served under section 83 above;

F3(b)

F4(c)

F5(d)

(e) the following, that is to say—

(i) samples of water or effluent taken by the [F1 appropriate agency] for the purposes of any of the water pollution provisions of this Act;

(ii) information produced by analyses of those samples;

(iii) such information with respect to samples of water or effluent taken by any other person, and the analyses of those samples, as is acquired by the [F1 appropriate agency] from any person under arrangements made by the [F1 appropriate agency] for the purposes of any of those provisions; and

(iv) the steps taken in consequence of any such information as is mentioned in any of sub-paragraphs (i) to (iii) above;

F6

F6(f)

F7(g)

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- F8(h)
- F9(j)
- F10(k)
- [F11(l) directions given by the Secretary of State in relation to the [F1appropriate agency's] functions under the water pollution provisions of this Act;
- F12(m)
- F13(n)
- (o) works notices under section 161A above;
- (p) appeals under section 161C above;
- (q) convictions for offences under section 161D above;
- (r) such other matters relating to the quality of water or the pollution of water as may be prescribed by the Secretary of State.

(1A) Where information of any description is excluded from any register by virtue of section 191B below, a statement shall be entered in the register indicating the existence of information of that description.]

- (2) It shall be the duty of the [F1appropriate agency]—
 - (a) to secure that the contents of registers maintained by the [F1appropriate agency] under this section are available, at all reasonable times, for inspection by the public free of charge; and
 - (b) to afford members of the public reasonable facilities for obtaining from the [F1appropriate agency], on payment of reasonable charges, copies of entries in any of the registers.

[F14and, for the purposes of this subsection, places may be prescribed by the Secretary of State at which any such registers or facilities as are mentioned in paragraph (a) or (b) above are to be available or afforded to the public in pursuance of the paragraph in question.]

(3) Section 101 above shall have effect in relation to any regulations under this section as it has effect in relation to any subordinate legislation under Part III of this Act.

[F15(4) The Secretary of State may give to the [F1appropriate agency] directions requiring the removal from any register maintained by it under this section of any specified information which is not prescribed for inclusion under subsection (1) above or which, by virtue of section 191A or 191B below, ought to have been excluded from the register.]

F16(5)

Textual Amendments

- F1 Words in ss. 189-197 substituted (1.4.2013) by [The Natural Resources Body for Wales \(Functions\) Order 2013 \(S.I. 2013/755\)](#), art. 1(2), **Sch. 2 para. 299** (with Sch. 7)
- F2 Words in s. 190(1) inserted (21.11.1996 for certain purposes and 31.12.1996 otherwise) by [1995 c. 25, s. 120\(1\)](#), **Sch. 22 para. 169(2)** (with ss. 7(6), 115, 117); [S.I. 1996/2909](#), **arts. 2, 3** (subject to saving provisions in art. 4)
- F3 S. 190(1)(b) repealed (6.4.2010) by [The Environmental Permitting \(England and Wales\) Regulations 2010 \(S.I. 2010/675\)](#), reg. 1(1)(b), **Sch. 26 para. 8(2)(o)**, **Sch. 28** (with reg. 1(2), Sch. 4)
- F4 S. 190(1)(c) repealed (6.4.2010) by [The Environmental Permitting \(England and Wales\) Regulations 2010 \(S.I. 2010/675\)](#), reg. 1(1)(b), **Sch. 26 para. 8(2)(o)**, **Sch. 28** (with reg. 1(2), Sch. 4)

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- F5** S. 190(1)(d) repealed (21.11.1996 for certain purposes and 31.12.1996 otherwise) by 1995 c. 25, s. 120(1)(3), Sch. 22 para. 169(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/2909, **arts. 2, 3** (subject to saving provisions in art. 4)
- F6** S. 190(1)(f) and word preceding it repealed (21.11.1996 for certain purposes and 31.12.1996 otherwise) by 1995 c. 25, s. 120(1)(3), Sch. 22 para. 169(4), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/2909, **arts. 2, 3** (subject to saving provisions in art. 4)
- F7** S. 190(1)(g) repealed (6.4.2010) by The Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), reg. 1(1)(b), Sch. 26 para. 8(2)(o), **Sch. 28** (with reg. 1(2), Sch. 4)
- F8** S. 190(1)(h) repealed (6.4.2010) by The Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), reg. 1(1)(b), Sch. 26 para. 8(2)(o), **Sch. 28** (with reg. 1(2), Sch. 4)
- F9** S. 190(1)(j) repealed (6.4.2010) by The Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), reg. 1(1)(b), Sch. 26 para. 8(2)(o), **Sch. 28** (with reg. 1(2), Sch. 4)
- F10** S. 190(1)(k) repealed (6.4.2010) by The Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), reg. 1(1)(b), Sch. 26 para. 8(2)(o), **Sch. 28** (with reg. 1(2), Sch. 4)
- F11** S. 190(1)(g)-(r)(1A) added (21.11.1996 for certain purposes and 31.12.1996 otherwise) by 1995 c. 25, s. 120(1), **Sch. 22 para. 169(4)** (with ss. 7(6), 115, 117); S.I. 1996/2909, **arts. 2, 3** (subject to saving provisions in art. 4)
- F12** S. 190(1)(m) repealed (6.4.2010) by The Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), reg. 1(1)(b), Sch. 26 para. 8(2)(o), **Sch. 28** (with reg. 1(2), Sch. 4)
- F13** S. 190(1)(n) repealed (6.4.2010) by The Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), reg. 1(1)(b), Sch. 26 para. 8(2)(o), **Sch. 28** (with reg. 1(2), Sch. 4)
- F14** Words in s. 190(2) added (21.11.1996 for certain purposes and 31.12.1996 otherwise) by 1995 c. 25, s. 120(1), **Sch. 22 para. 169(5)** (with ss. 7(6), 115, 117); S.I. 1996/2909, **arts. 2, 3** (subject to saving provisions in art. 4)
- F15** S. 190(4)(5) added (21.11.1996 for certain purposes and 31.12.1996 otherwise) by 1995 c. 25, s. 120(1), **Sch. 22 para. 169(6)** (with ss. 7(6), 115, 117); S.I. 1996/2909, **arts. 2, 3** (subject to saving provisions in art. 4)
- F16** S. 190(5) repealed (6.4.2010) by The Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), reg. 1(1)(b), Sch. 26 para. 8(2)(o), **Sch. 28** (with reg. 1(2), Sch. 4)

Modifications etc. (not altering text)

- C1** S. 190 amended (27.8.1993) by 1993 c. 12, ss. 40, 51(2), **Sch. 3 Pt. 1 para. 9** (with s. 46).
- C2** S. 190 modified by S.I. 2010/675, Sch. 23 Pt. 8 para. 3 Table 9 (as substituted (1.10.2011) by The Environmental Permitting (England and Wales) (Amendment) Regulations 2011 (S.I. 2011/2043), reg. 1(b), **Sch. 1**)
- C3** S. 190 modified (1.1.2017) by The Environmental Permitting (England and Wales) Regulations 2016 (S.I. 2016/1154), reg. 1(1), Sch. 23 Pt. 7 paras. 1(3), **2** (with regs. 1(3), 77-79, Sch. 4)

Status:

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Changes to legislation:

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