

1973 No. 1692

WATER SUPPLY, ENGLAND AND WALES

The North West Worcestershire Water Board (Barrow Hill) Order 1973

Made - - - - 10th October 1973

Coming into Operation 22nd October 1973

The Secretary of State for the Environment, 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.—(1) This order may be cited as the North West Worcestershire Water Board (Barrow Hill) Order 1973 and shall come into operation on 22nd October 1973. Citation and commencement.

(2) This order shall be included among the enactments which may be cited together as the North West Worcestershire Water Board Orders 1962 to 1973.

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

“the Board” means the North West Worcestershire Water Board;

“the deposited plan” means the plan prepared in duplicate signed by an Under Secretary in the Department of the Environment and marked “Plan referred to in the North West Worcestershire Water Board (Barrow Hill) Order 1973” one duplicate of which has been deposited and is available for inspection at the principal offices of the Board and the other at the offices of the Secretary of State for the Environment;

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

“the undertaking” means the Water undertaking of the Board for the time being authorised by any enactment.

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

4. The Board may, when they have acquired the necessary lands or obtained sufficient interest therein— Construction and maintenance of works.

(a) construct and maintain a borehole (to be known as the “Barrow Hill borehole”) on or under the lands described in Schedule 2 to this order;

(a) 1945 c. 42.

(b) S.I. 1951/142, 1900, 1970/1681 (1951 I, pp. 1348, 1347; 1970 III, p. 5551).

(b) construct and maintain on or under the said lands (in addition to the works authorised by section 4 of the Third Schedule as applied to the undertaking by this order) all such additional boreholes, wells, adits and headings as may be necessary or expedient for augmenting or improving the supply of water obtainable by means of the said borehole.

Works to form part of undertaking.

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

SCHEDULE 1
PROVISIONS OF THE THIRD SCHEDULE
APPLIED

Provisions applied (1)	Modifications (2)
Section 4 (General power to construct subsidiary works)	The words "and to any other provision of the special Act limiting the powers of the undertakers to abstract water" shall be omitted; and 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 described in the special Act".
Section 5 (Power of undertakers to lay or erect telephone wires, etc.)	—
Section 6 (Penalty for obstructing construction of works)	—
Part IV (Minerals underlying Water-works)	In section 12 for the words "after this section is incorporated with their enactments" there shall be substituted the words "under the special Act"; for the words "all existing pipes or other conduits for the collection, passage or distribution of water and underground works belonging to them" there shall be substituted the words "all such pipes or other conduits or underground works"; and the words "for the time being belonging to them" shall be omitted.
Section 83 (Penalty for obstructing execution of special Act)	—
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)	—

SCHEDULE 2

DESCRIPTION OF LANDS

Land in the parish of Chaddesley Corbett in the rural district of Kidderminster in the county of Worcestershire comprising part of enclosures numbered 538 and 561 in the said parish on the 1/2500 ordnance map of Worcestershire Sheet No. XV-2 (edition of 1927) and more particularly delineated on the deposited plan and thereon coloured pink and containing 0.15 hectares or thereabouts (National Grid reference SO 910752).

Signed by authority of
the Secretary of State
10th October 1973

J. E. Beddoe,
An Under Secretary in
the Department of the
Environment.