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STATUTORY INSTRUMENTS

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**2006 No. 984**

**The Water Act 2003 (Commencement No. 6,  
Transitional Provisions and Savings) Order 2006**

**Citation and interpretation**

1.—(1) This Order may be cited as the Water Act 2003 (Commencement No. 6, Transitional Provisions and Savings) Order 2006.

(2) In this Order—

“the Act” means the Water Act 2003; and

“the Agency” means the Environment Agency.

**Provisions coming into force on 1st April 2006**

2. The following provisions of the Act come into force on 1st April 2006—

- (a) section 1 (licences to abstract water);
- (b) section 2 (restrictions on impounding);
- (c) section 3 (existing impounding works);
- (d) section 4 (existing impounding works: works notices);
- (e) in section 8 (amendments relating to section 7), subsections (3) to (7) and subsection (1) in so far as it relates to those subsections;
- (f) section 11 (who may apply for a licence);
- (g) section 12 (abolition of combined licences);
- (h) section 13 (applications: types of abstraction licence);
- (i) section 14 (publication of application for licence);
- (j) section 19 (form, contents and effect of licences) for all remaining purposes;
- (k) section 21 (modification of licences);
- (l) section 22 (proposals for modification at instance of Agency or Secretary of State);
- (m) section 23 (transfer and apportionment of licences);
- (n) section 25 (compensation for modification of licence on direction of Secretary of State) for all remaining purposes;
- (o) section 30 (enforcement notices, and related procedures and offences);
- (p) section 33 (application of certain water resources provisions to the Act);
- (q) section 62 (water resources management plans) in so far as it has effect to insert into the WIA(1) section 37A and 37D, and for all remaining purposes as respects the insertion into the WIA of section 37B;
- (r) in section 100 (devolution: Wales)—

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(1) See section 105(2)(a) of the Act.

- (i) subsection (2)(c);
  - (ii) subsection (2)(g) in so far as it relates to provisions amended or introduced by any provision of the Act which is brought into force by virtue of this article;
  - (iii) subsection (4)(b)(iii);
  - (iv) subsection (6) in so far as it relates to references to provisions amended or introduced by any provision of the Act which is brought into force by virtue of this article; and
  - (v) subsection (7) in so far as it relates to subsection (6) (so far as brought into force by sub-paragraph (iv) above) or the amendments made by subsections (2) and (4) (so far as brought into force by sub-paragraphs (i) and (iii) above); and
- (s) in section 101 (minor and consequential amendments and repeals)—
- (i) subsection (1) in so far as it relates to the amendments made by paragraphs 4, 7, 8, 10 to 13 and 15 of Schedule 7 to the Act, and paragraph 1 in so far as it relates to those paragraphs; and
  - (ii) subsection (2) in so far as it relates to the repeals specified in Schedule 9 of sections 30, 31, 36, 49, 50, 52(8) and 125(2) of the WRA(2) and the repeal in relation to section 25(2) of that Act.

### **Transitional and savings provisions**

- 3.—(1) The transitional and savings provisions in the Schedule to this Order have effect.
- (2) Paragraph (1) comes into force on 1st April 2006.

*Elliot Morley*  
Minister of State,  
Department for Environment, Food and Rural  
Affairs

Date 30th March 2006

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(2) See section 105(2)(b) of the Act.