

SCHEDULE

Article 2(2)

2009 SCHEME FOR THE AMALGAMATION OF THE DRYSIDES AND WHITTLESEY INTERNAL DRAINAGE DISTRICTS SUBMITTED BY THE ENVIRONMENT AGENCY, AS MODIFIED BY THE SECRETARY OF STATE

1. This Scheme comes into force on the day after the day on which the Order confirming this Scheme is confirmed.

2. In this Scheme—

“the abolished boards” means the Drysides Internal Drainage Board and the Whittlesey Internal Drainage Board;

“the commencement date” means the date on which this Scheme comes into force;

“the Drysides Internal Drainage Board” means the internal drainage board constituted by the scheme confirmed by the River Great Ouse Catchment Board (Drysides Internal Drainage District) Order 1945(1) and “the Drysides Internal Drainage District” means the internal drainage district constituted by that scheme, as confirmed;

“the new Board” means the internal drainage board constituted by virtue of paragraph 3(3) of this Scheme;

“property” means, in relation to either of the abolished boards, any property which is vested in that abolished board immediately before the commencement date and includes books of account, other books, deeds, maps, papers and other documents, in whatever medium held, and computer and other electronic records;

“rights and obligations” means, in relation to either of the abolished boards, all rights, powers, duties, obligations and liabilities which are vested in or which fall to be discharged by that abolished board immediately before the commencement date; and

“the Whittlesey Internal Drainage Board” means the internal drainage board constituted by the scheme confirmed by the Amalgamation of the Whittlesey and Whittlesey Fifth Internal Drainage Districts Order 2001(2) and “the Whittlesey Internal Drainage District” means the internal drainage district constituted by that scheme, as confirmed.

3.—(1) The Drysides Internal Drainage Board and the Whittlesey Internal Drainage Board are abolished.

(2) The Drysides Internal Drainage District and the Whittlesey Internal Drainage District are amalgamated into, and are constituted as, one internal drainage district to be known as “the Whittlesey and District Internal Drainage District”

(3) A new internal drainage board to be known as “the Whittlesey and District Internal Drainage Board” is constituted for the Whittlesey and District Internal Drainage District.

4. The new Board is to consist of 15 elected members elected in accordance with the provisions made by or under Schedule 1 to the Land Drainage Act 1991.

5. As from the commencement date, all property and rights and obligations of the abolished boards are transferred to and vested in, or fall to be discharged by, the new Board.

6. All arrears of rates levied by the abolished boards before the commencement date in respect of any period ending before the commencement date may be recovered by the new Board, in the same manner as if they had been rates levied by the new Board.

(1) S. R. & O. 1945 No. 569.

(2) S.I. 2001/4115.

Changes to legislation: There are currently no known outstanding effects for the The Drysides Internal Drainage District and Whittlesey Internal Drainage District (Amalgamation) Order 2010. (See end of Document for details)

7. This Scheme operates as conclusive evidence of any thing transferred under this Scheme without the necessity of any further assignments, conveyance or deed of transfer.

8. The accounts of each of the abolished boards must be made up to the day before the commencement date by the new Board and audited as if this Scheme had not come into force.

Dated 1st February 2010

Confirmation of Order

In accordance with paragraph 4 of Schedule 3 to the Land Drainage Act 1991 (“the Act”), the Secretary of State has published the foregoing Order.

No memorial relating to the Order has been presented to the Secretary of State.

Paragraph 5(1) of Schedule 3 to the Act provides for the Order to come into force upon its confirmation by the appropriate Minister, being (by virtue of paragraph 1(3) of that Schedule) the Minister by whom the Order has been made;

Accordingly, the Secretary of State confirms the Order in accordance with paragraph 5(1) of Schedule 3 to the Act.

Grant Horsburgh
A Civil Servant, for and on behalf of the
Secretary of State for Environment, Food and
Rural Affairs

1st March 2011

Changes to legislation:

There are currently no known outstanding effects for the The Drysides Internal Drainage District and Whittlesey Internal Drainage District (Amalgamation) Order 2010.