
STATUTORY INSTRUMENTS

2017 No. 1044

The Water Abstraction and Impounding
(Exemptions) Regulations 2017

PART 2

Exemptions from restriction on abstraction

Navigation, harbour and conservancy authorities and dry docks

3.—(1) The restriction on abstraction does not apply to any abstraction of water that is carried out by, or on behalf of, a navigation authority, harbour authority or conservancy authority if—

- (a) the purpose of the abstraction is a transfer, without intervening use, of water from any inland waters downstream of the normal tidal limit to that authority's water system, and
- (b) the water is abstracted at any time other than in the hour before or in the hour after low tide at the point of abstraction.

(2) The restriction on abstraction does not apply to any abstraction of water that is carried out if it is for the purpose of a transfer of water, without intervening use—

- (a) into a dry dock from a water system of the authority for use within that dry dock, or
- (b) from that dry dock back into the same water system.

(3) In this regulation, "water system" has the meaning given by sections 26(4)(a) and (5) of the 1991 Act⁽¹⁾.

⁽¹⁾ Section 26(4) and (5) was inserted by section 5 of the Water Act 2003.