

1993 No. 453

LAND DRAINAGE

The Reconstitution of the South Holland Internal
Drainage Board Order 1993*Made* 8th January 1993*Coming into force* 25th February 1993

Whereas the National Rivers Authority has prepared and submitted to the Minister of Agriculture, Fisheries and Food (hereinafter called "the Minister") for confirmation under section 3(1) of the Land Drainage Act 1991 (hereinafter called "the 1991 Act") (a) a Scheme (hereinafter called "the Scheme") in relation to the South Holland Internal Drainage Board, a copy of which is set out in the Schedule hereto;

And whereas the Minister has caused a notice of his intention to make the following Order confirming the Scheme and the places where copies of the draft Order may be inspected and obtained to be published, and to be sent to local authorities and other bodies, in accordance with paragraph 2 of Schedule 3 to the 1991 Act;

And whereas no objection has been made to the draft Order;

Now, therefore, the Minister, in exercise of the powers conferred upon him by section 3(5) and (7) of the 1991 Act and all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Reconstitution of the South Holland Internal Drainage Board Order 1993 and shall, unless subject to special Parliamentary procedure, come into force on the date of its confirmation by the Minister, in accordance with paragraph 5(1) of Schedule 3 to the 1991 Act.

2. The Scheme is hereby confirmed subject to the following modifications:—

- (i) for paragraph 1 there shall be substituted the following: "This Scheme shall come into force one month after the date of confirmation of the Order confirming this Scheme.";
- (ii) for paragraph 2 of the Scheme there shall be substituted the following: "The Internal Drainage Board as constituted by the Anglian Water Authority (South Holland Internal Drainage District) Order 1974 (S.I. 1974/1209) ("the 1974 Order") as amended by the Anglian Water Authority (South Holland Internal Drainage District) (Amendment) Order 1978 (S.I. 1978/1589) ("the 1978 Order") shall be reconstituted such that the number of elected members shall be ten. Provided that the existing members of the Internal Drainage Board shall continue in office until the date of the first meeting of the new members under paragraph 3(2) of Schedule 2 of the Land Drainage Act 1991.";
- (iii) for paragraph 3 of the Scheme there shall be substituted the following: "Paragraph 2 of the Scheme confirmed by the 1978 Order (which relates to electoral divisions) shall cease to have effect."

3. The expenses of the Minister in connection with the making and confirmation of this Order shall be borne by the National Rivers Authority.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is herewith affixed on 8th January 1993.



R A Hathaway
Assistant Secretary

SCHEDULE

SCHEME SUBMITTED BY THE NRA

1. This Scheme shall come into force on a day to be appointed by the Minister and such day is hereinafter called "the appointed day".

2. The Internal Drainage Board as constituted by the Anglian Water Authority (South Holland Internal Drainage District) Order 1974 (S.I. 1974/1209) ("the 1974 Order") as amended by the Anglian Water Authority (South Holland Internal Drainage District) (Amendment) Order 1978 (S.I. 1978/1589) ("the 1978 Order") shall be reconstituted and shall consist of ten members who, with the exception of the first members, shall be persons elected in accordance with the provisions of section 1 of, and Schedule 1 to, the 1991 Act. The first members shall be appointed by the Minister and shall hold office until the expiration of one year from 1st November next following the day on which they are appointed.

3. Paragraph 2 of the Scheme and the Schedule thereto confirmed by the 1978 Order which relates to the division of the Drainage District into Electoral Divisions and to the number of members to be elected by each Division and so much of paragraph 2 and the Schedule thereto of the Scheme confirmed by the 1978 Order as relates to the number of members to be elected by each Electoral Division shall cease to have effect.

4. The existing rights, powers, duties, liabilities, obligations and property (including deeds, maps, books, papers and other documents) of the South Holland Internal Drainage Board as constituted by the 1974 Order as amended shall be the rights, powers, duties, liabilities, obligations and property of the Internal Drainage Board as reconstituted by this Scheme.

Dated the 7th day of February 1992



In witness whereof the
Common Seal of the
National Rivers Authority
was herewith affixed in
the presence of:—

Christopher Martin
Authorised signatory

CONFIRMATION OF ORDER

Whereas the foregoing Order has been published by the Minister of Agriculture, Fisheries and Food ("the Minister") in accordance with paragraph 4 of Schedule 3 to the Land Drainage Act 1991;

And whereas no memorial relating to the Order has been presented to the Minister;

Now therefore the Minister in accordance with paragraph 5(1) of Schedule 3 to the said Act hereby confirms the said Order.

In witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed on 25th February 1993.



R A Hathaway
Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Order)

This Order confirms with modifications a Scheme ("the present Scheme") submitted by the National Rivers Authority for the Reconstitution of the South Holland Internal Drainage Board. That Board was formerly constituted by the Scheme confirmed by the Anglian Water Authority (South Holland Internal Drainage District) Order 1974 (S.I. 1974/1209) and amended by the Anglian Water Authority (South Holland Internal Drainage District) (Amendment) Order 1978 (S.I. 1978/1589).

The principal changes made by the present Scheme as modified are a reduction in the number of elected members of the Board from 23 to 10, and the abolition of the Electoral Divisions of the internal drainage district under the jurisdiction of the Board.

