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STATUTORY INSTRUMENTS

1956 No. 1015

LAND DRAINAGE, ENGLAND

The Welland River Board (Alteration of Boundaries of the Deeping Fen, Spalding and Pinchbeck Internal Drainage District and the Baston, Langtoft and the Deepings Internal Drainage District) Order, 1956.

*Made - - - - -
Coming into Operation*

*23rd May, 1956
29th June, 1956*

The Minister of Agriculture, Fisheries and Food (hereinafter referred to as "the Minister") in pursuance of the powers conferred upon him by Section 4 (3) of the Land Drainage Act, 1930(a), as applied by the River Boards Act, 1948(b), and of every other power enabling him in that behalf, hereby orders as follows :—

1. This Order, which may be cited as the Welland River Board (Alteration of Boundaries of the Deeping Fen, Spalding and Pinchbeck Internal Drainage District and the Baston, Langtoft and the Deepings Internal Drainage District) Order, 1956, shall, unless subject to special parliamentary procedure, come into operation on the date of its confirmation by the Minister.

2. The Scheme in relation to the Deeping Fen, Spalding and Pinchbeck Internal Drainage District and the Baston, Langtoft and the Deepings Internal Drainage District submitted to the Minister by the Welland River Board under Section 4 (1) (b) of the Land Drainage Act, 1930, a copy of which Scheme is annexed hereto, is hereby confirmed.

3. The expenses of the Minister in connection with the making and confirmation of this Order shall be borne by the Welland River Board and shall be part of the administrative expenses of the Welland River Board.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this twenty-third day of May, nineteen hundred and fifty-six.

(L.S.)

*C. H. A. Duke,
Assistant Secretary.*

LAND DRAINAGE ACT, 1930

WELLAND RIVER BOARD

DEEPING FEN, SPALDING AND PINCHBECK INTERNAL
DRAINAGE DISTRICT

BASTON, LANGTOFT AND THE DEEPINGS INTERNAL
DRAINAGE DISTRICT

The Welland River Board (hereinafter called "the River Board") in pursuance of sub-section (1) (b) of Section 4 of the Land Drainage Act, 1930, as applied by the River Boards Act, 1948, have prepared the following Scheme making provision for certain matters mentioned in the sub-section, namely :—

- (i) The alteration of the boundaries of the Deeping Fen, Spalding and Pinchbeck Internal Drainage District and the Baston, Langtoft and the

(a) 20 & 21 Geo. 5. c. 44.

(b) 11 & 12 Geo. 6. c. 32.

Deepings Internal Drainage District by the amalgamation with the Baston, Langtoft and the Deepings Internal Drainage District of a portion of the Deeping Fen, Spalding and Pinchbeck Internal Drainage District; and

(ii) Matters supplemental thereto or consequential thereon.

And the River Board submit the Scheme to the Minister of Agriculture, Fisheries and Food (hereinafter called "the Minister") for confirmation under the said Act.

SCHEME

1. As from a day (hereinafter called "the Appointed Day") to be appointed by the Minister the following provisions shall have effect:
 - (1) The boundaries of the Baston, Langtoft and the Deepings Internal Drainage District as constituted by the Scheme confirmed by the River Welland Catchment Board (Baston, Langtoft and the Deepings Internal Drainage District) Order, 1947(c), shall be altered so as to include all those lands lying in the Parishes of Baston and Langtoft in the Parts of Kesteven in the County of Lincoln which are shown coloured pink and edged with a red line on the map sealed by the River Board in relation to this Scheme and shall together with the existing district (which is for identification coloured blue and edged with a blue line on the said map) constitute the Baston, Langtoft and the Deepings Internal Drainage District.
 - (2) The boundaries of the Deeping Fen, Spalding and Pinchbeck Internal Drainage District as constituted by the Scheme confirmed by the River Welland Catchment Board (Deeping Fen, Spalding and Pinchbeck Internal Drainage District) Order, 1939(d), and any Scheme amending the same shall be altered so as to exclude that portion of the district lying to the West of the Gravel Drain in the Parishes of Baston and Langtoft shown coloured pink and edged with a red line on the said map. The map of the Deeping Fen, Spalding and Pinchbeck Internal Drainage District sealed in relation to the aforesaid Scheme shall be altered accordingly and the alteration certified by the Minister.
 - (3) All property rights powers duties obligations and liabilities vested in or to be discharged by the Deeping Fen, Spalding and Pinchbeck Internal Drainage Board with regard to that part of their district excluded therefrom by this Scheme shall be vested in or discharged by the Baston, Langtoft and the Deepings Internal Drainage Board: Provided that any dispute between the Baston, Langtoft and the Deepings Internal Drainage Board and the Deeping Fen, Spalding and Pinchbeck Internal Drainage Board as to such transfer shall be referred to and decided by the River Board whose decision shall be final.
 - (4) The provisions of the Local Acts mentioned in the Schedule hereto, and of any other Local Acts, and of any Awards made in pursuance of any Local Act, shall so far as such provisions extend to the said lands and affect or relate to land drainage cease to have effect: Provided that nothing therein contained shall affect prejudice or interfere with the powers contained in any such awards to enforce the payment of any rates levied in accordance with the provisions thereof before the Appointed Day.
2. The right to collect all rents due to and all rates (including arrears of rates) already made by the Deeping Fen, Spalding and Pinchbeck Internal

(c) S.R. & O. 1947/1994.

(d) S.R. & O. 1939/460.

Drainage Board in respect of the lands hereby excluded from their district and not collected by the Appointed Day, together with the powers and duties of the Drainage Board in relation thereto, shall be transferred to the Baston, Langtoft and the Deepings Internal Drainage Board.

3. As respects any matter transferred under this Scheme the Scheme shall operate as conclusive evidence of the transfer without the necessity of any further assignment or deed of transfer.

THE SCHEDULE above referred to

4. Geo. IV. c. lxxvi ... An Act for explaining, amending and rendering more effectual, an Act of his late Majesty, for draining certain Commons and Fens lying between the Rivers Glen and Welland, in the County of Lincoln, and for increasing the Rates thereby authorised, and imposing additional Rates for more effectually draining the said Lands.
- 19 and 20 Vict. c. lxxv. ... An Act to consolidate the Drainage Trusts in Deeping Fen, in the County of Lincoln, and for other purposes relating to the said Fen.

Any Acts amending or extending the above-mentioned Acts.

Dated this twenty-sixth day of January, 1956.

The Common Seal of the Welland River Board }
was hereunto affixed in the presence of

L.S.

(Sgd.) *Peter E. Brassey*,
Chairman.

(Sgd.) *Raymond W. Hastings*,
Clerk.

Whereas the foregoing Order has been published by the Minister of Agriculture, Fisheries and Food in accordance with the procedure prescribed by the Land Drainage Act, 1930:

And Whereas no memorial against the Order has been presented to the Minister:

Now, therefore, the Minister, in pursuance of the powers in the said Order recited, does hereby confirm the said Order.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this twenty-ninth day of June, nineteen hundred and fifty-six.

(L.S.)

C. H. A. Duke,
Assistant Secretary.

Whereas the Scheme confirmed by the Welland River Board (Alteration of Boundaries of the Deeping Fen, Spalding and Pinchbeck Internal Drainage District and the Baston, Langtoft and the Deepings Internal Drainage District) Order, 1956, provides that the appointed day therein mentioned shall be a day to be appointed by the Minister of Agriculture, Fisheries and Food:

Now, therefore, the Minister of Agriculture, Fisheries and Food hereby appoints the first day of April, nineteen hundred and fifty-seven to be the said appointed day.

In Witness whereof the Official Seal of the Minister of Agriculture, Fisheries and Food is hereunto affixed this twenty-ninth day of June, nineteen hundred and fifty-six.

(L.S.)

C. H. A. Duke,
Assistant Secretary.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order, made by the Minister of Agriculture, Fisheries and Food under Section 4 (3) of the Land Drainage Act, 1930, confirms a Scheme submitted to him by the Welland River Board making provision, by an alteration of boundaries, for the amalgamation of part of the Deeping Fen, Spalding and Pinchbeck Internal Drainage District with the Baston, Langtoft and the Deepings Internal Drainage District. These two Drainage Districts were constituted by the River Welland Catchment Board (Deeping Fen, Spalding and Pinchbeck Internal Drainage District) Order, 1939 (S.R. & O. 1939/460) and the River Welland Catchment Board (Baston, Langtoft and the Deepings Internal Drainage District) Order, 1947 (S.R. & O. 1947/1994) respectively.

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