

Land Drainage Byelaws



ENVIRONMENT
AGENCY

North West Region

By virtue of Section 136 of the Water Act 1989 the function of the North West Water Authority relating to flood defence, including the enforcement of Land Drainage Byelaws, were transferred to the National Rivers Authority with effect from the 1st September 1989. These functions have since been transferred to the Environment Agency with effect from 1st April 1996 by virtue of Section 2 (1) (a) of the Environment Act 1995.

In accordance with this transfer of functions any references in these Byelaws to the Water Authority shall have effect as if they were references to the Environment Agency.

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**NORTH WEST WATER AUTHORITY
LAND DRAINAGE ACT, 1976
BYELAWS**

The North West Water Authority under and by virtue of the powers and authority vested in them by Section 34 of the Land Drainage Act, 1976 do make the following Byelaws for securing the efficient working of the land drainage system in their Area:-

1. These Byelaws shall have effect within the Water Authority Area and, except where the context otherwise requires, apply only to the main river (hereinafter called "the river").

PART 1 — LAND DRAINAGE

2. Any person having control of any valve, sluice, floodgate, lock, weir, dam, pump, pumping machinery, or any other structure or appliance for controlling or regulating or affecting the flow of water in, into, or out of the river, or for drawing water from or delivering water into the river shall:-

Maintenance of control structures and appliances

(1) maintain such valve, sluice, floodgate, lock, weir, dam, pump, pumping machinery, structure or appliance in a proper state of repair and efficiency to the satisfaction of the Authority; and

(2) use such valve, sluice, floodgate, lock, weir, dam, pump, pumping machinery, structure or appliance in such a manner as not to interfere with the efficient working of the drainage system of the Water Authority Area and in particular shall use such valve, sluice, floodgate, lock, weir, dam, pump, pumping machinery, structure or appliance in accordance with such reasonable directions as may from time to time be given by the Authority with a view to the prevention of flooding, or any shortage in the flow or supply of water and to the efficient working of the drainage system of the Authority Area:

Operation of structures and appliances

Alteration of level/direction of water

Provided (i) that this Byelaw shall apply also to the regulation of the use or any such structures or appliances as are therein mentioned which regulate the flow of water from any watercourse into the river: and (ii) that this Byelaw shall not be construed as relating to the Great Culvert, Birkenhead or any mechanism, structure or appliance therein or related thereto.

3. No person shall divert or alter the level or direction of the flow of water in, into or out of the river without the previous consent of

the Authority

Prohibition on discharging any matter which obstructs/interferes with the flow of water.

Prohibition on stacking of any matter in proximity to river

Notice to repair buildings or structures, likely to become obstructions.

Obstructions caused by sunken vessels

Prohibition on trees etc. and structures/buildings adjacent to river without consent.

4. No person shall so as to directly or indirectly obstruct, impede or interfere with the flow of water in, into or out of the river or so as to damage the bank:

- (a) discharge or put or cause or permit to be discharged or put or negligently or wilfully cause or permit to fall into the river any object or matter of any kind whatsoever whether solid or liquid.
- (b) allow any such object or matter as is referred to in paragraph (a) of this Byelaw to remain in proximity to the river in such manner as to render the same liable to drift or fall or be carried into the river. Provided nothing in this Byelaw shall be deemed to render unlawful the growing or harvesting of crops.

5. Any person who is responsible for the maintenance in proper repair of any building or structure in, under or over the river or on the bank thereof shall on receipt of a notice from the Authority that the building or structure is or is becoming or is likely to become by reason of its disrepair an obstruction to the flow of water in the river or causing damage to the river or to the bank thereof carry out to the satisfaction of the Authority such reasonable and practicable repairs other works as may be specified in the notice and are necessary for the purpose of remedying the obstruction or of preventing such damage to the river or the bank thereof.

Provided that Byelaw 32(a) shall not apply to a notice to be given or served by the Authority under this Byelaw.

6. No person who is the owner of any sunken vessel or in the case of a sunken vessel which is abandoned who was the owner immediately before the abandonment, shall, after receipt of notice from the Authority that the vessel is causing obstruction or impeding or harmfully diverting the flow of water, permit that vessel to remain in the river in such a manner as to obstruct, impede or harmfully divert the flow of water in, into or out of the river.

7. No person shall without the previous consent of the Authority, either in the river or on any land lying between the river and a line co-extensive therewith, such line being measured (a) at a distance of 8 metres on the landward side of the foot of any artificial embankment constructed for the purpose of the river or (b) if there is no such artificial embankment, at a distance 8 metres on the landward side of the top or the sloping or upright bank or wall confining the river:-

- (a) plant any tree, shrub, willow or other growth.
- (b) erect or construct or cause or permit to be erected or constructed any fence, post, pylon, wall, wharf, jetty, pier, quay, loading stage, piling, groyne, revetment, or any other building or structure whatsoever.

Provided that:

(i) this Byelaw shall not apply to any temporary work executed in an emergency but a person executing any such work so excepted shall soon as practicable (and in any event within 48 hours of the temporary works being put in hand) inform the Authority in writing of the execution and of the circumstances in which it was executed; and if so required shall remove such temporary works within such time as may be specified by the Authority

Exception for temporary emergency works provided notice is given.

(ii) the Authority may at the request of any person define in relation to either side of any part of the river a frontage line for building, and where such frontage line has been so defined the consent of the Authority under this Byelaw shall not be necessary to the erection of new buildings or erections up to or behind such frontage line, and in the event of the Authority refusing to define a frontage line or of the said person being aggrieved by the line defined the provisions of Byelaw 31 shall apply as though such persons had been required to refrain from doing an act without the previous consent of the Authority and the consent of the Authority had been refused.

Exception where building line has been defined.

(iii) nothing contained in this paragraph shall render it necessary for the consent of the Authority to be obtained to the erection elsewhere than in or over the main river of a fence consisting of timber posts and rails or timber posts and wire and erected for agricultural purposes.

Exception for timber/wire fences for agricultural purposes.

8. Any person using or causing or permitting to be used any bank of the river or land adjoining or abutting upon such a bank for the purpose of grazing or keeping any animal thereon shall comply with such directions as are necessary and reasonably practicable (including direction as to fencing) as may from time to time be given to him by the Authority for the purpose of preventing the bank or the channel of the river from being damaged as a result of or in connection with such use: provided that the giving of such direction shall not prejudice the power of the Authority in any way they think fit to assist the person to whom such direction shall be given in the carrying out of the same: and provided further that nothing in this Byelaw shall be deemed to affect or prevent the use of any place made or constructed with the approval of the Authority for the purpose of enabling stock to drink or for the purpose of enabling stock to pass over a bank .

Directions for safeguarding banks of the river from damage by animals.

Exceptions for 'agreed' watering places or passing routes.

9. The occupier of any land through which the river flows or which abuts on the river shall, if required to do so by an officer of the Authority, secure that, during the progress of any work carried out by the Authority on such land or on so much of the river as is co- extensive therewith, bulls, horses, dogs or dangerous animals are not kept on that land or, if kept thereon, are kept under proper control and supervision.

Control of animals during work carried out by Authority.

Prohibitions on use of vehicles/horses so as to damage river banks.

10. No person shall use or drive or permit or cause to be used or driven any vehicle of any kind whatsoever whether mechanically propelled or not or ride any horse on over or along any bank or drainage work in such a manner as to cause damage to or endanger the stability of such bank or drainage work.

Prohibition on excavation works in rivers.

11. No person shall without the previous consent of the Authority make or cut or cause or permit to be made or cut any excavation or any tunnel or any drain, culvert, or other passage for water, in, into, over or out of the river, or in, or through any bank of the river, or in, or through any drainage work.

Exception for emergency works, provided notice is given.

Provided that this Byelaw shall not apply to any temporary work executed in an emergency but a person executing any work so excepted shall as soon as practicable (and in any event within 48 hours of the temporary works being put in hand) inform the Authority in writing of the execution and of the circumstances in which it was executed; and if so required shall remove or make good such temporary works within such time as may be specified by the Authority.

Prohibition on laying of gas, water, electric pipes/mains.

12. No person shall without the previous consent of the Authority place or fix or cause or permit to be placed or fixed any gas or water main or any pipe whatsoever or any electric main or cable or wiring in, under or over the river or in, under or over, or through any bank of the river.

Exception for emergency works – provided notice is given.

Provided that this Byelaw shall not apply to any temporary work executed in an emergency but a person executing any works so excepted shall as soon as practicable (and in any event within 48 hours of the temporary works being put in hand) inform the Authority in writing of the execution and of the circumstances in which it was executed; and if so required shall remove such temporary works within such time as may be specified by the Authority.

Prohibition on dredging/extra gravel etc. without consent.

13. No person shall dredge or raise or take or cause or permit to be dredged or raised or taken any gravel, sand, ballast, clay, or other material from the bed of the river except with the previous consent of the Authority.

Prohibition on stacking/storing goods/materials on river banks without consent.

14. No person shall use or cause or permit to be used any bank or any drainage work for the purpose of depositing or stacking or storing or keeping any rubbish or goods or any material or things thereon in such manner as by reason of the weight or volume or nature of such rubbish goods material or things to cause damage to or to endanger the stability of the bank or any drainage work or interfere with the right of the Authority to deposit spoil on the bank or otherwise to prevent the carrying out of land drainage works.

Nothing in this Byelaw shall prohibit the making of hay and straw sacks, or the depositing, stacking, storing, or keeping of any goods materials or things on the bank or drainage work where the consent of the Authority has previously been obtained.

15. No person shall without the consent of the Authority

(a) cut or pare or remove or cause or permit to be cut or pared or removed any turf forming part of the bank of the river or any drainage work;

(b) dig for or remove or cause or permit to be dug for or removed any stones, gravel, clay, earth, timber or any material whatsoever forming part of the bank of the river or any drainage work;

(c) make or cause or permit to be made any excavation or do or cause or permit to be done anything in or upon any land adjoining the bank of the river or drainage work of such a nature as to cause damage to or to endanger the stability of the bank or drainage work or to alter the level of the bank.

Prohibition on cutting turf, removing sand, gravel etc., or excavating banks, so as to endanger their stability.

16. The occupier of a bank or any part thereof shall on reasonable notice give by the Authority cut down from time to time as may be necessary such trees, shrubs, brambles, and other vegetation as may be specified growing on the bank.

Cutting vegetation on river banks.

17. The person having control of any watercourse or flash shall upon being required by the Authority by notice in writing within such reasonable time as may be therein specified cut such trees, shrubs, brambles, and other vegetation as may be specified growing on the bank of the watercourse or flash: Provided that this Byelaw shall apply only to watercourses that flow into the river and are not within an Internal Drainage District, and provided also that where a hedge is growing on the bank of a watercourse nothing in Byelaws 16 and 17 shall extend to require more than the pruning of the hedge so as to prevent it from growing over or into the watercourse, and the removal of the resultant cuttings.

Cutting vegetation on non-'main' river tributaries.

18. No person shall without lawful authority or excuse interfere with any sluice, valve, flood-gate, lock, weir, dam, pump, pumping machinery or any structure or appliance for controlling or regulating the flow of water in into or out of the river or for drawing water from or delivering water into the river.

Interference with water control/regulatory structures.

19. No person shall interfere, with or damage any bank or drainage work or bridge or building or any other structure or appliance or any access road or any other property belonging to or controlled or maintained by the Authority.

Interference with banks/works/or other property of Authority.

Restriction on mooring of vessels.

20. No person shall moor or place any vessel or upon the bank of the river in such manner or by such method as to cause injury to such bank or any drainage work .

21. No person shall moor or place any vessel in such manner as to materially obstruct or harmfully impede the free flow of water in, into or out of the river.

Speeds of vessels.

22. No person shall navigate any vessel in such manner or at such a speed as to injure the bank of the river and where the Authority have by notices erected limited the speed of vessels passing between the places at which such notices have been erected no person shall navigate a vessel between such places at a speed greater than the speed so limited.

Provided that the Authority shall not exercise their powers under this Byelaw to limit the speed of vessels on any tidal waters except after consultation with the Secretary of State for Trade or in any part of the Weaver Navigation except after consultation with the British Waterways Board.

Unattended vessels.

23. No person shall leave any vessel unattended without taking due care to prevent such vessel from materially obstructing or harmfully impeding the free flow of water in, into or out of the river.

Prohibition on lighting of fires:- for protection of peat.

24. No person shall light or cause or permit to be lighted or commit any action liable to cause to be lighted any fire on any land adjoining the river where such action is liable to set fire the peat land forming the banks of the river.

PART 2 — SEA DEFENCE

Maintenance of buildings/ structures.

25. - (a) Any person who is responsible for the maintenance in proper repair of any building or structure on the sea defences shall, on receipt of a notice from the Authority that the building or structure is causing or is likely to cause by reason of its disrepair, damage to the sea defences, carry out to the satisfaction of the Authority such reasonable and practicable repairs or other works as may be specified in the notice and are necessary for the purpose of preventing such damage to the sea defences;

Provided that Byelaw 32(a) shall not apply to a notice to be given or served by the Authority under this Byelaw;

Control of animals during work carried out by Authority.

(b) The occupier of any land upon which sea defences are situated or which abuts on sea defences shall, if required to do so by an officer of the Authority, secure that, during the progress of any work carried out by the Authority on such sea defences, bulls, horses, dogs or dangerous animals are not kept on that land or, if kept thereon, are kept under proper control and supervision;

(c) No person other than a Local Authority or Navigation Harbour, Pilotage or Conservancy Authority shall without the Previous consent of the Authority:-

Prohibition without consent on:-

(1) disturb or remove or cause to be disturbed or removed any material whatsoever lying on the bed of the sea in the immediate neighbourhood of any groyne or other work in the sea (other than groynes or works of a Navigation, Harbour, Pilotage or Conservancy Authority) which was set up for the purpose of securing the proper defence against sea water of any part of the Water Authority Area;

Removal of materials

(2) disturb or remove or cause to be disturbed or removed any material whatsoever from:-

Disturbance of material.

(i) any part of the Water Authority Area below high water mark of medium tides or from any deposits or accretions resulting from any works carried out by the Authority or its predecessors;

(ii) any part of the area lying between high water mark of medium tides and the foot of the landward side of any sea defences;

(iii) any part of the area lying between the foot of the landward side of any sea defences and a line measured on the landward side of any such sea defences at a distance of 183 metres from and parallel to the foot of the landward side thereof provided that nothing herein contained shall restrict, prevent or interfere with the normal cultivation of any land.

(3) make or cause or permit to be made any excavation or do or cause or permit to be done anything in or upon any land or cliff adjoining the sea defences of such a nature as to cause damage to or endanger the stability of the sea defences;

*** excavating on land or cliffs so as to endanger stability.

(4) cut down, trample down, dig up, kill, injure, destroy, carry away or interfere with any herbage, marram grass; shrubs, trees or other vegetation growing upon the sea defences;

***cutting/damaging shrubs, trees and grasses

(5) remove, disturb, displace, injure or destroy any groynes, breakwaters, piles, planks, mattresses, scaffolding, gabions, fences, steps, gates, windbreaks, wattles, netting, faggots, thorns, stakes, bags, sacks, or other works or materials belonging to, set up, collected, stored, arranged or maintained by the Authority for the purpose of protecting, maintaining and improving the sea defences and the beach and foreshore fronting the same;

***removal/interference with materials set up for sea defences.

(6) take or drive or permit or cause to be taken or driven any animal or vehicle of any kind whatsoever whether mechanically propelled or not on, over or along the sea defences except for the purpose of crossing the sea defences at or by any

*** driving vehicles or animals over/along sea defences.

existing public or private pull-over or cart gap or at or by any other place for the time being authorised by the Authority;

***** erection of buildings/structures within 8 metres mark**

(7) erect, set up, place, deposit, or maintain or cause, authorise or permit to be erected, set up, placed, deposited or maintained upon the sea defences or any part thereof or any part of the area lying between the foot of the landward side of any sea defences and a line drawn on the landward side of any such sea defences at a distance of 8 metres from and parallel to the foot of the landward side thereof any structure, building or erection or any tent, caravan or vehicle or any [redacted] fence, gate or steps or any material or thing provided that nothing in this paragraph of this Byelaw shall apply to land on the landward side of a highway maintainable at the public expense (or any bridge over which any such highway passes) not being a public bridle path or public footpath;

**** making channels/tunnels etc.**

(8) make or cut or cause or permit to be made or cut any excavation or any tunnel or any drain, culvert or other passage for water or other liquid of any kind whatsoever in, under, or through any sea defences;

***** fixing mains.**

(9) place or affix or cause or permit to be placed or affixed any gas or water main or any pipe or cable or wire in, under, over or through any sea defences;

***** stacking & storing materials**

(10) deposit, stack, store or keep or permit to be deposited, stacked, stored or kept any rubbish or goods or any material or things on the sea defences so as to cause damage to or endanger the stability of the sea defences or interfere with the right of the Authority to deposit spoil thereon or to carry out works on or along the sea defences.

Prohibition on mooring vessels

(d) No person shall anchor, moor or place any vessel to or upon any sea defences in such manner or by such method as to cause injury to such sea defences.

PART 3 — SUPPLEMENTARY PROVISIONS

Defacing of notices

26. No person shall deface or remove any notice board or notice or placard put up by the Authority.

Obstruction of Authority Officers

27. No person shall obstruct or interfere with any officer or agent or servant of the Authority exercising any of his duties under the Act or these Byelaws.

Unauthorised entry on Authority land.

28. No unauthorised person shall enter upon any land belonging to or in the occupation of the Authority, if such entry is likely to endanger any person or property and there is displayed on or near the land a notice prohibiting entry.

29. Nothing in these Byelaws shall:-

**Saving for local
statutory and
undertakers etc.**

- (a) interfere with the operation of any Byelaw made by a Navigation, Harbour, Pilotage, or Conservancy Authority or any or their Regulations or Directions made pursuant to statute, but no person shall be liable to more than one penalty, or in the case of a continuing offence, more than one daily penalty in respect or the same offence;
- (b) restrict, prevent or interfere with or prejudice the due and proper exercise of any statutory rights or powers which are now or hereafter may be vested in or exercised by:-
- (i) any public utility undertaking carried on by a Local Authority under any Act or under any Order having the force of an Act;
 - (ii) any statutory water undertakers as defined in Section 11(6) of the Water Act, 1973;
 - (iii) the Central Electricity Generating Board or any Area Electricity Board established under the Electricity Acts, 1947 and 1957;
 - (iv) the British Gas Corporation under the provisions of the Gas Act, 1972;
 - (v) any Navigation, Harbour, Pilotage, or Conservancy Authority;
 - (vi) the British Railways Board or any Regional Railways Board established under the Transport Act, 1962, with respect to the construction, use, or maintenance of any railway bridge or any other work connected with their railways, or so as to interfere with the traffic thereon;
 - (vii) any local authority or any highway authority for the purposes of the Highways Act 1959 (as amended by any subsequent enactment) in relation to any highway whether or not maintainable at public expense;
 - (viii) the Post Office;
 - (ix) the British Airports Authority;
 - (X) the Civil Aviation Authority.
- (c) restrict, prevent interfere with or prejudice the right of a highway authority to introduce into any watercourse surface water from a highway, for which it is the highway authority.
- (d) affect any liability arising otherwise than under and by reason thereof.

Conditions may be attached to consents.

30. Where by these Byelaws any person is required to refrain from doing any act without the previous consent of the Authority, such consent may be given either absolutely or subject to such reasonable conditions as the Authority may impose.

Consent not to be unreasonably withheld.

31. Where by or under these Byelaws any person is required to refrain from doing any act without the consent of the Authority such consent shall not be unreasonably withheld and may either unconditional or subject to such reasonable conditions as the Authority may consider appropriate and where any dispute as to whether in such a case the consent of the Authority is being unreasonably withheld or as to whether any conditions subject to which consent is granted are unreasonable, such dispute shall if it arises between a drainage authority or local authority and the Authority be referred to the Minister whose decision shall be final, and in any other case such dispute shall be referred to the arbitration of a single arbitrator to be appointed in default of agreement by the President of the Institution of Civil Engineers on the application of either party.

Compliance with Authority directions.

32. (a) Where by under these Byelaws (except Byelaws 5 and 25(a)) any person is required by a notice in writing given by the Authority to do any work to the satisfaction of the Authority or to comply with any directions of the Authority, he may within 21 days after the service of such notice on him give to the Authority a counter-notice in writing objecting to either the reasonableness of or the necessity for such requirement or directions, and in default of agreement between such person and the Authority the dispute shall, when the person upon whom such notice was served is a drainage authority or local authority be referred to the Minister whose decision shall be final, and in any other case shall be referred to the arbitration of a single arbitrator to be appointed in default of agreement by the President of the Institution of Civil Engineers on the application of either party. Where such a counter-notice has been given to the Authority the operation of the notice shall be suspended until either agreement has been reached or the dispute has been determined by arbitration in accordance with the provisions of this Byelaw.

(b) Where by or under these Byelaws any person is required by a notice in writing given by the Authority to do any work to the satisfaction of the Authority or to comply with any directions of the Authority and any dispute subsequently arises as to whether such work has been executed or such directions have been complied with, such dispute if it arises between a drainage authority or local authority and the Authority shall be referred to the Minister whose decision shall be final, and in any other case shall be referred to the arbitration of a single arbitrator to be appointed in default of agreement by the

President of the Institution of Civil Engineers on the application of either party.

Saving for the crown

33. Nothing in these Byelaws shall operate to prevent the removal of any substance on, in or under (or the erection of any structure, building or machinery, or any cable, wire, or pipe, on, over, or under) lands belonging to Her Majesty in the right of Her Crown by any person thereunto authorised by the Crown Estate Commissioners or in right of Her Duchy of Lancaster by any person thereunto authorised by the Chancellor of the said Duchy.

Interpretation

34. In these Byelaws unless the context otherwise requires the terms used shall have the same meanings as are assigned to them in the Land Drainage Act, 1976, and the following words and expressions shall have the meanings hereby respectively assigned to them, that is to say:-

"The Act" means the Land Drainage Act, 1976;

"Animal" includes any horse, ass, mule, cattle, sheep, goats, swine, goose, poultry;

"Authority" means the North West Water Authority; "Bank" means any bank piling wall or embankment adjoining or confining or constructed for the purpose of or in connection with the river (including any crosswall or counterwall connected to a bank) and includes all land between the bank and low water mark or the level of the water in the river as the case may be;

"Consent of the Authority" means the consent of the Authority in writing signed by any person authorised on behalf of the Authority;

"Drainage Authority" in Byelaws 31 and 32 means an internal drainage board;

"Flash" means an area affected by subsidence due to brine pumping or mining operations;

"Local Authority" means the Council of any County or District;

"Main River" has the meaning assigned to it by Section 8(3) of the Land Drainage Act, 1976.

"The Minister" means the Minister of Agriculture, Fisheries and Food;

"Occupier" means in the case of land not occupied by any tenant or other person the person entitled to the occupation thereof;

"Owner" includes the persons defined as such in the Public Health Act, 1936;

"Person" includes a body corporate;

"Pilotage Authority" means any Authority established pursuant to Section 7 of the Pilotage Act, 1913;

"Railway" means a railway constructed under the powers of any Act of Parliament and intended for the conveyance of passengers or goods;

"Sea Defences" includes sandhills, banks, walls and other defences whether natural or artificial against sea water or tidal water; provided that this definition shall not include any sea defence works (including dock walls) which are maintained by a Coast Protection Authority under the provisions of the Coast Protection Act, 1949, or by any Local Authority or by an Navigation, Harbour, Pilotage or Conservancy Authority;

"Water Authority Area" means the area for which the Authority is for the time being established by virtue of Schedule 1 of the Water Act, 1973;

"Vessel" includes any ship, lighter, keel, barge, tug, launch, house-boat, pleasure or other boat, aircraft, hovercraft, randan, wherry, skiff, dinghy, shallop, coracle, punt, canoe, yacht, raft, float of timber, or any other craft whatsoever whether worked, navigated or propelled by steam, petrol, oil or otherwise.

35. Notices required or authorised to be given or served under these Byelaws may be served in the manner in which documents may be given or served under Section 108 of the Land Drainage Act, 1976.

36. The Interpretation Act, 1889, applies to the interpretation of these Byelaws as it applies to the interpretation of an Act of Parliament.

37. All Land Drainage Byelaws made by the former Cumberland, Lancashire and Mersey & Weaver River Authorities are hereby revoked.

38. Nothing in these Byelaws shall authorise the Authority to require any person to do any act the doing of which is not necessary for securing the efficient working of the drainage system of the Water Authority Area, or to refrain from doing any act the doing of which does not adversely affect the efficient working of the drainage system of the Water Authority Area.

39. These Byelaws may be cited as the North West Water Authority Land Drainage Byelaws, 1979

THE COMMON SEAL OF THE
NORTH WEST WATER AUTHORITY
was hereunto affixed on the 17th
day of November, 1977, in the
presence of:-



W. H. CRACKLE
.....

Authorised Signatory

The Minister of Agriculture, Fisheries and Food HEREBY
CONFIRMS these Byelaws IN WITNESS whereof the Official Seal of
the Minister of Agriculture, Fisheries and Food is hereunto affixed on
18th July, 1979.

These Byelaws shall come into operation on 1st October, 1979.

(Sgd.) A. F. LONGWORTH
Assistant Secretary



**(NOTE: These Byelaws incorporate modifications made by the
Minister with the consent of the Water Authority).**

NOTES

By Section 34(4) of the Land Drainage Act, 1976 every person who
acts in contravention of or fails to comply with any of the foregoing
Byelaws shall be liable on summary conviction in respect of each offence
to a fine not **exceeding £2000** and a further fine not exceeding
£40 for every day on which the contravention or failure is
continued after conviction.

By Section 34(5) of the Land Drainage Act, 1976 if any person acts
in contravention of, or fails to comply with, any of these Byelaws the
Authority may, without prejudice to any proceedings under sub-section
(4) of the Section, take such action as may be necessary to remedy the
effect of the contravention or failure, and may recover the expenses
reasonably incurred by them in doing so from the person in default .