
Water Resources LICENCE TO

ABSTRACT

WATER

Environment Act 1995
Water Resources Act 1991 as amended
by the Water Act 2003
Water Resources (Abstraction and
Impounding) Regulations 2006

IMPORTANT NOTES

Need for safekeeping

This licence is an important document. The permission or right to abstract water may be valuable to your landholding. So -

- **Keep the licence safe, preferably with your deeds etc.**
- **Take careful note of the comments below about “transfer and apportionment” and “death and bankruptcy”.**

This is to ensure that the permission and any rights granted by the licence continue if you need to pass it on to someone else.

If you want to:

- **revoke (cancel) the licence;**
- **vary (change/amend) the licence in any way or**
- **change your contact address (but you continue to hold the licence).**

Please write to WR Permitting Support, PO Box 4209, Sheffield, S9 9BS

Details of this licence are placed on a register, kept by the Environment Agency and open for inspection by the public. The public may also obtain further details about it by virtue of the Environmental Information Regulations 2004 (see also Disclosure of Information) except in special cases (for advice please contact us at the address shown on the front page of the licence).

Transfer and apportionment

If you need to pass this licence or any part of it to someone else, you must contact the Environment Agency and obtain the appropriate application forms. Temporary licences cannot be transferred or apportioned. The licence holder remains responsible for compliance with the terms of the licence and any charges payable until the licence has been transferred or apportioned.

Death or bankruptcy of the licence holder

If a licence has been ‘vested’ in you, as a result of the death or bankruptcy of the licence holder, please contact the Environment Agency in writing, telling us the licence number(s) and the date that the licence vested in you as a personal representative or trustee of the licence holder. This is necessary in order to enable you to subsequently transfer the licence.

‘Vesting’ is the transfer of responsibility and ownership of a licence when an existing licence holder is no longer able to hold the licence either through death or bankruptcy.

You do not have to complete a form, but you must notify us in writing within 15 months of the date of vesting, giving the full names of all personal representatives or trustees and a contact address.

Time limits

Your licence may be subject to a time limit (stated on the front of your licence). All new abstraction licences are legally required to include a time limit. For variations to licences, time limits are added in accordance with our policy.

The duration of a time limit is determined in accordance with our time limiting policy. The time limit is linked to the next or subsequent review of water resources within a Catchment Abstraction Management Strategy (CAMS).

There will be a presumption of renewal providing three tests are met: environmental sustainability is not in question; there is continued justification of need; and water is being used efficiently. Any application for renewal will still be subject to the normal statutory considerations.

If your licence is time limited and you wish to renew it when it expires, you will need to apply for a new licence to replace the existing one. You are advised to submit this application at least three months before it expires. To allow you to give early consideration to this, we will send you a reminder approximately 18 months before the expiry date.

If your licence cannot be renewed, we will endeavour to give at least six years notice. We will also endeavour to give at least six years notice where the licence is likely to be renewed on different terms and will significantly impact upon the use of the licence.

In exceptional circumstances, for example where there are other overriding statutory duties such as the Habitats Regulations, it may not be possible to provide six years notice.

Charges

Unless specifically exempted, we may levy an annual CHARGE for water AUTHORISED to be abstracted by this licence, in accordance with our abstraction charges scheme in force at the time.

The licence may be revoked if charges are not paid.

Quantity and quality of water

You must not abstract more than the quantity specified in the licence.

The Environment Agency does not, by issue of this licence or otherwise, in any way guarantee that the source of supply will produce the quantity of water authorised to be abstracted by this licence, nor that the water is fit for its intended use.

The quantity of water authorised for abstraction is given in cubic metres. One cubic metre is approximately 220 gallons.

(The precise conversion is 1 cubic metres = 219.969 gallons).

Source of supply and authorised point of abstraction

You may abstract from the point(s) specified in the licence and from no other points. If you want to add or change the authorised point(s) of abstraction, you must apply to us to vary the licence.

Land on which water is authorised to be used

Where this condition applies, you may only use the water you abstract on the area specified in the licence. You must apply to us to vary the licence if you wish to extend or alter this area or remove it.

Purpose for which water is authorised to be used

You may only use the water for the purpose(s) specified in the licence. You must apply to us to vary the licence if you wish to add to or change the purpose(s).

Offences

Under the Water Resources Act 1991 it is an offence:-

- to abstract water, or cause or permit any other person to abstract water, unless the abstraction is authorised by and in accordance with an abstraction licence, or is subject to an exemption;
- to do anything to enable abstraction, or to increase abstraction, except in accordance with an abstraction licence or exemption;
- to fail to comply with the conditions of an abstraction licence.
Note in particular that it may be a condition of the licence to maintain the meter or other measuring device etc. and failure to do so will be an offence;
- to interfere with a meter or other device which measures quantities of water abstracted so as to prevent it from measuring correctly;
- to fail to provide information which we have reasonably required for the purpose of carrying out any of the Environment Agency’s water resources functions;
- to knowingly make false statements for the purpose of obtaining a licence or consent or in giving required information.

The requirement for a licence is subject to some exemptions, set out in the Water Resources Act 1991 as amended. If in any doubt as to whether you need a licence, contact us at the address shown at the bottom of the front page of the licence.

Right of appeal

If you are dissatisfied with our decision on your licence application, you may appeal.

If you are in England, you should write to the Secretary of State for the Environment, Food and Rural Affairs, care of The Planning Inspectorate at: Room 4/19 Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.

If you are in Wales, you should write to The National Assembly for Wales care of The Planning Inspectorate at: Crown Buildings, Cathays Park, Cardiff, CF10 3NQ.

You must serve notice of appeal within 28 days of the date of receipt of this licence (although the Secretary of State and The National Assembly have power to allow a longer period for serving notice of appeal). See Water Resources Act 1991, section 43.

Disclosure of information

Information about this licence is available in the public Register held by the Environment Agency. Members of the public are also entitled to ask us for other “environmental information” it holds, including any activities likely to affect “the state of any water” or any “activities or other measures designed to protect it”. That would include the information additional to the licence document e.g. any related agreement or abstraction returns. In certain restricted circumstances it is possible to claim that information should be kept confidential. If you require more information about keeping this information off the public register because it is confidential, please contact us by writing to the address shown on the front page of the licence within 28 days of receiving this licence.



FULL LICENCE TO ABSTRACT WATER

The Environment Agency ("the Agency") grants this licence to:-

Yorkshire Water Services Limited ("the Licence Holder")

Western House
Halifax Road
Bradford
West Yorkshire
BD6 2SZ

Company registration number 02366682

This licence authorises the Licence Holder to abstract water from the source of supply described in the Schedule of Conditions to this licence and subject to the provisions of that Schedule. The licence commences from the effective date shown below and shall remain in force until the date of expiry shown below. Where no expiry date is specified the licence shall remain in force until revoked.

Signed Rob McHale

Date of issue 08 March 2018

Permitting Team Leader

Date effective 08 March 2018

Environment Agency
Permitting and Support Centre
Water Resources Team
Quadrant 2
99 Parkway Avenue
Parkway Business Park
Sheffield
S9 4WF

Date of original issue 17 November 1971

The licence should be kept safe and its existence disclosed on any sale of the property to which it relates. Please read the 'important notes' on the cover to this licence.

Note: References to "the map" are to the map which forms part of this licence.
References to "the Agency" are to the Environment Agency or any successor body.

SCHEDULE OF CONDITIONS

1. SOURCE OF SUPPLY

- 1.1 Inland water (reservoir) known as Ponden Reservoir at Keighley, West Yorkshire.

2. POINT OF ABSTRACTION

- 2.1 At National Grid Reference SD 99475 37268 marked 'Abstraction point' on the map.

3. MEANS OF ABSTRACTION

- 3.1 A gravity feed pipe controlled by valves.

4. PURPOSE OF ABSTRACTION

- 4.1 Public water supply.

5. PERIOD OF ABSTRACTION

- 5.1 All year.

6. MAXIMUM QUANTITY OF WATER TO BE ABSTRACTED

- 6.1 Until 31 March 2027
1,000 cubic metres per hour
24,000 cubic metres per day
6,951,230 cubic metres per year

- 6.2 Until 31 March 2027
The aggregate quantity of water authorised to be abstracted under this licence and under licence serial numbers 2/27/14/009, 2/27/14/010 and 2/27/15/041 shall not exceed:

1,000 cubic metres per hour
24,000 cubic metres per day
6,951,230 cubic metres per year

- 6.3 From 1 April 2027
6,820 cubic metres per day
1,246,000 cubic metres per year

Note: an hour means any period of 60 consecutive minutes, a day means any period of 24 consecutive hours and a year means the 12 month period beginning on 1 April and ending on 31 March.

SCHEDULE OF CONDITIONS

7. MEANS OF MEASUREMENT OF WATER ABSTRACTED

- 7.1 (i) No abstraction shall take place unless the Licence Holder has installed a meter to measure quantities of water abstracted.
- (ii) The Licence Holder shall position and install the meter in accordance with any written directions given by the Agency.
- (iii) The Licence Holder shall calibrate, maintain, repair or replace the meter to ensure that accurate measurements are recorded at all times.
- (iv) The Licence Holder shall keep all records of meter repair or replacement including evidence of current certification for a period of 6 years.

8. RECORDS

- 8.1 The Licence Holder shall take and record readings of the meter specified in condition 7.1 at the same time each day during the whole of the period during which abstraction is authorised or as otherwise approved in writing by the Agency.
- 8.2 The Licence Holder shall send a copy of the record or summary data from it to the Agency within 28 calendar days of 31 March in each year or within 28 calendar days of being so directed in writing by the Agency.
- 8.3 Each record shall be kept and be made available during all reasonable hours for inspection by the Agency for at least 6 years.

9. FURTHER CONDITIONS

- 9.1 The Licence Holder shall make a continuous release of compensation water of not less than 0.5 megalitres from Ponden Reservoir to the River Worth at National Grid Reference SD 99550 37278. This flow shall be known as the Compensation Flow.
- 9.2 (a) Subject to condition 9.2(b), the Licence Holder shall maintain a flow of no less than 6 megalitres per day at Springhead Weir at National Grid Reference SE 02608 37753, marked 'Springhead Weir' on the map. This shall be known as the Maintained Flow.
- 9.2 (b) On each day that the combined Compensation Flow required to be released from licence serial numbers NE/027/0014/010 and NE/027/0014/011 (under conditions 4.1-4.3 and 4.1-4.2 respectively) decreases from no less than 8 megalitres per day no less than 6 megalitres per day, the Maintained Flow at Springhead Weir shall increase to no less than 8 megalitres per day.
- 9.3 The Licence Holder shall use appropriate measuring devices to measure the rate of flow the River Worth at National Grid References SD 99550 37278 and SE 02608 37753.
- 9.4 The Licence Holder shall maintain the flow measuring devices in such a condition, and if necessary replace them, so as to ensure that accurate measurements of flows are recorded at all times.

SCHEDULE OF CONDITIONS

FURTHER CONDITIONS (continued)

- 9.5 The Licence Holder shall use the measuring devices specified in condition 9.3 to record the flow at the same time each day during the whole of the period during which abstraction is authorised or as otherwise approved in writing by the Agency.
- 9.6 The Licence Holder shall keep each record required by condition 9.5 and make them available during all reasonable hours for inspection by the Agency for at least 6 years.
- 9.7 No abstraction shall take place unless the volume of water in the Ponden Reservoir as measured at SD 99485 37267 is equal to or greater than 159,110 cubic metres.
- 9.8 Abstraction shall not exceed 3,410 cubic metres per day when the volume of water in the Ponden Reservoir as measured at SD 99485 37267 is equal to or less than 845,556 cubic metres.
- 9.9 No abstraction shall take place when the flow in the River Worth at SD 99550 37278 is equal to or less than 545.5 cubic metres per day (0.5455 megalitres per day).

ADDITIONAL INFORMATION

Note: the following information is provided for information only. It does not form part of the licence.

REASONS FOR CONDITIONS

The abstraction, Compensation Flow and Maintained Flow are required to be measured to demonstrate compliance with the terms of the licence and to provide information for water planning purposes.

An expiry date has been applied to conditions 6.1 and 6.2 in accordance with a future review of catchment resources and to ensure their sustainable use. Following the variation expiry date, the maximum annual permitted quantities will revert to those which applied prior to the variation (shown in condition 6.3), unless a further extension to the expiry date is granted upon the application of the Licence Holder.

The licence includes a Maintained Flow condition and a Compensation Flow condition to protect the environment and the interests of existing downstream lawful users of water. These conditions are contained within sections 8(2) and 9(1) the Craven Water Board (Ponden and Lower Laithe reservoirs) Order 1971 (S.I. 1971 No. 497) as amended by section 2(d) of the Craven Water Board (Ponden and Lower Laithe Reservoirs) (Amendment) Order 1974 (S.I. 1974 No. 622). By virtue of section 24(6) of the Water Resources Act 1991, the Maintained Flow and Compensation Flow are superseded by conditions 9.1 and 9.2 of this varied licence.

IMPORTANT NOTES

Abstraction Reform

We have granted this licence in line with current legal requirements and policies on managing water resources. However, Government have consulted on reforms which may affect the duration, quantities and management of licences before your current licence expires (ends). You should take account of this when making business decisions. If you would like to find out more, please search for 'abstraction reform' on gov.uk.

Metering

The Agency will have regard to its Abstraction Metering Good Practice Manual (or equivalent guidance) in directing any of the following: where the meter should be located or how it should be installed; whether the meter measures accurately, and/or is properly maintained; whether it is necessary to require repair or replacement of the meter.

Licence History

By virtue of sections 8(2) and 9(1) of the Craven Water Board (Ponden and Lower Laithe reservoirs) Order 1971 (SI 1971 No. 497) and section 2(d) of the Craven Water Board (Ponden and Lower Laithe Reservoirs) (Amendment) Order 1974 the Licence Holder was required from time to time to discharge compensation water from Ponden Reservoir either alone or in combination with water discharged from Lower Laithe Reservoir into Sladen Beck. These provisions are superseded by conditions 9.1 and 9.2 of this varied licence.

Licence serial number	Issue date	Expiry date	Summary of changes
2/27/14/58	17/11/1971	N/A	Original licence issued.
2/27/14/58	12/09/1973	N/A	Variation issued with extra conditions.
2/27/14/0058	22/03/2013	31/03/27 (Schedule A only)	Variation to aggregate with 2/27/14/009, 2/27/14/010 & 2/27/15/041, and compensation and maintained flow on to abstraction licence.
2/27/14/0058	08/03/2018	31/03/27 (conditions 6.1 and 6.2 only)	Variation to the Maintained Flow (conditions 9.2 (a) & (b)). The licence no longer has Schedules A & B and is now only one schedule with time limits on the abstraction quantities (conditions 6.1 & 6.2). Application number NPS/WR/027393.



0 0.5 1 km



Environment
Agency

MAP ACCOMPANYING LICENCE NUMBER
2/27/14/058

Scale: 1:20,000

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**email
enquiries@environment-agency.gov.uk**

**or visit us at
www.gov.uk/environment-agency**

**incident hotline 0800 80 70 60 (24hrs)
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