
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.

Licence Serial No:

NE/027/0024/065

Please quote the serial number in all correspondence about this licence



FULL LICENCE TO ABSTRACT WATER

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

Canal & River Trust ("the Licence Holder")

First Floor North
Station House
500 Elder Gate
Milton Keynes
MK9 1BB

Company registration number 07807276

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.

Signed *Rob McHale*

Rob McHale
Permitting Team Leader

Date of issue 31 March 2017

Date effective 1 April 2017

Date of expiry 31 March 2029

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

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 known as the River Ouse at Moor Monkton, Harrogate, North Yorkshire.

2. POINTS OF ABSTRACTION

- 2.1 At National Grid Reference SE 52571 57589 marked 'A' on the map.
2.2 At National Grid Reference SE 52698 57620 marked 'B' on the map.

3. MEANS OF ABSTRACTION

- 3.1 Intake works and pumping station.

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 The aggregate quantity of water authorised to be abstracted under this licence and under licence serial number 2/27/24/158 shall not exceed:

12,500 cubic metres per hour
300,000 cubic metres per day
73,000,000 cubic metres per year

At an instantaneous rate not exceeding 3,473 litres per second.

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 meters to measure quantities of water abstracted under this licence and under licence serial number 2/27/24/158.
- (ii) The Licence Holder shall position and install the meters 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 meters shall have the facility to provide a continuous signal to the Agency's telemetry outstation to measure the abstraction.
- (v) The Licence Holder shall make and maintain a connection between the meters and the Agency's telemetry outstation, as required by condition 7.1(iv) to the Agency's written specification.
- (vi) 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 meters 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 connect the meters required by 7.1 to an appropriate recording device which will accurately record the volume of water abstracted during each 15 minute period.
- 8.3 The Licence Holder shall send to the Agency a copy of the records required by 8.1 & 8.2 above within 28 calendar days after 31 March in each year, and also within 28 calendar days of the Agency requiring it to do so in writing.
- 8.4 Each record shall be kept and be made available during all reasonable hours for inspection by the Agency for at least 6 years.

SCHEDULE OF CONDITIONS

9. FURTHER CONDITIONS

- 9.1 The aggregate quantity of water authorised to be abstracted under this licence and under licence serial number 2/27/24/158 shall not exceed 150 megalitres per day when the flow in River Ouse as gauged by the Agency at its flow gauging station at Skelton gauging station at National Grid Reference SE 56832 55366 is equal to or less than 1000 megalitres per day (11.574 cubic metres per second) as may be notified by the Agency. The Agency's said gauging of the flow shall be conclusive.
- 9.2 The aggregate quantity of water authorised to be abstracted under this licence and under licence serial number 2/27/24/158 shall not exceed 72 megalitres per day when the flow in River Ouse as gauged by the Agency at its flow gauging station at Skelton gauging station at National Grid Reference SE 56832 55366 is equal to or less than 650 megalitres per day (7.523 cubic metres per second) as may be notified by the Agency. The Agency's said gauging of the flow shall be conclusive.
- 9.3 The aggregate quantity of water authorised to be abstracted under this licence and under licence serial number 2/27/24/158 shall not exceed 10 megalitres per day when the flow in River Ouse as gauged by the Agency at its flow gauging station at Skelton gauging station at National Grid Reference SE 56832 55366 is equal to or less than 400 megalitres per day (4.630 cubic metres per second) as may be notified by the Agency. The Agency's said gauging of the flow shall be conclusive.
- 9.4 Records of flow through the Skelton gauging station at National Grid Reference SE 56832 55366 shall be taken and recorded by the Licence Holder 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.
- 9.5 (i) The flow of the River Ouse at the Agency's gauging station at Skelton shall be taken to be a 24 hour (96 values) moving average of the 15 minute flow values recorded by the gauge. The Licence Holder shall, when requested by the Agency and as soon as practicable, provide a graph of at least the last 24 hours of the 96 moving average values of river flow.
- (ii) In the event of a failure of either the Agency's or the Licence Holder's flow measurement or recording equipment, the flow of the River Ouse at Skelton shall be taken to be that calculated using the Agency's rating equations and the level of the river at the Agency's gauging station at Skelton.
- 9.6 (i) The Licence Holder shall keep each record required by condition 9.4 and make them available during all reasonable hours for inspection by the Agency for at least 6 years.
- (ii) The Licence Holder shall send to the Agency a copy of the records required by 9.4 within 28 calendar days of the Agency requiring it to do so in writing.

SCHEDULE OF CONDITIONS

- 9.7 (i) No abstraction shall take place unless the Licence Holder has installed fish screens at the river intakes and a bubble screen at the lagoon intake to prevent the entrapment, entrainment or impingement of fish at the point of abstraction.
- (ii) The Licence Holder shall ensure that any major repair work, alterations or replacement of the fish screen or bubble screen are approved in writing by the Agency prior to the commencement of any such work.

ADDITIONAL INFORMATION

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

REASONS FOR CONDITIONS

The abstraction is required to be metered to demonstrate compliance with the terms of the licence and to provide information on actual water usage for water planning purposes.

The licence is time-limited to a date to reflect the timing of a future review of the catchment resources availability.

The licence includes conditions 9.1, 9.2 and 9.3 requiring a variable daily abstraction rate depending on river flows to protect the environment and the interests of existing downstream lawful users of water.

Condition 9.7 has been included to protect small fish.

IMPORTANT NOTES

Metering

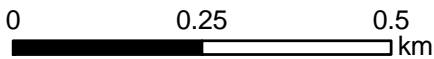
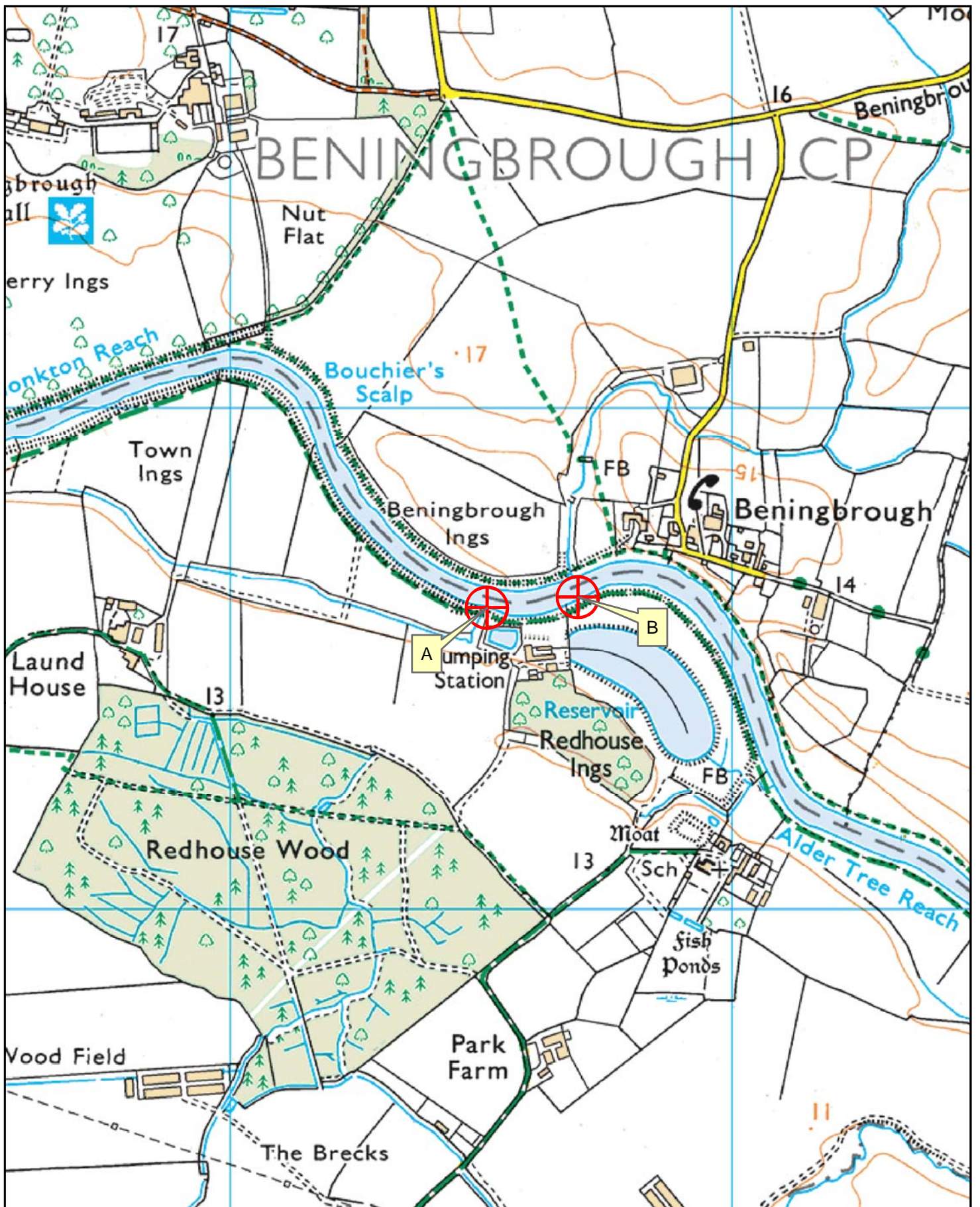
The Agency will have regard to its Abstraction Metering Good Practice Manual (or equivalent guidance) in directing any of the following: where the meters should be located or how they should be installed; whether the meters measures accurately, and/or are properly maintained; whether it is necessary to require repair or replacement of the meters. The meters will measure the quantities of water abstracted under this licence and under licence serial number 2/27/24/158.

Rating equations

The rating equations show the relationship between the stage (river level) and flow at a particular location. The flow can be calculated from the measured stage at a gauging station using the rating equation.

Licence history

This new licence replaces a time-limited variation of licence 2/27/24/158 which allows Yorkshire Water (YW) to abstract from the same points on the River Ouse where it is managed by The Canal & River Trust (CRT). Section 66 of the Water Resources Act 1991 means that only CRT can apply for a licence to abstract from waterways that they manage or own. YW will remain the Licence Holder of 2/27/24/158 and will keep the original licensed quantities.



MAP ACCOMPANYING LICENCE NUMBER
NE/027/0024/065

Scale: 1:10,000

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or about your environment?**

Then call us on

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email

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or visit our website

www.environment-agency.gov.uk

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