
Changes to legislation: Norfolk and Suffolk Broads Act 1988, Paragraph 33 is up to date with all changes known to be in force on or before 13 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 3

FUNCTIONS OF AUTHORITY

PART II

MISCELLANEOUS FUNCTIONS

Land Drainage

- 33 (1) The Authority [^{F1}may], after consulting—
- (a) the internal drainage board for each internal drainage district which is wholly or partly within the Broads;
 - [^{F2}(b) Natural England;]
 - [^{F3}(d) The National Rivers Authority;]
- and with the agreement of the Minister of Agriculture, Fisheries and Food, prepare and issue (in such form and in such manner as it considers appropriate) a code of practice for the construction, alteration, renewal, maintenance or extension of drainage works within the Broads.
- (2) The Authority shall from time to time review [^{F4}any code of practice issued under sub-paragraph (1) above] and, where it considers it appropriate, issue a revised code.
- (3) Before issuing a revised code the Authority shall consult the bodies mentioned in sub-paragraph (1) above.
- (4) The Authority shall not issue a revised code unless it has the agreement of the Minister.
- (5) Any drainage authority exercising functions in relation to any land within the Broads shall comply with the code.
- (6) Where it appears to the Authority that a drainage authority has failed to comply with any provision of the code, the Authority may give such directions to the drainage authority as it thinks fit.
- (7) Any dispute between the Authority and a drainage authority which arises in connection with the code shall be determined by the Minister of Agriculture, Fisheries and Food.
- (8) In this paragraph “drainage authority” means any body having statutory power to make or maintain works for the drainage of land.

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Textual Amendments

- F1** Words in [Sch. 3 para. 33\(1\)](#) substituted (2.7.2009) by [Broads Authority Act 2009 \(c. i\)](#), [Sch. 7 para. 11\(1\)](#) (with [ss. 2\(3\), 3\(1\), 16\(3\), 42, Sch. 6 Pts. 2, 3](#))
- F2** [Sch. 3 para. 33\(1\)\(b\)\(c\)](#) substituted for [Sch. 3 para. 33\(1\)\(b\)](#) (1.10.2006) by [Natural Environment and Rural Communities Act 2006 \(c. 16\)](#), s. 107, [Sch. 11 para. 114](#); [S.I. 2006/2541](#), art. 2 (with [Sch.](#))
- F3** [Sch. 3 para. 33\(1\)\(d\)](#) substituted by [S.I. 1989/1380](#), [regs. 3\(1\)](#), 4(c)
- F4** Words in [Sch. 3 para. 33\(2\)](#) substituted (2.7.2009) by [Broads Authority Act 2009 \(c. i\)](#), [Sch. 7 para. 11\(2\)](#) (with [ss. 2\(3\), 3\(1\), 16\(3\), 42, Sch. 6 Pts. 2, 3](#))

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 9(8A) inserted by [2008 c. 29 s. 224\(2\)\(b\)](#)