

Water Resources Act 1991

Section 172

NOTICE OF INTENDED ENTRY ONTO LAND

Except in an emergency, under Section 172 of and Schedule 20 to the Water Resources Act 1991 we must give reasonable notice where we propose to enter any premises or vessel to carry out flood risk management works.

In order to carry out flood risk management works as part of the York Flood Alleviation Scheme it is necessary for the Environment Agency to enter land which you own or occupy at Land on the east side of Selby Road, Fulford, York. Our powers to enter land for these purposes are set out in Section 172 of and Schedule 20 to the Water Resources Act 1991..

The Environment Agency hereby gives you notice that we propose to enter your land on or after **12th February 2018**. Entry will continue until the purpose for which it is required is satisfied.

The land we intend to enter is indicated edged red and green on the enclosed plan (the Land). The area edged red indicates the land where we intend to carry out the works. We intend to enter the area edged green for the purposes of access only.

The proposed Works will consist of ground penetrating radar (GPR) surveys and Ground Investigation surveys. Our powers to carry out such works are set out in Section 165 of the Water Resources Act 1991 and Section 37 the Environment Act 1995.

An authorised officer entering onto land is entitled to take with him/her such other persons and equipment as may be necessary to carry out the Works.

Date 31st January 2018

Signed 

Richard Porter

Senior Estates Surveyor

The Environment Agency

Lateral

8 City Walk

LEEDS

LS11 9AT

If you have any queries about this Notice please contact Roseanna Lumsden, Estates Officer (roseanna.lumsden@environment-agency.gov.uk; tel 07468709659)

See notes overleaf

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Notes:

1. If the person in occupation of the premises refuses entry, we may seek a warrant to authorise entry from a Justice of the Peace.
2. In the case of an emergency we may enter the premises sooner than the notice provides for (Schedule 20 to the Water Resources Act 1991).
3. You may be entitled to claim compensation in respect of these Works or this entry under provisions in Schedules 20 and 21 to the Water Resources Act 1991.
4. It is a criminal offence under paragraph 7 of Schedule 20 to the Water Resources Act 1991 to intentionally obstruct a person acting in the exercise of the powers contained in Section 172 of that Act.
5. You may obtain copy of the Home Office Code of Practice on Powers of Entry by visiting the government's website at www.gov.uk or by requesting a copy from the Environment Agency officer named overleaf