

approved by the board and which extends *beyond the boundaries of the Commonwealth, the commission may admit to membership counties or political subdivisions that are part of the same region but located in other states. Political subdivisions may participate, through membership and financial support, in regional planning commissions that have been or are being established in other states, when the political subdivisions are part of the same region served by the out-of-state regional planning commission.

Section 207. Established Regional Planning Commissions.—Political subdivisions which are presently participating in an existing regional planning commission may elect to comply with and be governed by the provisions of this act.

Act effective immediately.

Section 208. This act shall become effective immediately upon final enactment.

APPROVED—The 29th day of May, A. D. 1956.

GEORGE M. LEADER

No. 612

AN ACT

To amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 842), entitled "An act relating to the acquisition of rights to divert water from rivers, streams, natural lakes, and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearings by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, Pamphlet Laws 152, approved April 13, 1905, Act No. 307, Pamphlet Laws 455, approved June 7, 1907, Act No. 64, Pamphlet Laws 258, approved April 8, 1937," by further regulating the period within which water rights must be acquired.

Water and Power Resources Board.

Section 8, act of June 24, 1939, P. L. 842, amended.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section eight of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (Pamphlet Laws 842), entitled "An act re-

* "beyod" in original.

lating to the acquisition of rights to divert water from rivers, streams, natural lakes, and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearings by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, Pamphlet Laws 152, approved April 13, 1905, Act No. 307, Pamphlet Laws 455, approved June 7, 1907, Act No. 64, Pamphlet Laws 258, approved April 8, 1937," is hereby amended to read as follows:

Section 8. The board shall have the further power to revoke any permit granted under the terms of this act in case the water rights are not acquired within one year after the issuance of said permit, and said acquisition shall be null and void and of no effect, to the extent required to make water and water rights from such source available for acquisition under the terms of this act, if any actual taking of water be not made within *the time specified in the permit not exceeding four years after the issuance of said permit. If the project required for the taking of water has been commenced in good faith or if the commencement thereof has been prevented by events beyond the control of the permittee, the board shall have the power, upon application of the permittee, to grant such extensions of said period as the board deems to be necessary to enable the permittee to complete the project required for the taking of water. If an actual taking is not made within the time specified in the permit or in any extension thereof, the water and water rights covered thereby shall become available for acquisition by other public water supply agencies under the terms of this act.*

Revocation of permit.

Power to grant extensions of time.

Section 2. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 29th day of May, A. D. 1956.

GEORGE M. LEADER