STATUTORY INSTRUMENTS

2018 No. 397 (C. 33)

WATER INDUSTRY, ENGLAND AND WALES

The Water Act 2014 (Commencement No. 11) Order 2018

Made - - - - 20th March 2018

The Secretary of State makes this Order in exercise of the powers conferred by section 94(3) of the Water Act 2014(**1**).

Citation

1. This Order may be cited as the Water Act 2014 (Commencement No. 11) Order 2018.

Provisions of the Water Act 2014 coming into force on 1st April 2018

2. The following provisions of the Water Act 2014, so far as not already in force, come into force on 1st April 2018—

(a) section 8 (bulk supply of water by water undertakers)(**2**) in relation to bulk supply agreements to which all parties are—

(i) a water undertaker whose area is wholly or mainly in England, or

(ii) a person who would, if the person's application for an appointment or variation is determined in accordance with the application, be such a water undertaker;

(b) section 9 (main connections into sewerage systems)(**3**) in relation to main connection agreements under which—

(i) any main connection into a sewerage system, or

(ii) each such connection,

is or would be a main connection into the sewerage system of a sewerage undertaker whose area is wholly or mainly in England for the benefit of another such undertaker.

(**1**) 2014 c. 21. The power in section 94(3) to appoint a day on which the remaining provisions of the Water Act 2014 come into force is vested in the "appropriate authority". Section 94(6) provides that the appropriate authority is the Secretary of State except as stated in the table in Schedule 12.

(**2**) The Secretary of State is the appropriate authority for the purposes of section 8 as "the Minister" as defined in section 40I (7) of the Water Industry Act 1991 (c. 56). This is in relation to bulk supply agreements to which the parties are (or would be) water undertakers whose areas are wholly or mainly in England.

(**3**) The Secretary of State is the appropriate authority for the purposes of section 9 as "the Minister" as defined in section 110J (7) of the Water Industry Act 1991. This is in relation to main connection agreements under which any main connection would be into the sewerage system of a sewerage undertaker whose area is wholly or mainly in England for the benefit of another such undertaker.

Thérèse Coffey
Parliamentary Under Secretary of State
Department for Environment, Food and Rural Affairs

20th March 2018

EXPLANATORY NOTE

(This note is not part of the Order)

This Order commences a provision of the Water Act 2014 (c. 21) ("the 2014 Act").

Article 2 brings into force section 8 of the 2014 Act on 1st April 2018 in relation to bulk supply agreements to which all parties are (or would be) a water undertaker whose area is wholly or mainly in England. Section 8 substitutes sections 40 and 40A of the Water Industry Act 1991 (c. 56) with new sections 40 to 40J.

Article 2 also brings into force section 9 of the 2014 Act on 1st April 2018 in relation to main connection agreements under which any main connection would be into the sewerage system of a sewerage undertaker whose area is wholly or mainly in England for the benefit of another such undertaker. Section 9 substitutes section 110A of the Water Industry Act 1991 with new sections 110A to 110J.

Impact assessments of the effect that the 2014 Act will have on the costs of business, the voluntary sector and the public sector are available from the Water Services Team, Department for Environment, Food, and Rural Affairs, 2 Marsham Street, London, SW1P 4DF and are published alongside the 2014 Act at www.legislation.gov.uk.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the 2014 Act have been or will be brought into force in England and Wales by a commencement order made before the date of this Order:

Provision	***Date of Commencement***	***S.I. No.***
Section 1 (partially)	1st September 2015	2015/773
Section 1 (partially)	1st September 2015	2015/1469
Section 1 (partially)	1st January 2016	2015/1938
Section 1 (partially)	1st April 2016	2016/465
Section 1 (partially)	1st September 2016	2016/465
Section 1 (partially)	1st November 2016	2016/1007
Section 1 (partially)	30th March 2017	2017/462
Section 1 (partially)	1st April 2017	2017/462
Section 2	1st April 2017	2017/462
Section 4 (partially)	1st September 2015	2015/773
Section 4 (partially)	1st September 2015	2015/1469
Section 4 (partially)	1st January 2016	2015/1938
Section 4 (partially)	1st April 2016	2016/465

(1) S.I. 2017/463 was amended in relation to the commencement of provisions of Schedule 7 by S.I. 2017/926 (C. 78).