STATUTORY INSTRUMENTS

2017 No. 926 (C. 78)

WATER INDUSTRY, ENGLAND AND WALES

The Water Act 2014 (Commencement No. 9 and Transitional Provisions) (Amendment) Order 2017

Made - - - - 18th September 2017

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. 9 and Transitional Provisions) (Amendment) Order 2017.

Amendment of the Water Act 2014 (Commencement No. 9 and Transitional Provisions) Order 2017

2.—(1) The Water Act 2014 (Commencement No. 9 and Transitional Provisions) Order 2017(**2**) is amended as follows.

(2) In paragraph (d) of article 4 (provisions of the 2014 Act coming into force on 1st October 2017), for sub-paragraphs (ii) to (iv) substitute—

"(ii) paragraph 92 so far as it relates to a sewerage undertaker whose area is wholly or mainly in England;

(iii) paragraph 95 so far as it relates to a sewerage undertaker whose area is wholly or mainly in England;

(iv) paragraph 98 as follows—

(aa) sub-paragraph (1) so far as it relates to paragraph (bb);

(bb) sub-paragraph (2) so far as it relates to a sewerage undertaker whose area is wholly or mainly in England.".

(3) In paragraph (e) of article 5 (provisions of the 2014 Act coming into force on 1st April 2018)—

(a) in sub-paragraph (i), for "and (iii)" substitute "to (iv)";

(**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**) S.I. 2017/462 (C. 41).

(b) at the end of sub-paragraph (ii), insert "so far as they relate to a water undertaker whose area is wholly or mainly in England";

(c) for sub-paragraph (iii) substitute—

"(iii) paragraphs 87 and 88 so far as they relate to a sewerage undertaker whose area is wholly or mainly in England;

(iv) paragraph 89 as follows—

(aa) sub-paragraph (a);

(bb) sub-paragraph (b) so far as it relates to a sewerage undertaker whose area is wholly or mainly in England.".

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

18th September 2017

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Water Act 2014 (Commencement No. 9 and Transitional Provisions) Order 2017 (S.I. 2017/462 (C. 41)) so that the commencement of certain provisions of Schedule 7 to the Water Act 2014 (c. 21) only applies to wholly or mainly English water or sewerage undertakers and does not apply to wholly or mainly Welsh water or sewerage undertakers.

Impact assessments of the effect that the Water Act 2014 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, Nobel House, 17 Smith Square, London SW1P 3JR and are published alongside the Water Act 2014 at www.legislation.gov.uk. No separate impact assessment has been produced for this instrument.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Water Act 2014 have been brought into force by a commencement order made before the date of this Order (not including the provisions commenced by the Water Act 2014 (Commencement No. 9 and Transitional Provisions) Order 2017 which is amended by 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
1st January 2016	Section 1 (partially)	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 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
Section 4 (partially)	1st September 2016	2016/465
Section 6 (partially)	18th December 2015	2015/1938
Section 6 (for all remaining purposes)	1st April 2016	2016/465
Section 7 (partially)	20th November 2015	2015/360 (S.S.I.)
Section 7 (for all remaining purposes)	1st April 2016	2016/48 (S.S.I.)
Section 8 (partially)	6th April 2015	2015/773