*Draft Regulations laid before Parliament under section 17D(10) of the Water Industry Act 1991, for approval by resolution of each House of Parliament.*

DRAFT STATUTORY INSTRUMENTS

# 2011 No.

# WATER INDUSTRY, ENGLAND AND WALES

## The Water Supply (Amendment to the Threshold Requirement) Regulations 2011

| | |
|---|---|
| *Made - - - -* | ***** |
| *Coming into force - -* | *2011* |

The Secretary of State makes these Regulations under powers conferred by section 17D(8) and (9) of the Water Industry Act 1991(**1**), having consulted the Water Services Regulation Authority and such other persons as the Secretary of State thought appropriate in accordance with section 17D(11) of that Act.

In accordance with section 17D(10) of that Act, a draft of these Regulations has been approved by resolution of each House of Parliament.

**Title, commencement and transitional provision**

**1.**—(1) These Regulations may be cited as the Water Supply (Amendment to the Threshold Requirement) Regulations 2011 and come into force on the day after the day on which they are made.

(2) The amendment made by these Regulations does not apply in relation to any undertaking which is proposed, but not entered into, before the date on which these Regulations come into force.

**Amendment to the threshold requirement in the Water Industry Act 1991**

**2.** Section 17D(2) of the Water Industry Act 1991 (which establishes the threshold requirement in relation to the supply of water to any premises) is amended by replacing the words "is not less than 50 megalitres" with—

"is not less than—

(a) 5 megalitres, in the case of premises supplied with water using the supply system of a water undertaker whose area is wholly or mainly in England, and

(b) 50 megalitres, in the case of premises supplied with water using the supply system of a water undertaker whose area is wholly or mainly in Wales".

(**1**) 1991 c. 56. Section 17D was inserted by the Water Act 2003(c. 37), Schedule 4, paragraphs 1 and 2.