1973. No. 344 **[C]**

WATER AND SEWERAGE SERVICES

REGULATIONS, DATED 18TH SEPTEMBER 1973, MADE BY THE MINISTRY OF DEVELOPMENT UNDER ARTICLE 40 OF THE WATER AND SEWERAGE SERVICES (NORTHERN IRELAND) ORDER 1973.

The Ministry of Development on behalf of the Secretary of State and in exercise of the powers conferred on it by Article 40 of the Water and Sewerage Services (Northern Ireland) Order 1973(a) and of every other power enabling it in that behalf hereby makes the following regulations:—

Title and commencement

1. These regulations may be cited as the Water and Sewerage Services Regulations (Northern Ireland) 1973 and shall come into operation on 1st October 1973.

Proper maintenance of water and sewerage services

2.—(1) Where in relation to any premises it appears to the Ministry that a drain, sewer, sewage disposal facilities, service pipe or water fittings not vested in the Ministry is or are defective or inadequate, it may by notice in writing require the owner of the premises within a reasonable time specified in the notice to remedy the defect or inadequacy.

(2) If an owner is aggrieved by a notice under paragraph (1), he may within 28 days appeal to the Appeals Commission.

(3) Where an owner fails to comply with the terms of a notice under paragraph (1) or as modified on appeal, the Ministry may, after giving not less than 7 days notice in writing to the owner and the occupier of the premises, carry out the work necessary to remedy the defect or inadequacy and may recover from the owner the expenses reasonably incurred by it in so doing.

(4) Where it appears to the Ministry that immediate action is required to remedy a defect or inadequacy, paragraphs (1), (2) and (3) shall not apply and the Ministry may proceed to carry out the work forthwith and to recover from the owner the expenses reasonably incurred by it in so doing.

Adequacy of water and sewerage services to occupied premises

3.—(1) Where the Ministry is satisfied that any occupied premises have not—

(*a*) an adequate supply of wholesome water, or

(*b*) satisfactory provision for the adequate drainage of the premises,

and that in all the circumstances it is reasonable to require the owner to connect the premises to a supply of water provided by the Ministry, or to drain the domestic sewage and surface water from the premises into a sewer vested in the Ministry, it may by notice in writing require the owner to carry out such works within such period as may be specified in the notice.

(2) An owner of premises who is aggrieved by a notice served under paragraph (1) may within 28 days appeal to the Appeals Commission.

(a) S.I. 1973, No. 70 (N.I. 2).