

WATER SERVICES REGULATION AUTHORITY

WATER ACT 2014, SECTION 55(1)

Modification of the Conditions of Appointment of South West Water Limited

Made on 19 October 2017

Coming into effect on 20 October 2017

The Water Services Regulation Authority, in exercise of the power conferred on it by section 55(1) of the Water Act 2014 ("the 2014 Act"), after consulting appropriate persons as required by section 55(4) of the 2014 Act, and considering it to be necessary or expedient to do so in consequence of provision made by Part 1 of the 2014 Act, hereby makes the modification described in the Schedule attached hereto to the Conditions of the Appointments of South West Water Limited as a water and sewerage undertaker under Chapter 1 of Part II of the Water Industry Act 1991.

Signed for and on behalf of the Water Services Regulation Authority

David Black
Senior Director

Schedule

The following text is inserted into Condition C (Infrastructure Charges) after paragraph 15:

“16 Cessation of this Condition

- 16.1 Subject to sub-paragraph 16.2, this Condition (including the Appendix) shall cease to have effect on 1 April 2018 and shall not limit the amount of any Infrastructure Charge in respect of each Charging Year starting on or after that date.
- 16.2 This Condition (including the Appendix) shall continue to have effect in relation to a connection made on or after 1 April 2018 in the following circumstances:
- (a) in relation to a Water Infrastructure Charge, if the premises are connected to a water main that:
 - (i) was provided by a water undertaker under section 41 of the Water Industry Act 1991 and the charges for that water main were calculated on the basis of the provisions of the Water Industry Act 1991 before they were amended by the Water Act 2014; or
 - (ii) was, or will be, adopted by a water undertaker in accordance with an agreement to which new charging rules do not apply; and
 - (b) in relation to a Sewerage Infrastructure Charge, if the premises are being connected to a public sewer that:
 - (i) was provided by a sewerage undertaker under section 98 of the Water Industry Act 1991 and the charges for that public sewer were calculated on the basis of the provisions of the Water Industry Act 1991 before they were amended by the Water Act 2014; or
 - (ii) was, or will be, adopted by a sewerage undertaker in accordance with an agreement to which new charging rules do not apply.

16.3 In this paragraph “new charging rules” means rules about charges issued by the Water Services Regulation Authority under section 51CD or 105ZF of the Water Industry Act 1991.”