

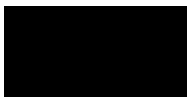
**WATER SERVICES REGULATION AUTHORITY
ISLES OF SCILLY (APPLICATION OF WATER LEGISLATION) ORDER 2019**

Application to the Isles of Scilly of notices, rules, codes and other secondary documents issued under the Water Industry Act 1991 or under Regulations made under that Act by the Water Services Regulation Authority

Made on 27 March 2020
Coming into effect on 1 April 2020

1. The Isles of Scilly (Application of Water Legislation) Order 2019 applies water legislation to the Isles of Scilly, including the Water Industry Act 1991 (**the Act**).
2. The Isles of Scilly (Application of Water Legislation) Order 2020 applies specified secondary legislation to the Isles of Scilly from 27 March 2020.
3. On 28 March 2020, the Water Services Regulation Authority varied the area of appointment of South West Water to include the Isles of Scilly. This variation comes into effect on 1 April 2020.
4. The purpose of this notice is to confirm, for the avoidance of doubt, that from 1 April 2020, any notice, rule, code or other document issued by the Water Services Regulation Authority before 1 November 2019 under the Act or under Regulations made under the Act, applicable to England or to undertakers whose area is wholly or mainly in England, will apply on the Isles of Scilly.
5. Without limitation, this includes all the documents listed in Annex A to this notice.
6. From 1 November 2019, any notice issued by Ofwat relevant for England or for undertakers whose areas are wholly or mainly in England, applies or will apply equally to the Isles of Scilly, unless the notice provides otherwise.

Signed for and on behalf of the Water Services Regulation Authority



Emma Kelso
Senior Director, Markets and Enforcement

Annex A

For the purpose of this Annex:

- ‘Notice’ includes codes, rules, and statutory guidance; and
- ‘the Act’ means the Water Industry Act 1991.

Identification of Notice ¹	Enabling provisions	Modifications, if any
Water Resale Order	Section 150 of the Act	<p>On the introductory page the following has been added:</p> <p>“This guidance and the notice were reissued in March 2020 to confirm that the guidance and the notice apply to the Isles of Scilly. No other changes were effected.”</p> <p>The following footnote has been added to the Heading of the Order (page 16):</p> <p>“Ofwat issued a notice on 27 March 2020, applying this Order to the Isles of Scilly.”</p>
Eligibility guidance	Section 17DA of the Act	<p>On the page headed “About this document” the following sentence has been added:</p> <p>“This guidance was reissued on 27 March 2020 to confirm that from 1 April 2020 it will apply on the Isles of Scilly.”</p> <p>We have also added a hyperlink to the Supplementary Guidance.</p>
Supplementary eligibility guidance	Section 17DA of the Act	<p>On the page headed “About this document” the following sentence has been added:</p> <p>“This supplementary guidance was reissued on 27 March 2020 to confirm that from 1 April 2020 it</p>

¹ The hyperlink is to the reissued Notice.

		<p>will apply on the Isles of Scilly.”</p> <p>We have also added a hyperlink to the Guidance.</p>
Charging scheme rules	<p>Sections 143B and 143D of the Act.</p> <p>Notice of this modification has been given to the Secretary of State as required by section 143D of the Act.</p>	<p>A new paragraph 2A has been added:</p> <p>“2A. The rules were reissued on 27 March 2020 to confirm that they will, from 1 April 2020, apply to the Isles of Scilly, as part of England.”</p>
Charging rules for new connection services (English undertakers)	<p>Sections 51CD, 51CF, 105ZF, 105ZH, 144ZA and 144ZC of the Act.</p> <p>Notice of this modification has been given to the Secretary of State as required by sections 51CF, 105ZH and 144ZC of the Act.</p>	<p>The following words have been added to the end of paragraph 2:</p> <p>“including, from 1 April 2020, the Isles of Scilly.”</p>
Code for adoption agreements	<p>Sections 51CA, 51CC, 105ZC and 105ZE of the Act.</p> <p>Notice of this modification has been given to the Secretary of State as required by sections 51CC and 105ZE of the Act.</p>	<p>The following words have been added to the end of paragraph 1.2.1: “and, from 1 April 2020, this includes the Isles of Scilly.” A new footnote to this paragraph says:</p> <p>“Ofwat issued a notice on 27 March 2020, applying this Order to the Isles of Scilly.”</p>
Wholesale charging rules	<p>Sections 66E, 66EC, 117I and 117L of the Act.</p> <p>Notice of this modification has been given to the Secretary of State as required by sections 66EC and 117L of the Act.</p>	<p>The following words have been added to paragraph 2:</p> <p>“From 1 April 2020, both parts 1 and 2 apply to the Isles of Scilly.”</p>