

# **WATER SERVICES REGULATION AUTHORITY**

## **WATER INDUSTRY ACT 1991, SECTION 12A(2)**

### **Modification of the Conditions of Appointment of South West Water Limited**

**Made on 10 April 2024**

**Coming into effect on 12 June 2024**

The Water Services Regulation Authority, in exercise of the power conferred on it by section 12A(2) of the Water Industry Act 1991 (the "Act"), after giving notice as required by section 12A(3) of the Act, hereby makes the modifications 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 I of Part II of the Act.

**Signed for and on behalf of the  
Water Services Regulation Authority**

**Chris Walters  
Senior Director**

## Schedule

1. In the definition of "Excluded Charges" in paragraph 2 of Condition B: Charges, insert after sub-paragraph (2A):
  - "(2B) in relation to the period from 1 April 2025 to 31 March 2030, amounts payable in relation to the provision of a water main;
  - (2C) in relation to the period from 1 April 2025 to 31 March 2030, amounts payable in relation to connecting a service pipe with one of the Appointee's water mains and for such ancillary works that need to be carried out before the connection can be made;
  - (2D) in relation to the period from 1 April 2025 to 31 March 2030, amounts payable in relation to the adoption of water mains or service pipes, including charges imposed by the Appointee under an agreement made under section 51A of the Water Industry Act 1991 (which, for the avoidance of doubt, includes an order under section 51B of that Act which is deemed to be such an agreement by virtue of section 51B(5) and any such agreement which has been varied by order under section 51C(1) of that Act);"
2. In the definition of "Excluded Charges" in paragraph 2 of Condition B: Charges, insert after sub-paragraph (3):
  - "(3A) in relation to the period from 1 April 2025 to 31 March 2030, amounts payable in relation to the provision of a public sewer or a lateral drain (which, for the avoidance of doubt, does not include any charges fixed in accordance with a charges scheme under section 143 of the Water Industry Act 1991);
  - (3B) in relation to the period from 1 April 2025 to 31 March 2030, amounts payable in relation to making a communication with a public sewer;
  - (3C) in relation to the period from 1 April 2025 to 31 March 2030, amounts payable in relation to the adoption of sewers, drains or sewage disposal works, including any charges imposed by the Appointee under an agreement made under section 104 of the Water Industry Act 1991 (which, for the avoidance of doubt, includes an order under section 105ZA of that Act which is deemed to be such an agreement by virtue of section 105ZA(5) and any such agreement which has been varied by order under section 105ZB(1) of that Act);
  - (3D) in relation to the period from 1 April 2025 to 31 March 2030, amounts payable in relation to the recovery by the Appointee of any sums under section 160 of the Water Industry Act 1991;
  - (3E) in relation to the period from 1 April 2025 to 31 March 2030, amounts payable in relation to any works carried out by the Appointee under section 185 of the Water Industry Act 1991 in its capacity as a sewerage undertaker;"