

The Water Resources Management Plan (No.2) (Amendment) Direction 2007

The Secretary of State, in relation to any water undertaker whose area is not wholly or mainly in Wales, in exercise of the powers conferred upon him by sections 37A(3)(d) and 37D of the Water Industry Act 1991(a), after consultation with the Welsh Ministers(b), makes the following Direction:

Citation and commencement

1. This Direction may be cited as the Water Resources Management Plan (No.2) (Amendment) Direction 2007 and comes into force on 29th November 2007.

Amendment of the Water Resources Management (No.2) Direction 2007

2. The Water Resources Management (No.2) Direction 2007(c) is amended as follows.

3. For paragraph 2(b), substitute—

“where the whole or part of its area has been determined by the Secretary of State to be an area of serious water stress under regulation 4(1) of the Regulations, its estimate of the number of domestic premises which are in that area and in respect of which it will fix charges by reference to volume of water supplied to those premises over the planning period;”.

29th November 2007 Head of Water Supply and Regulation Division, for and on
behalf of the Secretary of State for Environment, Food and Rural Affairs

(a) 1991 c.56; sections 37A and 37D were inserted into the Water Industry Act 1991 by section 62 of the Water Act 2003 (c.37). The functions of the Secretary of State under sections 37A and 37D, so far as relating to matters other than the construction or enlargement of reservoirs, were transferred to the National Assembly for Wales in relation to any water undertaker whose area is wholly or mainly in Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) (“the Order”), article 2; see the entry in Schedule 1, as amended by section 100(2) of the Water Act 2003, for the Water Industry Act 1991. By virtue of paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c.32), the functions under sections 37A and 37D so conferred on the Assembly are exercisable by the Welsh Ministers.

(b) By virtue of paragraph 30 of Schedule 11 to the Government of Wales Act 2006 and Article 5 of, and Schedule 2 to, the Order (as amended by section 100(3) of the Water Act 2003), the functions of the Secretary of State referred to above, in so far as they are exercisable in relation to Wales, shall be exercisable only after consultation with the Welsh Ministers.

(c) Dated 21st August 2007.