



# Water Industry (Scotland) Act 2002

## 2002 asp 3

### PART 3

#### SCOTTISH WATER

#### *Charges*

#### **[<sup>F1</sup>29D** Statements regarding charges

- (1) The Scottish Ministers must—
  - (a) in respect of a period specified under section 29B(2), and
  - (b) by reference to such economic or other factors as they consider relevant,issue to Scottish Water and the Commission a statement of policy regarding charges under a charges scheme.
- (2) A statement under subsection (1) is to include provision with respect to harmonisation of charges (that is to say, provision with a view to ensuring that a charges scheme does not fix different charges for similar services provided to persons of a similar category).
- (3) A statement under subsection (1) may (so far as is consistent with the provision described in subsection (2)) include provision with respect to—
  - (a) the funding of particular services by charges for services as a whole,
  - (b) the proportion of the amount of income requiring to be raised by charges fixed by a charges scheme to be contributed by each category of person to whom Scottish Water provides services,
  - (c) the fixing of levels of charges by reference to—
    - (i) different categories of person to whom Scottish Water provides services, or
    - (ii) liability for council tax under Part II (Council tax: Scotland) of the Local Government Finance Act 1992 (c. 14), and
  - (d) such other matters as the Scottish Ministers think fit.
- (4) In preparing a statement under subsection (1), the Scottish Ministers must have regard to Scottish Water's duty under section 51(1).
- (5) Before issuing a statement under subsection (1), the Scottish Ministers must consult—

---

*Changes to legislation:* There are currently no known outstanding effects for the Water Industry (Scotland) Act 2002, Section 29D. (See end of Document for details)

---

- (a) the Commission,
- [<sup>F2</sup>(aa) every water services provider and sewerage services provider,]
- (b) [<sup>F3</sup>Consumer Scotland],
- (c) Scottish Water.]

#### Textual Amendments

- F1** Ss. 29-29G substituted for s. 29 (1.7.2005) by [Water Services etc. \(Scotland\) Act 2005 \(asp 3\)](#), **ss. 21(1), 37(2)** (with s. 36); S.S.I. 2005/351, art. 2, sch. 2
- F2** S. 29D(5)(aa) inserted (15.8.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), **ss. 130(5), 134(7)(8)**; S.S.I. 2011/278, art. 2(b)
- F3** Words in s. 29D(5)(b) substituted (10.11.2022) by [The Consumer Scotland \(Transfer of Functions\) Regulations 2022 \(S.S.I. 2022/296\)](#), reg. 1(1), **sch. para. 1(7)** (with reg. 3)

**Changes to legislation:**

There are currently no known outstanding effects for the Water Industry (Scotland) Act 2002, Section 29D.