



Water Industry (Scotland) Act 2002

2002 asp 3

PART 3

SCOTTISH WATER

Charges

[^{F1}29B Determination of maximum charges

- (1) The Commission must—
 - (a) determine in writing maximum amounts of charges by reference to which a charges scheme is to be made, and
 - (b) send the determination to Scottish Water by such time as the Scottish Ministers may specify.
- (2) Maximum amounts determined under subsection (1)(a) apply in relation to such period as the Scottish Ministers may specify.
- (3) A determination made under subsection (1)(a) may make different provision for different cases or categories of case.
- (4) Before making a determination under subsection (1)(a), the Commission—
 - (a) must send a draft determination to—
 - (i) the Scottish Ministers,
 - (ii) Scottish Water, ^{F2}...
 - ^{F3}(ia) every water services provider and sewerage services provider, and
 - (iii) [^{F4}Consumer Scotland],
 - (b) must—
 - (i) publish the draft determination, and
 - (ii) invite (by way of advertisement or otherwise) representations as regards the draft determination by such time as the Commission may specify, and
 - (c) must have regard to any representations made to the Commission by virtue of paragraph (a) or (b).

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

- (5) The Scottish Ministers and Scottish Water must provide the Commission with such information as it reasonably requires for the purposes of making a determination under subsection (1)(a).]

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- F2** Word in s. 29B(4)(a) repealed (15.8.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), **ss. 130(4)(a), 134(7)(8)**; S.S.I. 2011/278, art. 2(b)
- F3** S. 29B(4)(iia) inserted (15.8.2011) by [Public Services Reform \(Scotland\) Act 2010 \(asp 8\)](#), **ss. 130(4)(b), 134(7)(8)**; S.S.I. 2011/278, art. 2(b)
- F4** Words in s. 29B(4)(a)(iii) substituted (10.11.2022) by [The Consumer Scotland \(Transfer of Functions\) Regulations 2022 \(S.S.I. 2022/296\)](#), reg. 1(1), **sch. para. 1(6)** (with reg. 3)

Changes to legislation:

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