
SCOTTISH STATUTORY INSTRUMENTS

2005 No. 351

**The Water Services etc. (Scotland) Act 2005
(Commencement No. 1 and Savings) Order 2005**

Citation and interpretation

1.—(1) This Order may be cited as the Water Services etc. (Scotland) Act 2005 (Commencement No. 1 and Savings) Order 2005.

(2) In this Order—

“the 2002 Act” means the Water Industry (Scotland) Act 2002(1);

“the 2005 Act” means the Water Services etc. (Scotland) Act 2005;

“the Commissioner” means the Water Industry Commissioner for Scotland(2); and

“the Commission” means the Water Industry Commission for Scotland.

Appointed days

2. The provisions of the 2005 Act which are specified in column 1 of either Schedule 1 or Schedule 2 to this Order, the subject matter of which is described in column 2 of those Schedules shall, so far as not then in force, come into force on the day appointed in relation to that Schedule in the Table below; but where a particular purpose is specified in relation to any such provision in column 3 of those Schedules, that provision shall come into force on that day only for that purpose.

TABLE

<i>Schedule</i>	<i>Appointed Day</i>
1	20th June 2005
2	1st July 2005

Savings provisions

3.—(1) Notwithstanding the repeal of section 32 of the 2002 Act by virtue of article 2 and Schedule 2, any charges scheme made by Scottish Water and approved under that section shall continue to have effect, on and after 1st July 2005, as if approved by the Commission under section 29A of that Act(3).

(2) Notwithstanding the transfer of functions to the Commission by virtue of article 2 above, the following functions under the 2002 Act shall remain exercisable by or in relation to the Commissioner until that office is dissolved by an order under section 2 of the 2005 Act—

(a) section 5 (annual reports by, and information from, the Commissioner), but only in relation to the financial year beginning 1st April 2005;

(1) 2002 asp 3.

(2) The office of the Commissioner was established by section 12 of the Water Industry Act 1999 (c. 9) and continued by section 1 of the 2002 Act. Section 1 of the 2005 Act establishes the Commission which replaces that office.

(3) Section 29A of the 2002 Act is inserted by section 21(1) of the 2005 Act.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(b) section 6 (funding of the Commissioner); and

(c) schedule 1, paragraph 4 (accounts), but only in relation to the financial year beginning 1st April 2005.

(3) Notwithstanding the amendment or repeal by virtue of article 2 and Schedule 2 of the enactments specified in paragraphs 5, 6, 8(b), 9(b) and 10 of schedule 5 to the 2005 Act, those enactments shall continue to apply to or in relation to the Commissioner until that office is dissolved by an order under section 2 of the 2005 Act.

St Andrew's House, Edinburgh
14th June 2005

LEWIS MACDONALD
Authorised to sign by the Scottish Ministers