



Competition and Service (Utilities) Act 1992

1992 CHAPTER 43

PART III

MISCELLANEOUS AND SUPPLEMENTAL

51 Conditions for connections with water mains and for supplies of water.

- (1) Section 47 of the Water Industry Act 1991 (conditions of connection with water main) shall be amended as set out in subsections (2) to (4).
- (2) In subsection (2)(b)(ii), after “expenses” there shall be inserted “ reasonably ”.
- (3) After subsection (2) there shall be inserted the following subsection—

“(2A) No condition shall be imposed by a water undertaker under subsection (2)(e) above unless it is reasonable to do so in order to ensure that the undertaker will be able to perform its functions, in relation to the supply of water to the relevant premises or any part of those premises, efficiently.”
- (4) After subsection (3) there shall be inserted the following subsections—

“(3A) Any dispute as to whether any requirement of a kind mentioned in subsection (2)(a), (b), (e) or (f) above has been complied with may be referred to the Director for determination under section 30A above by either party to the dispute.

(3B) Any dispute between a water undertaker and any other person as to whether—

 - (a) any security required by a condition imposed under subsection (2)(a) above was reasonably required,
 - (b) the expenses referred to in subsection (2)(b)(ii) above were incurred reasonably, or
 - (c) in a particular case, subsection (2A) above prevents a water undertaker from imposing a condition under subsection (2)(e) above,

*Changes to legislation: There are currently no known outstanding effects for the
Competition and Service (Utilities) Act 1992, Section 51. (See end of Document for details)*

may be referred to the Director for determination under section 30A above by either party to the dispute.”

- (5) In section 53 of the Act of 1991 (conditions of compliance with domestic supply duty), in subsection (2)(a)(ii), after “expenses” there shall be inserted “reasonably” and after subsection (2) there shall be inserted the following subsection—

“(2A) Any dispute between a water undertaker and any other person as to whether the expenses referred to in subsection (2)(a)(ii) above were incurred reasonably may be referred to the Director for determination under section 30A above by either party to the dispute.”

Commencement Information

- II** [S. 51](#) wholly in force at 1.9.1992 see [s. 56\(2\)](#) and Competition and Service (Utilities) Act 1992 (Commencement No. 1) Order 1992, art. 4, Sch. Pt. II.

Changes to legislation:

There are currently no known outstanding effects for the Competition and Service (Utilities) Act 1992, Section 51.