
Changes to legislation: *Water Act 2003, Paragraph 9 is up to date with all changes known to be in force on or before 30 August 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

SCHEDULES

SCHEDULE 8

MINOR AND CONSEQUENTIAL AMENDMENTS: LICENSING OF WATER SUPPLIERS ETC

Water Industry Act 1991 (c. 56)

- 9 (1) Section 24 (special administration orders made on special petitions) is amended as follows.
- (2) After subsection (1), there is inserted—
- “(1A) If on an application made to the High Court by petition presented—
- (a) by the Secretary of State (after consulting the Assembly); or
 - (b) with the consent of the Secretary of State (after consulting the Assembly), the Authority,
- the Court is satisfied in relation to any company which is a qualifying licensed water supplier that any one or more of the grounds specified in subsection (2) below is satisfied in relation to that company, that Court may make a special administration order in relation to that company.”
- (3) In subsection (2)—
- (a) for “subsection (1)” there is substituted “ subsections (1) and (1A) ”,
 - (b) in paragraphs (a) and (b), after “appointment” there is inserted “ or licence ”,
 - (c) after paragraph (b) there is inserted—
 - “(bb) in the case of a company which is a qualifying licensed water supplier, that—
 - (i) action taken by the company has caused a contravention by a water undertaker of any principal duty; and
 - (ii) that action is serious enough to make it inappropriate for the company to continue to hold its licence;”,
 - (d) in paragraph (d), after “this Part” there is inserted “ or was not a qualifying licensed water supplier ”, and
 - (e) in paragraph (e), at the beginning there is inserted “ in the case of a company holding an appointment under Chapter 1 of this Part, ”.
- (4) For subsection (7) there is substituted—
- “(7) In this section “principal duty” means—
- (a) in relation to a company holding an appointment under Chapter 1 of this Part, a requirement imposed on the company by section 37 or 94 below;

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- (b) in relation to a company which is a qualifying licensed water supplier, any condition of its licence or any statutory requirement imposed on it in consequence of its licence.”

Commencement Information

I1 Sch. 8 para. 9 in force at 1.12.2005 by S.I. 2005/2714, art. 3(c) (with Sch. para. 8)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 52(9) inserted by [2014 c. 21 Sch. 7 para. 133\(3\)](#)