



Water Act 2003

2003 CHAPTER 37

PART 3

MISCELLANEOUS

Drought

64 Drought orders and drought permits: charges

- (1) In section 77 of the WRA (provisions of drought order with respect to abstractions and discharges), subsection (4) is omitted.
- (2) In section 79 of the WRA (compensation and charges where drought order made), after subsection (3) there is added—
 - “(4) Where a water undertaker makes an application for a drought order, the Agency may recover from the water undertaker any expenses it incurs (whether of a revenue or capital nature)—
 - (a) in connection with any local inquiry held in respect of the application;
 - (b) in the exercise of the Agency’s functions so far as their exercise is attributable to the application and (if the order is made) to the order, in so far as those expenses have not been recovered (whether from the water undertaker or not) under or by virtue of any other enactment.
- (5) Sections 125 to 129 below shall not apply in respect of any charges which may be made under subsection (4) above.”
- (3) In section 79A of the WRA (drought permits)—
 - (a) subsection (8) is omitted, and
 - (b) after subsection (8) there is inserted—
 - “(8A) Where a water undertaker makes an application for a drought permit, the Agency may recover from the water undertaker any expenses it

Changes to legislation: Water Act 2003, Section 64 is up to date with all changes known to be in force on or before 31 July 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](#)

incurs (whether of a revenue or capital nature) in the exercise of its functions so far as their exercise is attributable to—

- (a) the application;
- (b) (if the permit is issued) the permit,

in so far as those expenses have not been recovered (whether from the water undertaker or not) under or by virtue of any other enactment.

(8B) Sections 125 to 129 below shall not apply in respect of any charges which may be made under subsection (8A) above.”

Commencement Information

II [S. 64](#) in force at 1.4.2004 by [S.I. 2004/641](#), [art. 3\(o\)](#) (with [Sch. 3 para. 7](#))

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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\(3\)](#)