



# Flood and Water Management Act 2010

## 2010 CHAPTER 29

### PART 2

#### MISCELLANEOUS

#### 44 Social tariffs

- (1) An undertaker's charges scheme under section 143 of the Water Industry Act 1991 may include provision designed to reduce charges for individuals who would have difficulty paying in full.
- (2) Subsection (1) includes schemes which have the effect of subsidisation by other persons.
- (3) The Water Services Regulation Authority's powers [<sup>F1</sup>under the Water Industry Act 1991 in connection with undertakers' charges schemes under section 143 of that Act] are subject to subsections (1) and (2).
- (4) The Minister must issue guidance in respect of subsections (1) and (2) which must, in particular, include factors to be taken into account in deciding whether one group of customers should subsidise another; for which purpose the Minister shall have regard to the need to balance the desirability of helping individuals who would have difficulty paying in full with the interests of other customers.
- (5) Undertakers and the Authority shall have regard to any guidance issued by the Minister under subsection (4).
- (6) "The Minister" means—
  - (a) in the case of an undertaker whose area is wholly or mainly in England, the Secretary of State, and
  - (b) in the case of an undertaker whose area is wholly or mainly in Wales, the Welsh Ministers.

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**Changes to legislation:** There are currently no known outstanding effects for the  
Flood and Water Management Act 2010, Section 44. (See end of Document for details)

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#### **Textual Amendments**

- F1** Words in s. 44(3) substituted (18.12.2015) by [Water Act 2014 \(c. 21\)](#), s. 94(3), [Sch. 7 para. 147](#); [S.I. 2015/1938](#), [art. 2\(g\)\(iii\)](#)
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#### **Commencement Information**

- I1** S. 44 in force at 1.10.2011 by [S.I. 2011/2204](#), [art. 3\(1\)\(c\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Flood and Water Management Act 2010, Section 44.