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STATUTORY INSTRUMENTS

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**2016 No. 744**

**The Water and Sewerage Undertakers (Exit from  
Non-household Retail Market) Regulations 2016**

**PART 3**

Transfer of undertaking

**Determinations by the WSRA**

**19.**—(1) Where a relevant undertaker has withdrawn from the non-household retail market, the WSRA may determine—

- (a) whether premises in the retail exit area are transferred premises for the purpose of these Regulations;
  - (b) whether a person who was a customer of the relevant undertaker immediately before the exit date is a transferred customer for the purpose of these Regulations.
- (2) The WSRA may make a determination under paragraph (1) only on the application of—
- (a) a relevant undertaker,
  - (b) a water supply licensee or sewerage licensee, or
  - (c) the owner or occupier of the premises.

(3) The WSRA may require a relevant undertaker, a water supply licensee or a sewerage licensee to provide information or other assistance for the purpose of enabling the WSRA to make a determination in accordance with paragraph (1).

(4) A requirement imposed under paragraph (3) is enforceable under section 18 of the 1991 Act.

(5) Section 195A of the 1991 Act (reasons for decisions) applies as if the making of a determination under paragraph (1) were included in the list of decisions in subsection (1) of that section.