WELSH STATUTORY INSTRUMENTS

# 2014 No. 3155 (W. 317) (C. 137) WATER INDUSTRY, ENGLAND AND WALES

The Flood and Water Management Act 2010 (Commencement No.9) Order 2014

Made - - - - 2 December 2014

The Welsh Ministers, in exercise of the power conferred on them by section 49(3)(e) of the Flood and Water Management Act 2010(1) make the following Order:

## Title

**1.** The title of this Order is the Flood and Water Management Act 2010 (Commencement No.9) Order 2014.

# Provision coming into force on 1st January 2015

**2.** Section 45 of the Flood and Water Management Act 2010, so far as not already commenced and in relation to an undertaker whose area is wholly or mainly in Wales, comes into force on 1 January 2015.

Carl Saregeant Minister for Natural Resources, one of the Welsh Ministers

2 December 2014

# **EXPLANATORY NOTE**

#### (This note is not part of the Order)

This Order brings into force provisions of the Flood and Water Management Act 2010(2)("the 2010 Act").

Section 45 of the 2010 Act inserted a new section 144C into the Water Industry Act 1991(**3**). That section imposes a duty on owners of residential premises who do not occupy those premises to arrange for information about the occupiers to be given to the relevant water and/or sewerage undertaker.

The power of the Welsh Ministers to make regulations about the information to be given was commenced by the Flood and Water Management Act 2010 (Commencement No.1 and Transitional Provisions) Order 2010(4).

Article 2 of this Order specifies that section 45 of the 2010 Act, so far as not already commenced and in relation to undertakers whose areas are wholly or mainly in Wales, comes into force on 1 January 2015.

### NOTE AS TO EARLIER COMMENCEMENT ORDERS

## (This note is not part of the Order)

The following provisions of the Flood and Water Management Act 2010 were brought into force by commencement order made before the date of this Order.

Provision of the Act	Date of commencement	No.
Section 1 (partially)	1 September 2010	2010/2169 (C.108)
Section 1 (remainder)	1 October 2010	2010/2169 (C. 108)
Section 2 (partially)	1 September 2010	2010/2169 (C. 108)
Section 2 (remainder)	1 October 2010	2010/2169 (C. 108)
Section 3 (partially)	1 September 2010	2010/2169 (C. 108)
Section 3 (remainder)	1 October 2010	2010/2169 (C. 108)
Section 4 (partially)	1 September 2010	2010/2169 (C. 108)
Section 4 (remainder)	1 October 2010	2010/2169 (C. 108)
Section 5	1 October 2010	2010/2169 (C. 108)
Section 6 (partially)	1 September 2010	2010/2169 (C. 108)
Section 6 (remainder)	1 October 2010	2010/2169 (C. 108)
Sections 7 to 10	1 October 2010	2010/2169 (C. 108)

<sup>(</sup>**2**) 2010 c.29

<sup>(</sup>**3**) 1991 c 56

<sup>(4)</sup> S.I. 2010/2169, article 4 and the Schedule to the Order.

Provision of the Act	Date of commencement	No.
Section 11 (in relation to England only)	19 July 2011	2011/1770 (C. 7)
Section 11 (in relation to Wales only)	1 November 2011	2011/2204 (C. 80)
Section 12	1 November 2011	2011/2204 (C. 80)
Section 13	1 October 2010	2010/2169 (C. 108)
Section 14	6 April 2011	2011/694 (C. 25)
Section 15 (partially)	18 January 2011	2011/95 (C. 4)
Section 15 (remainder, in relation to Wales only)	<sup>on</sup> 6 April 2011	2011/694 (C. 25)
Section 16	1 October 2010	2010/2169 (C. 108)
Section 17 (partially)	1 October 2010	2010/2169 (C. 108)
Section 17 (remainder)	1 April 2011	2011/694 (C. 25)
Section 18 ( <i>in relation to</i> England only)	19 July 2011	2011/1770 (C. 7)
Section 18 (in relation to Wales only)	1 November 2011	2011/2204 (C. 80)
Section 19	6 April 2011	2011/694 (C. 25)
Section 20	1 October 2010	2010/2169 (C. 108)
Section 21	6 April 2011	2011/694 (C. 25)
Section 22 (partially)	1 October 2010	2010/2169 (C. 108)
Section 22 (remainder)	1 April 2011	2011/694 (C. 25)
Section 23	1 April 2011	2011/694 (C. 25)
Section 24	1 October 2010	2010/2169 (C. 108)
Section 25	1 April 2011	2011/694 (C. 25)
Section 26	1 October 2010	2010/2169 (C. 108)
Section 27	1 October 2011	2011/2204 (C. 80)
Sections 28 and 29	1 October 2010	2010/2169 (C. 108)
Section 30 (partially)	6 April 2011	2011/694 (C. 25)
Section 30 (remainder)	1 August 2012	2012/2000 (C.79)
Section 31 (partially)	1 October 2010	2010/2169 (C. 108)
	1 April 2011	2011/694 (C. 25)
	6 April 2011	2011/694 (C. 25)
	19 July 2011	2011/1770 (C. 7)
	1 October 2011	2011/2204 (C. 80)
	6 April 2012	2012/879 (C. 25)
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Sections 46 and 47   1 October 2010   2010/2169 (C. 108)     In Schedule 1—   Paragraphs 15 and 16 (partially)   6 April 2011   2011/694 (C. 25)     Paragraph 17   6 April 2011   2011/694 (C. 25)     Schedule 1 (remainder)   1 August 2012   2012/2000 (C.79)     In Schedule 2—   Paragraphs 1 to 24 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 1 to 24 (in relation to Wales only)   1 October 2010   2010/2169 (C. 108)     Paragraphs 26 and 27   6 April 2012   2012/204 (C. 80)     Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraphs 29 and 30 (in relation to to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 26 and 27   6 April 2012   2012/879 (C. 25)     Paragraphs 29 and 30 (in relation to to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/2204 (C. 80)     Paragraphs 29 and 30 (in relation to Wales only)   1 October 2010   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and to Wales only)   2011/2204 (C. 25)   2011/2204 (C. 25) </td <td>Section 44</td> <td>1 October 2011</td> <td>2011/2204 (C. 80)</td>	Section 44	1 October 2011	2011/2204 (C. 80)
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Paragraphs 15 and 16 (partially)   6 April 2011   2011/694 (C. 25)     Paragraph 17   6 April 2011   2011/694 (C. 25)     Schedule 1 (remainder)   1 August 2012   2012/2000 (C.79)     In Schedule 2—   Paragraphs 1 to 24 (in relation to England only)   19 July 2011   2011/2004 (C. 7)     Paragraphs 1 to 24 (in relation to England only)   19 July 2011   2011/2204 (C. 80)     Paragraphs 25   1 October 2010   2010/2169 (C. 108)     Paragraph 25   1 October 2010   2010/2169 (C. 108)     Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 26 and 27   6 April 2012   2010/2169 (C. 108)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 (in relation to England only)   1 October 2011   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and   6 April 2012   2011/2204 (C. 80)	Sections 46 and 47	1 October 2010	2010/2169 (C. 108)
Paragraph 17   6 April 2011   2011/694 (C. 25)     Schedule 1 (remainder)   1 August 2012   2012/2000 (C.79)     In Schedule 2—   Paragraphs 1 to 24 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 1 to 24 (in relation to Males only)   19 October 2011   2011/2204 (C. 80)     Paragraph 25   1 October 2010   2010/2169 (C. 108)     Paragraph 26 and 27   6 April 2012   2010/2169 (C. 108)     Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraph 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraph 26 and 27   6 April 2012   2010/2169 (C. 108)     Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 (in relation to England only)   10 October 2010   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and to Wales only)   10 October 2011   2011/2204 (C. 80)	In Schedule 1—		
Schedule 1 (remainder)   1 August 2012   2012/2000 (C.79)     In Schedule 2—   Paragraphs 1 to 24 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 1 to 24 (in relation to England only)   19 July 2011   2011/2204 (C. 80)     Paragraphs 1 to 24 (in relation to Wales only)   1 October 2011   2011/2204 (C. 80)     Paragraph 25   1 October 2010   2010/2169 (C. 108)     Paragraphs 26 and 27   6 April 2012   2010/2169 (C. 25)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/2204 (C. 80)     Paragraphs 29 and 30 (in relation to England only)   10 October 2010   2011/2169 (C. 108)     Paragraphs 31, 32(1) to (3) and   6 April 2012   2011/2204 (C. 80)	Paragraphs 15 and 16 (partially)	6 April 2011	2011/694 (C. 25)
In Schedule 2—     Paragraphs 1 to 24 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 1 to 24 (in relation to Wales only)   1 October 2011   2011/2204 (C. 80)     Paragraph 25   1 October 2010   2010/2169 (C. 108)     Paragraph 26 and 27   6 April 2012   2012/879 (C. 25)     Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 (in relation to Wales only)   1 October 2010   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and to Wales only)   6 April 2012   2011/2204 (C. 80)	Paragraph 17	6 April 2011	2011/694 (C. 25)
Paragraphs 1 to 24 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 1 to 24 (in relation to Wales only)   1 October 2011   2011/2204 (C. 80)     Paragraph 25   1 October 2010   2010/2169 (C. 108)     Paragraphs 26 and 27   6 April 2012   2012/879 (C. 25)     Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 (in relation to Wales only)   1 October 2010   2011/1770 (C. 7)     Paragraphs 31, 32(1) to (3) and to Wales only)   6 April 2012   2011/2204 (C. 80)	Schedule 1 (remainder)	1 August 2012	2012/2000 (C.79)
England only)   19 July 2011   2011/17/0 (C. 7)     Paragraphs 1 to 24 (in relation to Wales only)   1 October 2011   2011/2204 (C. 80)     Paragraph 25   1 October 2010   2010/2169 (C. 108)     Paragraphs 26 and 27   6 April 2012   2012/879 (C. 25)     Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraphs 29 and 30 (in relation to England only)   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 (in relation to Wales only)   1 October 2010   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and   6 April 2012   2012/879 (C. 25)	In Schedule 2—		
Wales only)   1 October 2011   2011/2204 (C. 80)     Paragraph 25   1 October 2010   2010/2169 (C. 108)     Paragraphs 26 and 27   6 April 2012   2012/879 (C. 25)     Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraphs 29 and 30 ( <i>in relation to England only</i> )   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 ( <i>in relation to Wales only</i> )   1 October 2010   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and   6 April 2012   2012/879 (C. 25)	01	19 July 2011	2011/1770 (C. 7)
Paragraphs 26 and 27   6 April 2012   2012/879 (C. 25)     Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraphs 29 and 30 ( <i>in relation to England only</i> )   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 ( <i>in relation to England only</i> )   1 October 2010   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and   6 April 2012   2012/879 (C. 25)	<b>U</b>	1 October 2011	2011/2204 (C. 80)
Paragraph 28   1 October 2010   2010/2169 (C. 108)     Paragraphs 29 and 30 ( <i>in relation to England only</i> )   19 July 2011   2011/1770 (C. 7)     Paragraphs 29 and 30 ( <i>in relation to Wales only</i> )   1 October 2011   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and   6 April 2012   2012/879 (C. 25)	Paragraph 25	1 October 2010	2010/2169 (C. 108)
Paragraphs 29 and 30 ( <i>in relation</i> 19 July 2011   2011/1770 (C. 7)     to England only)   19 July 2011   2011/2204 (C. 80)     Paragraphs 29 and 30 ( <i>in relation</i> to Wales only)   1 October 2011   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and   6 April 2012   2012/879 (C. 25)	Paragraphs 26 and 27	6 April 2012	2012/879 (C. 25)
to England only)   19 July 2011   2011/17/0 (C. 7)     Paragraphs 29 and 30 (in relation to Wales only)   1 October 2011   2011/2204 (C. 80)     Paragraphs 31, 32(1) to (3) and   6 April 2012   2012/879 (C. 25)	Paragraph 28	1 October 2010	2010/2169 (C. 108)
to Wales only) Paragraphs 31, 32(1) to (3) and 6 April 2012 2011/2204 (C. 80) 2012/879 (C. 25)	<b>U</b> .	19 July 2011	2011/1770 (C. 7)
	<b>.</b> .	1 October 2011	2011/2204 (C. 80)
		6 April 2012	2012/879 (C. 25)

Provision of the Act	Date of commencement	No.
Paragraphs 35 and 36 ( <i>in relation</i> to England only)	19 July 2011	2011/1770 (C. 7)
Paragraphs 35 and 36 ( <i>in relation</i> to Wales only)	1 October 2011	2011/2204 (C. 80)
Paragraph 37	6 April 2011	2011/694 (C. 25)
Paragraphs 38 and 39 ( <i>in relation</i> to England only)	19 July 2011	2011/1770 (C. 7)
Paragraphs 38 and 39 ( <i>in relation</i> to Wales only)	1 October 2011	2011/2204 (C. 80)
Paragraphs 40, 41, 43 and 44	1 April 2011	2011/694 (C. 25)
Paragraphs 45 to 47 ( <i>in relation</i> to England only)	19 July 2011	2011/1770 (C. 7)
Paragraphs 45 to 47 ( <i>in relation</i> to <i>Wales only</i> )	1 October 2011	2011/2204 (C. 80)
Paragraph 48	1 April 2011	2011/694 (C. 25)
Paragraph 49 ( <i>in relation to</i> England only)	19 July 2011	2011/1770 (C. 7)
Paragraph 49 ( <i>in relation to</i> <i>Wales only)</i>	1 October 2011	2011/2204 (C. 80)
Paragraphs 50 to 53	1 April 2011	2011/694 (C. 25)
Paragraph 54 (partially)	1 October 2010	2010/2169 (C. 108)
Paragraph 54 (remainder)	6 April 2011	2011/694 (C. 25)
In Schedule 4—		
Paragraph 1	1 October 2011	2011/2204 (C. 80)
Paragraphs 2, 4, 7, 10, 12, 22, 25, 27, 30, 31, 32, 33 and 37 <i>(partially)</i>	1 October 2011	2011/2204 (C. 80)
Paragraphs 2, 4, 7, 10, 12, 22, 25, 27 and 33 <i>(remainder in relation to England only)</i>	30 July 2013	2013/1590 (C. 64)
Paragraphs 3, 5, 6, 8, 9, 11, 13 to 21, 23, 24, 26, 28, 29, 34 to 36 and 41 ( <i>in relation to England only</i> )	30 July 2013	2013/1590 (C. 64)
Paragraphs 38 to 40, 42 and 43	1 October 2011	2011/2204 (C. 80)
In Schedule 5—		
Paragraphs 1 and 2	1 April 2011	2011/694 (C. 25)
Paragraph 3 (partially)	1 October 2010	2010/2169 (C. 108)
Paragraph 4	1 April 2011	2011/694 (C. 25)

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Provision of the Act	Date of commencement	No.
Paragraphs 5 and 6 (partially)	1 October 2010	2010/2169 (C. 108)