
DRAFT STATUTORY INSTRUMENTS

2006 No. (N.I.)

NORTHERN IRELAND

**The Water and Sewerage Services
(Northern Ireland) Order 2006**

*Made - - - - 2006
Coming into operation in accordance with Article
1(2) to (4)*

**THE WATER AND SEWERAGE SERVICES
(NORTHERN IRELAND) ORDER 2006**

PART I

INTRODUCTORY

1. Title and commencement
2. Interpretation

PART II

REGULATORY AUTHORITIES AND GENERAL DUTIES

The Northern Ireland Authority for Utility Regulation

3. The Authority
4. Forward work programme of the Authority
5. Annual report of the Authority

General duties

6. General duties with respect to water industry
7. Guidance on social and environmental matters
8. General environmental and recreational duties
9. Environmental duties with respect to areas of special interest
10. Codes of practice with respect to environmental and recreational duties
11. Co-operation between water regulators
12. General duties with respect to the water industry

PART III

APPOINTMENT AND REGULATION OF UNDERTAKERS

CHAPTER I

APPOINTMENTS

Making of appointments

13. Appointment of relevant undertakers
14. Continuity of appointments, replacement appointments, etc.
15. Procedure with respect to appointments and variations
16. Duties affecting making of appointments and variations
17. Transitional provision with respect to replacement appointments

Conditions of appointment

18. Power to impose conditions
19. Determinations under conditions of appointment

Modification of appointment conditions

20. Modification by agreement
21. Modification references to Competition Commission
22. References under Article 21: time limits
23. References under Article 21: powers of investigation
24. Reports on modification references
25. Modifications following report
26. Commission's power of veto following report
27. Commission's power of veto following report: supplementary
28. Modification by order under other statutory provisions

Competition

29. Functions of the Authority with respect to competition

CHAPTER II

ENFORCEMENT AND INSOLVENCY

Enforcement orders

30. Orders for securing compliance with certain provisions
31. Exceptions to the duty to enforce
32. Procedure for enforcement orders
33. Validity and effect of enforcement orders
34. Effect of enforcement order

Financial penalties

35. Financial penalties
36. Statement of policy with respect to penalties
37. Time limits on the imposition of financial penalties
38. Interest and payment of instalments
39. Appeals

- 40. Recovery of penalties

Special administration orders

- 41. Meaning and effect of special administration order
- 42. Special administration orders made on application of Department or Authority
- 43. Power to make special administration order on winding-up petition

Restrictions on voluntary winding up and insolvency proceedings

- 44. Restrictions on voluntary winding up and insolvency proceedings

CHAPTER III

CONSUMER PROTECTION: THE GENERAL CONSUMER COUNCIL

- 45. The General Consumer Council: preliminary
- 46. Forward work programme of the Council
- 47. Co-operation between the Council and other authorities
- 48. Acquisition and review of information
- 49. Provision of advice and information to public authorities and other persons
- 50. Provision of information to consumers
- 51. Power to publish information and advice about consumer matters
- 52. Provision of information to the Council
- 53. Provision of information by the Council
- 54. Articles 52 and 53: supplementary
- 55. Consumer complaints
- 56. Power of the Council to investigate other matters
- 57. Restrictions on disclosure of information by the Council
- 58. Duty to consult the Council
- 59. Provision of statistical information about complaints

CHAPTER IV

MISCELLANEOUS AND SUPPLEMENTARY

Miscellaneous

- 60. General duty of the Authority to keep matters under review
- 61. Determination of disputes by the Authority
- 62. Remuneration and standards of performance
- 63. Procedure for dealing with complaints

Supplementary

- 64. Interpretation of Part III

PART IV

WATER SUPPLY

CHAPTER I

GENERAL DUTIES OF WATER UNDERTAKERS

General water supply duties

- 65. General duty to maintain water supply system, etc.
- 66. Standards of performance in connection with water supply
- 67. Information with respect to levels of performance
- 68. Information to be given to customers about overall performance
- 69. Procedure for making regulations under Article 66

Water resource management and drought plans

- 70. Water resources management plans: preparation and review
- 71. Water resources management plans: publication and representations
- 72. Water resources management plans: supplementary
- 73. Drought plans: preparation and review

CHAPTER II

SUPPLY DUTIES

Major supplies

- 74. Bulk supplies
- 75. Variation and termination of bulk supply agreements
- 76. Duty to comply with water main requisition
- 77. Financial conditions of compliance
- 78. Determination of completion date and routes for requisitioned main

Domestic connections

- 79. Duty to make connections with main
- 80. Duty to carry out ancillary works for the purpose of making domestic connection
- 81. Conditions of connection concerning metering
- 82. Conditions of connection with water main
- 83. Interest on sums deposited in pursuance of the deposit condition
- 84. Restrictions on imposition of condition requiring separate service pipes
- 85. Time for performance of connection etc. duties

Adoption of water mains and service pipes

- 86. Agreements to adopt water main or service pipe at a future date
- 87. Appeals with respect to adoption
- 88. Financial conditions of compliance
- 89. Prohibition on connection without adoption
- 90. Articles 86 to 89: supplementary

Domestic supplies

- 91. The domestic supply duty
- 92. Conditions of compliance with domestic supply duty
- 93. Enforcement of domestic supply duty

Other supplies

- 94. Supplies for non-domestic purposes
- 95. Determinations on requests for non-domestic supplies

- 96. Duty to provide a supply of water etc. for fire-fighting
- 97. Specially requested fire hydrants
- 98. Supplies for other public purposes

Disconnections

- 99. Disconnections for the carrying out of necessary works
- 100. Disconnections for non-payment of charges
- 101. Disconnections at request of customer
- 102. General duties of undertakers with respect to disconnections

Use of limiting devices

- 103. Prohibition of use of limiting devices

Means of supply

- 104. Supply by means of separate service pipes
- 105. Duties of undertakers as respects constancy and pressure
- 106. Requirements by undertaker for maintaining pressure

CHAPTER III

QUALITY AND SUFFICIENCY OF SUPPLY

Standards of wholesomeness

- 107. Standards of wholesomeness

General obligations of water undertakers

- 108. Duties of water undertakers with respect to water quality
- 109. Regulations for preserving water quality
- 110. Offence of supplying water unfit for human consumption

Waste, contamination, misuse, etc.

- 111. Waste from water sources
- 112. Contamination of water sources
- 113. Offences of contaminating, wasting and misusing water, etc.
- 114. Regulations for preventing contamination, waste, etc and with respect to water fittings
- 115. Power to prevent damage and to take steps to prevent contamination, waste, etc.
- 116. Temporary hosepipe bans

Insufficient or unwholesome piped supplies

- 117. Functions of the Department where piped supplies insufficient or unwholesome

Private supplies

- 118. General functions of DOE in relation to private supplies
- 119. Remedial powers in relation to private supplies
- 120. Confirmation of private supply notices
- 121. Enforcement and variation of private supply notice

- 122. Powers to do works in relation to private supplies
- 123. Power of DOE to obtain information relating to private supplies

Enforcement

- 124. Rights of entry
- 125. Assessors for the enforcement of water quality

CHAPTER IV

FLUORIDATION

- 126. Fluoridation of water supplies at request of DHSSPS
- 127. Target concentration of fluoride
- 128. Fluoridation arrangements: determination of terms
- 129. Fluoridation arrangements: compliance
- 130. Power to vary permitted fluoridation agents
- 131. Power to vary target concentration of fluoride
- 132. Consultation
- 133. Indemnities in respect of fluoridation
- 134. Review of fluoridation

CHAPTER V

SUPPLEMENTAL PROVISIONS OF PART IV

- 135. Power to give effect to international agreements
- 136. Interpretation

PART V

USE OF WATER

CHAPTER I

DROUGHT

Drought orders

- 137. Power to make drought orders
- 138. Provisions and duration of drought order
- 139. Provisions of drought order restricting use of water
- 140. Provisions of drought order with respect to abstraction and discharges
- 141. Works under drought orders
- 142. Compensation and charges where drought order made
- 143. Offences against drought order

Interpretation

- 144. Interpretation of this Chapter

CHAPTER II

PROMOTION OF THE EFFICIENT USE OF WATER

- 145. Duty to promote efficient use of water
- 146. Power of the Authority to impose requirements on water undertakers
- 147. Publicity of requirements imposed under Article 146
- 148. Information as to compliance with requirements under Article 146

PART VI

SEWERAGE SERVICES

CHAPTER I

GENERAL FUNCTIONS OF SEWERAGE UNDERTAKERS

Principal duties and standards of performance

- 149. General duty to provide sewerage system
- 150. Standards of performance in connection with provision of sewerage services
- 151. Information with respect to levels of performance
- 152. Procedure for regulations under Article 150
- 153. Information to be given to customers about overall performance

CHAPTER II

PROVISION OF SEWERAGE SERVICES

Requisition of public sewer or lateral drain

- 154. Duty to comply with sewer and lateral drain requisition
- 155. Financial conditions of compliance
- 156. Determination of completion date and route for requisitioned sewer or lateral drain

Provision of sewers other than by requisition

- 157. Further duty to provide sewers
- 158. Power to construct lateral drains following provision of public sewer

Adoption of sewers and waste water treatment works

- 159. Adoption of sewers and waste water treatment works
- 160. Adoption under Article 159: supplementary
- 161. Agreements to adopt sewer, drain or waste water treatment works at future date
- 162. Appeals with respect to adoption

Communication of drains and private sewers with public sewers

- 163. Right to communicate with public sewers
- 164. Right of sewerage undertaker to undertake the making of communications with public sewers
- 165. Communication works by person entitled to communication

166. Unlawful communications

Connections between public sewers

167. New connections with public sewers

Provisions protecting public sewers

168. Restrictions on use of public sewers

169. Requirement that proposed drain or sewer be constructed so as to form part of general system

170. Power to alter drainage system of premises in area

171. Power to investigate defective drain or sewer

Use of pipes for sewerage purposes

172. Use of road drains as sewers and vice versa

173. Power to close or restrict use of public sewer

Interpretation of Chapter II

174. Interpretation of Chapter II

CHAPTER III

TRADE EFFLUENT

Consent for discharge of trade effluent into public sewer

175. Consent required for discharge of trade effluent into public sewer

Consents on an application

176. Application for consent

177. Transfer of consent

178. Applications for the discharge of special category effluent

179. Conditions of consent

180. Appeals to the Authority with respect to decisions on applications etc.

181. Appeals with respect to the discharge of special category effluent

182. Variation of consents

183. Variations within time limit

184. Appeals with respect to variations of consent

185. Review by DOE of consents relating to special category effluent

Application for variation of time for discharge

186. Application for variation of time for discharge

Agreements with respect to the disposal etc. of trade effluent

187. Agreements with respect to the disposal etc. of trade effluent

188. Reference to DOE of agreements relating to special category effluent

189. Review by DOE of agreements relating to special category effluent

References and reviews relating to special category effluent

190. Powers and procedure on references and reviews

- 191. Effect of determination on reference or review
- 192. Compensation in respect of determinations made for the protection of public health etc.

Supplemental provisions of Chapter III

- 193. Restrictions on power to fix charges under Chapter III
- 194. Power of DOE to require information for the purpose of its functions in relation to special category effluent
- 195. Evidence from meters etc.
- 196. Statement of case on appeal
- 197. Meaning of “special category effluent”
- 198. Power to apply Chapter III to specified activities

Interpretation of Chapter III

- 199. Interpretation of Chapter III

PART VII

FINANCIAL PROVISIONS

CHAPTER I

CHARGES

Manner of fixing charges

- 200. Powers of undertakers to charge
- 201. Charges schemes
- 202. Regulations as to provisions to be included in charges schemes
- 203. Liability for charges
- 204. Right of consumer to elect for charging by reference to volume
- 205. Restriction on undertakers' power to require fixing of charges by reference to volume
- 206. Connection charges
- 207. Charging for emergency use of water

Metering

- 208. Restriction on charging for metering works
- 209. Further provisions relating to charging by volume

Charging for services provided with the help of an undertaker

- 210. Fixing maximum charges for services provided with the help of undertakers' services
- 211. Billing disputes
- 212. Interpretation of Chapter I

CHAPTER II

FINANCIAL ASSISTANCE FOR UNDERTAKERS

- 213. Grants by the Department to relevant undertakers
- 214. Financial assistance where special administration orders made

PART VIII
UNDERTAKERS' POWERS AND WORKS

CHAPTER I

UNDERTAKERS' POWERS

Abstraction and impounding of water

215. Abstraction and impounding of water

Powers in relation to land

216. Compulsory acquisition
217. Restriction on disposals of land
218. Byelaws with respect to undertakers' waterways and land

Pipe-laying

219. Power to lay pipes in a street
220. Power to lay pipes in other land

Other works powers

221. Power to carry out works and discharge surface water for sewerage purposes
222. Power to deal with foul water and pollution
223. Works in connection with metering
224. Power to fit stopcocks
225. Agreements for works with respect to water sources

Powers to discharge water

226. Discharges for works purposes
227. Consents for certain discharges under Article 226

Compulsory works orders

228. Compulsory works orders

Entry to land, etc. by relevant undertakers

229. Entry for works purposes
230. Power to carry out surveys and search for water
231. Entry etc. for other purposes
232. Entry for sewerage purposes
233. Entry for metering purposes
234. Regulations as to taking of, and dealing with, samples
235. Impersonation of persons entitled to entry

Chapter ii

Protection of Undertakers' Works, Apparatus, etc.

Protection of apparatus in general

236. Offences of interference with works, etc.

Protection of meters

237. Offence of tampering with a meter
238. Consent for the purposes of Article 237
239. Financial obligations with respect to any interference with a meter
240. Obstruction of works, etc.

CHAPTER III

SUPPLEMENTAL PROVISIONS WITH RESPECT TO UNDERTAKERS' POWERS

Vesting of works in undertaker

241. Vesting of works in undertaker
242. Compensation for loss or damage caused by works etc.
243. Complaints with respect to the exercise of works powers on private land, etc
244. Codes of practice with respect to work on private land
245. Protection for particular undertakings
246. Power of certain undertakers to alter public sewers, etc.
247. Duty to move pipes etc. in certain cases
248. Protective provisions in respect of watercourses etc.
249. Works in tidal lands etc.
250. Power to sell materials deriving from works
251. Rights as to sewage

Interpretation

252. Interpretation of Part VIII

PART IX

INFORMATION

Registers, maps etc

253. The Authority's register
254. Reasons for decisions
255. Trade effluent registers
256. Register for the purposes of works discharges
257. Maps of waterworks
258. Sewer maps

Publication of certain information and advice

259. Publication of certain information and advice

Powers to acquire and duties to provide information

260. Duties of undertakers to provide the Department with information
261. Power to require information for enforcement purposes
262. Provision of information to sewerage undertakers with respect to trade effluent discharges

- 263. Exchange of metering information between undertakers
- 264. Information sharing for purposes of special provision in charges scheme

Restriction on disclosure of information

- 265. Restriction on disclosure of information
- 266. Unauthorised disclosure of information relating to particular persons

Provision of false information

- 267. Provision of false information

PART X

REORGANISATION OF THE INDUSTRY

Introductory

- 268. Interpretation of this Part

The successor company

- 269. The successor company

Transfer to successor company of certain assets and liabilities of the Department

- 270. Transfer scheme

Ownership of the successor company

- 271. Initial Departmental holding in the successor company
- 272. Departmental investment in securities of the successor company
- 273. Disposal of securities, etc
- 274. Exercise of Departmental powers through nominees

Finances of the successor company

- 275. Statutory reserves
- 276. Accounts, etc. of successor company
- 277. Restrictions on borrowing, charging, etc.
- 278. Departmental lending, guarantees, etc.
- 279. Exercise of certain functions of the Department under this Part

PART XI

AMENDMENTS TO THE WATER ORDER

- 280. Pollution of water
- 281. Relationship of Part II of Water Order with other statutory provisions
- 282. Charges for transfer of discharge consent
- 283. Anti-pollution works
- 284. Provision of information
- 285. Restriction on disclosure of information
- 286. Civil liability
- 287. Liability to prosecution for certain offences
- 288. Application of Part II of the Water Order to the Crown
- 289. Matters to be taken into account in exercising certain functions under Part III of Water Order

- 290. Discharge consents
- 291. Minor amendments

PART XII

MISCELLANEOUS AND SUPPLEMENTAL

The Water Appeals Commission

- 292. The Water Appeals Commission
- 293. Procedure of the Appeals Commission

Miscellaneous

- 294. Directions in the interests of national security
- 295. Directions for preserving services or mitigating effects of emergency
- 296. Abolition of Northern Ireland Water Council
- 297. Safety of reservoirs
- 298. Civil liability of water undertaker for escape of water, etc

Supplemental

- 299. Prosecutions
 - 300. Regulations
 - 301. Directions
 - 302. Power to prescribe forms
 - 303. Local inquiries
 - 304. Construction of provision conferring powers by reference to undertakers' functions
 - 305. Local statutory provisions
 - 306. Supplementary, incidental, consequential, transitional provision etc.
 - 307. Application to the Crown
 - 308. Amendments and repeals
- Signature

SCHEDULES

SCHEDULE 1 — TRANSITIONAL PROVISION ON TERMINATION OF APPOINTMENTS

Cases where Schedule applies

- 1. (1) This Schedule applies in each of the cases specified...

Making and effect of scheme

- 2. (1) The existing appointee, acting with the consent of the...

Contents of scheme

- 3. (1) A scheme under this Schedule— (a) shall specify the...

Transfer of appointment

- 4. (1) Where a scheme under this Schedule is made in...

Employment contracts

5. (1) This paragraph applies if rights and liabilities under a...

Effect on third parties

6. (1) Sub-paragraph (2) applies where (apart from that sub-paragraph) a...

External assets, etc.

7. (1) This paragraph applies in any case where a scheme...

Further transitional provision

8. (1) The Department may, if it thinks it appropriate to...

SCHEDULE 2 — PREMISES NOT TO BE DISCONNECTED FOR NON-PAYMENT OF CHARGES

1. (1) Any dwelling which is occupied by a person as...
2. (1) Any house in multiple occupation which does not constitute...
3. (1) Accommodation for the elderly in which a person has...
4. A hospital within the meaning of Article 2(2) of the...
5. (1) Premises used— (a) for the provision of primary medical...
6. Any of the following (within the meaning of the Health...
7. A school within the meaning of the Education and Libraries...
8. (1) Premises used by— (a) an institution of further education...
9. Premises used for the provision of day care for children...
10. A prison, young offenders centre or juvenile justice centre.
11. Any premises which are used solely for detaining persons under...
12. Premises occupied for the purposes of the police.
13. Premises occupied for the purposes of the Northern Ireland Fire...
14. Premises occupied for the purposes of the provision of an...

SCHEDULE 3 — PROCEDURE FOR ORDERS RELATING TO PRESSURE AND CONSTANCY

Applications for orders

1. (1) Where the Authority or a water undertaker applies to...

Supply of copies of draft orders

2. The applicant for an order under Article 105(5) shall, at...

Modifications of proposals

3. (1) On an application for an order under Article 105(5),...

Consideration of objections, etc.

4. Where an application for an order to which this Schedule...

SCHEDULE 4 — RIGHTS OF ENTRY

PART I — RIGHTS REQUIRING NOTICE FOR ENTRY TO NON-BUSINESS PREMISES

Notice of entry

1. (1) Where this Part of this Schedule applies to any...

Warrants to exercise right

2. (1) Subject to sub-paragraph (3), if it is shown to...

Supplementary power of person making entry

3. Any person entitled to enter any premises by virtue of...

Obstruction of person exercising right

4. Any person who intentionally obstructs any person upon whom a...

Duty of persons exercising rights to maintain confidentiality

5. (1) Without prejudice to Article 265 and subject to sub-paragraphs...

PART II — OTHER RIGHTS OF ENTRY AND RELATED POWERS

Notice of Entry

6. (1) Without prejudice to any power exercisable by virtue of...

Warrant to exercise right or power

7. (1) If it is shown to the satisfaction of a...

Manner of exercise of right or power

8. A person designated as the person who may exercise any...

Supplementary powers of person making entry, etc.

9. A person authorised to enter any premises by virtue of...

Duty to secure premises

10. A person who enters any premises in the exercise of...

Compensation

11. (1) Where any person exercises any right or power to...

Obstruction of person exercising right or power

12. A person who intentionally obstructs another person acting in the...

Interpretation of Part II

13. (1) In this Part of this Schedule “relevant authority”, in...

SCHEDULE 5 — PROCEEDINGS ON APPLICATION FOR A DROUGHT ORDER

Notice of application for drought order

1. (1) The applicant for a drought order shall—

Objections to, and making of, drought order

2. (1) If any objection is duly made with respect to...

Notice after making of drought order

3. After a drought order has been made, the person on...

SCHEDULE 6 — COMPENSATION IN RESPECT OF DROUGHT ORDERS

Cases where compensation payable

1. (1) Where a drought order has been made, compensation in...

Claims for compensation

2. (1) A claim for compensation under this Schedule shall be...
3. (1) A claim for compensation under paragraph 1(2) to (5)...

SCHEDULE 7 — COMPULSORY ACQUISITION OF LAND

PART I — COMPULSORY ACQUISITION OF LAND BY RELEVANT UNDERTAKERS

1. (1) Where a relevant undertaker proposes to acquire, otherwise than...
2. (1) Except with the consent of the Authority, no application...
3. (1) The power to make a vesting order under paragraph...
4. (1) Nothing in this Schedule shall authorise the acquisition, without...
5. Schedule 6 to the Local Government Act (Northern Ireland) 1972...

PART II — LAND OF RELEVANT UNDERTAKERS EXCLUDED FROM COMPULSORY PURCHASE

6. Where— (a) an application for a vesting order is made...

SCHEDULE 8 — PROCEDURE RELATING TO BYELAWS UNDER ARTICLE 218

Confirmation of byelaws

1. (1) Byelaws made by a relevant undertaker under Article 218...

Confirmation with or without modifications

2. (1) Subject to the following sub-paragraphs, where byelaws are submitted...

Commencement of byelaws

3. (1) The Department may fix the date on which any...

Availability of confirmed byelaws

4. (1) Byelaws made by a relevant undertaker and confirmed under...

Revocation of byelaws

5. Without prejudice to paragraph (5) of Article 218, if it...

Proof of byelaws etc.

6. The production of a printed copy of byelaws purporting to...

SCHEDULE 9 — ORDERS CONFERRING COMPULSORY WORKS POWERS

Applications for orders

1. (1) Where a water undertaker applies to the Department for...

Supply of copies of draft orders

2. A water undertaker applying for a compulsory works order shall,...

Powers on an application

3. (1) On an application for a compulsory works order, the...

Consideration of objections etc.

4. (1) If, where an application for a compulsory works order...

Notice after making of order

5. (1) As soon as practicable after a compulsory works order...

Compulsory acquisition provisions

6. The statutory provisions for the time being in force with...

Compensation in respect of powers other than acquisition powers

7. (1) If the value of any estate in any relevant...

Protection of public undertakings

8. The provisions of Article 248 and of Part I of...

Interpretation

9. In this Schedule— “compulsory works order” means an order under...

SCHEDULE 10 — PROTECTIVE PROVISIONS IN RESPECT OF CERTAIN UNDERTAKINGS

PART I — PROVISIONS APPLYING GENERALLY

General provisions protecting undertakings

1. (1) Nothing in this Order conferring power on a relevant...

Protection for statutory powers and jurisdiction

2. Nothing in any provision of this Order conferring power on...

Special protection for certain undertakings in respect of street works

3. (1) Subject to the following provisions of this paragraph and...

Protection for telecommunication systems

4. Paragraph 23 of Schedule 2 to the Telecommunications Act 1984...

PART II — FURTHER PROTECTIVE PROVISIONS IN RESPECT OF SEWERAGE POWERS

Protection for airports, railways etc.

5. (1) Subject to the provisions of this paragraph, nothing in...

Saving for Part I and other powers

6. The provisions of this Part of this Schedule are without...

SCHEDULE 11 — THE TRANSFER SCHEME

Interpretation

1. (1) In this Schedule— “specified” means specified in the transfer...

Contents of transfer scheme

2. (1) The transfer scheme— (a) shall specify the assets and...

Modification of the transfer scheme

3. (1) If, at any time after the transfer date but...

Proof of title by certificate

4. A certificate issued by the Department to the effect that—...

Employment contracts

5. (1) This paragraph applies if rights and liabilities under a...

Effect on third parties

6. (1) Sub-paragraph (2) applies where (apart from that sub-paragraph) a...

Compensation

7. (1) Where, in consequence of any provision included in a...

External assets etc.

8. (1) This paragraph applies in any case where the transfer...

SCHEDULE 12 — AMENDMENTS

The Public Health (Ireland) Act 1878 (c. 52)

1. (1) In section 2 for the definition of “sewer” substitute—...

The Water Supplies and Sewerage Act (Northern Ireland) 1945 (c. 17)

2. (1) In section 4(1)(a) for “the Ministry of Development” substituted...

The Requisitioned Land and War Works Act 1948 (c. 17)

3. The undertaking of a relevant undertaker shall be deemed to...

The Interpretation Act (Northern Ireland) 1954 (c. 33)

4. In section 46(1) at the appropriate places in alphabetical order...

The Lough Neagh and Lower Bann Drainage and Navigation Act (Northern Ireland) 1955 (c. 15)

5. In section 2(1)(a) at the end add “and every water...

The Nuclear Installations Act 1965 (c. 57)

6. In section 27(1)(c), in the substituted paragraph (ca), after “Northern...

The Fisheries Act (Northern Ireland) 1966 (c. 17)

7. In section 11A(5) for “Article 9(1)” substitute “Article 7A(3)(a)”.

The Mineral Development Act (Northern Ireland) 1969 (c. 35)

8. (1) For the purposes of section 40, where pipes in...

The Land Registration Act (Northern Ireland) 1970 (c. 18)

9. In Schedule 11 for paragraph 28 substitute— Any of the following matters under the Water and Sewerage...

The Drainage (Northern Ireland) Order 1973 (NI 1)

10. (1) In Article 2(2), in the definition of “the Commission”,...

The Northern Ireland Assembly Disqualification Act 1975 (c. 25)

11. (1) In Part II of Schedule 1, in the entry...

The Rates (Northern Ireland) Order 1977 (NI 28)

12. (1) In Article 39E(1)(a), for “for the purposes of water...

The Health and Safety at Work (Northern Ireland) Order 1978 (NI 9)

13. (1) In Article 30(3)(c) at the end add—

The Pollution Control and Local Government (Northern Ireland) Order 1978 (NI 19)

14. (1) In Article 42(2)(a) for the words “or the Water...

The Statutory Rules (Northern Ireland) Order 1979 (NI 12)

15. In Part I of Schedule 1, in the entry relating...

The Housing (Northern Ireland) Order 1981 (NI 3)

16. In Article 88E(2)(b) for “or electricity” substitute “electricity, water or...

The Judgments Enforcement (Northern Ireland) Order 1981 (NI 6)

17. (1) In Article 2(2), in the definition of “company”, at...

The Civil Aviation Act 1982 (c. 16)

18. (1) For the purposes of the Civil Aviation Act 1982,...

The Telecommunications Act 1984 (c. 12)

19. (1) In section 98(9)— (a) in paragraph (c) of the...

The General Consumer Council (Northern Ireland) Order 1984 (NI 12)

20. In Schedule 1, in paragraph 10(8) after “consultation with” insert...

The Nature Conservation and Amenity Lands (Northern Ireland) Order 1985 (NI 1)

21. (1) A water undertaker or sewerage undertaker shall be deemed...

The Wildlife (Northern Ireland) Order 1985 (NI 2)

22. In Article 3(1), in the definition of “authorised person” after...

The Airports Act 1986 (c. 31)

23. In section 74(3) at the end add—

The Companies (Northern Ireland) Order 1986 (NI 6)

24. In Articles 418(5)(a) and 453(2) after “under this Order” insert...

The Business Names (Northern Ireland) Order 1986 (NI 7)

25. In Article 3(1)(c) after “Order 1986” insert “(or which would...

The Consumer Protection (Northern Ireland) Order 1987 (NI 20)

26. In Article 29(3) at the end add—

The Insolvency (Northern Ireland) Order 1989 (NI 19)

27. (1) In Article 197(3) for sub-paragraph (b) substitute—

The Food Safety (Northern Ireland) Order 1991 (NI 7)

28. In Article 50(1) for the words from “the Department of...

The Planning (Northern Ireland) Order 1991 (NI 11)

29. (1) In Article 2(2), at the end of the definition...

The Social Security Administration (Northern Ireland) Act 1992 (c. 8)

30. (1) In section 103B (2A) after paragraph (h) insert—

The Electricity (Northern Ireland) Order 1992 (NI 1)

31. (1) In Schedule 4— (a) in paragraph 1(1) in the...

The Radioactive Substances Act 1993 (c. 12)

32. (1) In section 47(1), in paragraph (c) of the definition...

The Roads (Northern Ireland) Order 1993 (NI 15)

33. In Article 2(2), in the definition of “statutory undertaker”, after...

The Airports (Northern Ireland) Order 1994 (NI 1)

34. In Article 49(3) at the end add—

The Street Works (Northern Ireland) Order 1995 (NI 19)

35. (1) In Article 7(5)(a) for “the Department” substitute “the sewer...

The Gas (Northern Ireland) Order 1996 (NI 2)

36. In Schedule 3— (a) in paragraph 1(1) in the definition...

The Ombudsman (Northern Ireland) Order 1996 (NI 8)

37. (1) In Schedule 2 , in the entry relating to...

The Industrial Pollution Control (Northern Ireland) Order 1997(NI 18)

38. In Article 2(11)(c) for “1973” substitute “2006”.

Waste and Contaminated Land (Northern Ireland) Order 1997 (NI 19)

39. (1) In Article 20 for paragraph (6) substitute—

The Water (Northern Ireland) Order 1999 (NI 6)

40. (1) In Article 32(12) for “to (9)” substitute “and (6)”....

The Postal Services Act 2000 (c. 26)

41. In Schedule 7 in paragraph 3(3)(hh), for “1973” substitute “2006”....

The Utilities Act 2000 (c. 27)

42. In section 105(6)(l) at the end add “or the Water...

The Freedom of Information Act 2000 (c. 36)

43. In Part VII of Schedule 1 at the appropriate place...

The Capital Allowances Act 2001 (c. 2)

44. In section 274(1), in Table B, in item 4 at...

The Social Security Fraud Act (Northern Ireland) 2001 (c. 17)

45. In section 4(1) at the end add—

The Enterprise Act 2002 (c. 40)

46. (1) In section 136(7) at the end add—

The Company Directors Disqualification (Northern Ireland) Order 2002 (NI 4)

47. In Article 13E(2)(b) for “Energy” substitute “Utility”.

The Energy (Northern Ireland) Order 2003 (NI 6)

48. (1) In Article 2(2) in the definition of “the Authority”...

The Fire and Rescue Service (Northern Ireland) Order 2006 (NI 9)

49. (1) In Article 16(2) for “Article 35(2) of the Water...

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK
Statutory Instrument: The Water and Sewerage Services (Northern Ireland) Order 2006 No. 3336

SCHEDULE 13 — REPEALS