Fire and Rescue Services Act 2004

2004 CHAPTER 21

PART 5

WATER SUPPLY

39 Supply of water by water undertakers

(1) A fire and rescue authority may enter into an agreement with a water undertaker for the purposes of section 38(1).

(2) An agreement under subsection (1) may include terms as to payment to be made to the undertaker, subject to section 147 of the Water Industry Act 1991 (c. 56) (charging for emergency use of water).

(3) A water undertaker must enter into any agreement reasonably proposed by a fire and rescue authority under subsection (1).

(4) An obligation of a water undertaker under an agreement under subsection (1), or under subsection (3), is enforceable by the Secretary of State under section 18 of the Water Industry Act 1991 (orders for securing compliance).

Commencement Information

I1 S. 39 in force at 7.9.2004 for specified purposes except in relation to W. and 1.10.2004 otherwise except in relation to W. by S.I. 2004/2304, **art. 2** (with art. 3)

I2 S. 39 in force at 10.11.2004 for W. by S.I. 2004/2917, **art. 2**

Status:
Point in time view as at 10/11/2004.

Changes to legislation:
There are currently no known outstanding effects for the Fire and Rescue Services Act 2004, Section 39.