
WELSH STATUTORY INSTRUMENTS

2016 No. 53

The Developments of National Significance (Specified Criteria and Prescribed Secondary Consents) (Wales) Regulations 2016

PART 2

Developments of national significance: specified criteria

Transfer of water resources

12.—(1) Development relating to the transfer of water resources is within regulation 3(1)(i) only if—

- (a) the development is carried out by one or more water undertakers,
- (b) the volume of water to be transferred as a result of the development is expected to exceed 100 million cubic metres per year,
- (c) the development enables the transfer of water resources—
 - (i) between river basins in Wales,
 - (ii) between water undertakers' areas in Wales, or
 - (iii) between a river basin in Wales and a water undertaker's area in Wales, and
- (d) the development does not relate to the transfer of drinking water.

(2) In this regulation—

“river basin” (“*basn afon*”) means an area of land drained by a river and its tributaries;

“water undertaker” (“*ymgymerwr dŵr*”) means a company appointed as a water undertaker under section 6 of the Water Industry Act 1991 (appointment of relevant undertakers)⁽¹⁾.

“water undertaker's area” (“*ardal ymgymerwr dŵr*”) means the area for which a water undertaker is appointed under that Act.

(1) 1991 c. 56. Section 6 was amended by section 36 of the Water Act 2003 (c. 37). There are other amendments to section 6 not relevant to these Regulations.