



# Public Utility Transfers and Water Charges Act 1988

## 1988 CHAPTER 15

### *Supplemental*

#### **6 Consequential amendments and repeals**

- (1) The enactments mentioned in Schedule 2 to this Act shall have effect subject to the amendments specified in that Schedule (being amendments consequential on the previous provisions of this Act).
- (2) If it appears to the Secretary of State to be appropriate to do so for purposes connected with the exercise by any water undertakers of any power to fix charges in relation to any premises by reference to volume, he may by order repeal or otherwise modify any local statutory provision.
- (3) An order under subsection (2) above—
  - (a) may make different provision for different cases, including different provision in relation to different persons, circumstances or localities; and
  - (b) may contain such incidental, consequential and transitional provisions as appear to the Secretary of State to be appropriate.
- (4) The power to make an order under subsection (2) above shall be exercisable by statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.
- (5) The enactments mentioned in Schedule 3 to this Act (which include enactments that are spent) are hereby repealed to the extent specified in the third column of that Schedule.
- (6) Any reference in Schedule 3 to this Act to a provision of Schedule 3 to the Water Act 1945 shall have effect, without prejudice to section 20(2) of the Interpretation Act 1978 (references to enactments to include references to enactments as amended, extended or applied), as including a reference to that provision as applied, with or without modifications, by any local statutory provision; but the repeal by this Act of

subsection (1)(a) of section 82 of Schedule 3 to the said Act of 1945 shall not affect the operation of section 12(2) of the Local Government (Miscellaneous Provisions) Act 1976 (which applies section 82 to certain services provided by local authorities).

## **7 Interpretation**

- (1) In this Act, except in so far as the context otherwise requires—
  - “the 1973 Act” means the Water Act 1973;
  - “effluent” means any liquid, including any particles of matter in suspension in the liquid;
  - “information” includes accounts, estimates and returns;
  - “local statutory provision” and “statutory water company” have the same meanings as in the 1973 Act;
  - “meter” means any apparatus for measuring or showing the volume of water supplied to, or of effluent discharged from, any premises;
  - “modifications” includes additions, alterations and omissions, and cognate expressions shall be construed accordingly;
  - “water undertakers” means any water authority or statutory water company.
- (2) References in this Act to the fixing of charges in relation to any premises by reference to volume are references to the fixing of those charges by reference to the volume of water supplied to those premises, to the volume of effluent discharged from those premises, to both of those factors or to one or both of those factors taken together with other factors.

## **8 Short title, commencement and extent**

- (1) This Act may be cited as the Public Utility Transfers and Water Charges Act 1988.
- (2) Sections 2 to 6 above and the Schedules to this Act shall not come into force until such day as the Secretary of State may by order made by statutory instrument appoint; and different days may be so appointed for different provisions or for different purposes.
- (3) This Act does not extend to Northern Ireland and sections 2 to 6 above and the Schedules to this Act extend to England and Wales only.