
WELSH STATUTORY INSTRUMENTS

2017 No. 88 (W. 32) (C. 9)

WATER, WALES

The Water Act 2003 (Commencement
No. 4) (Wales) Order 2017

Made - - - - 31 January 2017

The Welsh Ministers, in exercise of the powers conferred by section 105(3), (4) and (6) of the Water Act 2003⁽¹⁾ and now vested in them ⁽²⁾, make the following Order:

Title and application

- 1.—(1) The title of this Order is the Water Act 2003 (Commencement No. 4) (Wales) Order 2017.
- (2) This Order applies in relation to Wales.

Appointed day

2. The appointed day for the coming into force of section 58(8) of the Water Act 2003 is the day after the day on which this Order is made.

31 January 2017

Lesley Griffiths
Cabinet Secretary for Environment and Rural
Affairs, one of the Welsh Ministers

⁽¹⁾ 2003 c. 37.

⁽²⁾ The functions of the National Assembly for Wales under section 105 of the Water Act 2003 are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force section 58(8) of the Water Act 2003 (“the Act” in relation to Wales.

Section 58(8) of the Act amends section 213 of the Water Industry Act 1991 and includes amendments to the procedure for certain regulation making powers.

Section 58(8) of the Act was commenced in relation to England by [S.I. 2005/344](#) and [S.I. 2009/359](#).

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Act have been brought into force in relation to Wales by commencement orders made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
s.69	1.4.2004	2004/910 (W.93) (C.39)
s.75	1.4.2004	2004/910 (W.93) (C.39)
ss.77 and 78	11.11.2004	2004/2916 (W.255) (C.120)
ss.80 and 81	11.11.2004	2004/2916 (W.255) (C.120)
s.86	11.11.2004 and 6.4.2012	2004/2916 (W.255) (C.120) and 2012/284 (W.48) (C.9)
s.101(1) and Sch. 7 (partially)	1.4.2004 and 11.11.2004	2004/910 (W.93) (C.39) and 2004/2916 (W.255) (C.120)
s.101(2) and Sch. 9 (partially)	1.4.2004 and 11.11.2004	2004/910 (W.93) (C.39) and 2004/2916 (W.255) (C.120)

The following provisions of the Act have been brought into force in England and Wales by commencement orders made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
s.1	1.4.2006	2006/984 (C.30)
s.2	1.4.2006	2006/984 (C.30)

(*) These provisions also extend partially to Scotland (section 105(9) of the Act) and were brought into force in Scotland by the same Order.

(†) These provisions also extend to Scotland (section 105(9) of the Act) and were brought into force in Scotland by the same Order.

(‡) These provisions also extend to Scotland and Northern Ireland (section 105(8) of the Act) and were brought into force in Scotland and Northern Ireland by the same Order.

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
s.3	1.4.2006	2006/984 (C.30)
s.4	1.4.2006	2006/984 (C.30)
s.6	1.4.2004 and 1.4.2005	2004/641 (C.24) and 2005/968 (C.43)
s.8 (partially)	1.4.2006	2006/984 (C.30)
s.9	1.4.2004	2004/641 (C.24)
s.10	1.4.2004 and 1.4.2005	2004/641 (C.24) and 2005/968 (C.43)
s.11	1.4.2006	2006/984 (C.30)
s.12	1.4.2006	2006/984 (C.30)
s.13	1.4.2006	2006/984 (C.30)
s.14	1.4.2006	2006/984 (C.30)
s.15	1.4.2004	2004/641 (C.24)
s.16	1.4.2004 and 1.4.2005	2004/641 (C.24) and 2005/968 (C.43)
s.17	1.4.2005	2005/968 (C.43)
s.18	1.4.2004	2004/641 (C.24)
s.19	1.4.2004 and 1.4.2006	2004/641 (C.24) and 2006/984 (C.30)
s.20	1.4.2004	2004/641 (C.24)
s.21	1.4.2006	2006/984 (C.30)
s.22	1.4.2006	2006/984 (C.30)
s.23	1.4.2006	2006/984 (C.30)
s.24	1.4.2005	2004/641 (C.24)
s.25	1.4.2004 and 1.4.2006	2004/641 (C.24) and 2006/984 (C.30)
s.26	1.10.2004	2004/2528 (C.106)
s.27	1.4.2004	2004/641 (C.24)
ss.28 and 29	1.10.2004	2004/2528 (C.106)
s.30	1.4.2006	2006/984 (C.30)
s.31	1.10.2004	2004/2528 (C.106)

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
s.33	1.4.2006	2006/984 (C.30)
s.34 (partially)	1.4.2006	2005/2714 (C.109)
s.35	1.8.2005, 1.10.2005 and 1.4.2006	2005/968 (C.43) and 2005/2714 (C.109)
s.36 and Sch. 3 ^(‡)	1.4.2005 and 1.4.2006	2005/968 (C.43) and 2005/2714 (C.109)
s.37	1.4.2004	2004/641 (C.24)
s.38	1.10.2004 and 1.10.2005	2004/2528 (C.106) and 2005/2714 (C.109)
ss.39 to 42	1.4.2005	2005/968 (C.43)
ss.43 to 47	1.10.2005	2005/2714 (C.109)
s.48	1.10.2004 and 1.4.2005	2004/2528 (C.106) and 2005/968 (C.43)
ss.49 and 50	1.10.2004	2004/2528 (C.106)
s.51	1.4.2005	2005/968 (C.43)
s.52	1.4.2006	2005/2714 (C.109)
s.53 ^(*)	1.4.2004	2004/641 (C.24)
ss.54 and 55	1.10.2004	2004/2528 (C.106)
s.56 and Sch. 4	1.4.2004, 1.8.2005, 1.10.2005 and 1.12.2005	2004/641 (C.24), 2005/968 (C.43) and 2005/2714 (C.109)
s.57	1.4.2004	2004/641 (C.24)
s.59	1.10.2004	2004/2528 (C.106)
ss.60 and 61	1.4.2004	2004/641 (C.24)
s.62	1.10.2004, 1.10.2005, 1.4.2006 and 1.4.2007	2004/2528 (C.106), 2005/2714 (C.109), 2006/984 (C.30) and 2007/1021 (C.42)
s.63	1.10.2004 and 1.10.2005	2004/2528 (C.106) and 2005/2714 (C.109)
ss.64 and 65	1.4.2004	2004/641 (C.24)

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
s.66 ^(†)	1.4.2004	2004/641 (C.24)
s.67	1.4.2004	2004/910 (W.93) (C.39)
s.68 ^(†)	1.4.2004	2004/641 (C.24)
s.70	1.4.2005	2005/968 (C.43)
s.71	1.4.2004	2004/641 (C.24)
s.72	1.4.2004	2004/641 (C.24)
s.74 ^(*)	1.10.2004	2004/2528 (C.106)
s.76 ^(†)	1.10.2004	2004/2528 (C.106)
s.79	1.10.2004	2004/2528 (C.106)
ss.82 to 84	1.4.2004	2004/641 (C.24)
s.85 ^(*) and Sch. 5 and 6	1.4.2004	2004/641 (C.24)
s.87	1.10.2004	2004/2528 (C.106)
ss.90 to 97	28.5.2004	2004/641 (C.24)
s.98	1.4.2007	2007/1021 (C.42)
s.99	28.5.2004	2004/641 (C.24)
s.100	17.3.2004, 1.4.2004, 28.5.2004, 1.10.2004, 1.4.2005, 1.8.2005, 1.10.2005, 1.12.2005, , 1.4.2006 and 1.4.2007	2004/641 (C.24), 2004/2528 (C.106), 2005/968 (C.43), 2005/2714 (C.109), 2006/984 (C.30) and 2007/1021 (C.42)
s.101(1) (partially) and Sch. 7 (partially)	1.4.2004, 1.10.2004, 29.12.2004, 1.4.2005, 1.8.2005, 1.10.2005, 1.4.2006 and 1.4.2007	2004/641 (C.24), 2004/2528 (C.106), 2005/968 (C.43), 2005/2714 (C.109), 2006/984 (C.30) and 2007/1021 (C.42)

(*) These provisions also extend partially to Scotland (section 105(9) of the Act) and were brought into force in Scotland by the same Order.

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s.101(1) and Sch. 8	1.4.2004, 1.10.2004 and 1.12.2005	2004/641 (C.24), 2004/2528 (C.106) and 2005/2714 (C.109)
s.101(2) and Sch. 9 (partially)	1.4.2004, 28.5.2004, 1.10.2004, 1.4.2005, 1.10.2005, 1.12.2005 and 1.4.2006	2004/641 (C.24), 2004/2528 (C.106), 2005/968 (C.43), 2005/2714 (C.109) and 2006/984 (C.30)

- (*) These provisions also extend partially to Scotland (section 105(9) of the Act) and were brought into force in Scotland by the same Order.
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The following provisions of the Act have been brought into force in relation to England by commencement orders made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
s. 58	18.2.2005, 1.8.2008, 25.2.2009 and 26.3.2010	2005/344 (C.12), 2008/1922 (C.87), 2009/359 (C.17) and 2010/975 (C.65)
s.69	17.3.2004	2004/641 (C.24)
s.75	1.4.2004	2004/641 (C.24)
ss.77 and 78	1.10.2004	2004/2528 (C.106)
s.80	1.10.2004	2004/2528 (C.106)
s.81	1.4.2004	2004/641 (C.24)
s.86	1.10.2004 and 6.4.2012	2004/2528 (C.106) and 2012/264 (C.8)
s.101(1) and Sch. 7 (partially)	17.3.2004, 1.10.2004 and 1.8.2008	2004/641 (C.24), 2004/2528 (C.106) and 2008/1922 (C.87)
s.101(2) and Sch. 9 (partially)	17.3.2004, 1.8.2008 and 26.3.2010	2004/641 (C.24), 2008/1922 (C.87) and 2010/975 (C.65)