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STATUTORY INSTRUMENTS

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**2018 No. 397 (C. 33)**

**WATER INDUSTRY, ENGLAND AND WALES**

**The Water Act 2014 (Commencement No. 11) Order 2018**

Made - - - - 20th March 2018

The Secretary of State makes this Order in exercise of the powers conferred by section 94(3) of the Water Act 2014(1).

**Citation**

1. This Order may be cited as the Water Act 2014 (Commencement No. 11) Order 2018.

**Provisions of the Water Act 2014 coming into force on 1st April 2018**

2. The following provisions of the Water Act 2014, so far as not already in force, come into force on 1st April 2018—

- (a) section 8 (bulk supply of water by water undertakers)(2) in relation to bulk supply agreements to which all parties are—
  - (i) a water undertaker whose area is wholly or mainly in England, or
  - (ii) a person who would, if the person's application for an appointment or variation is determined in accordance with the application, be such a water undertaker;
- (b) section 9 (main connections into sewerage systems)(3) in relation to main connection agreements under which—
  - (i) any main connection into a sewerage system, or
  - (ii) each such connection,

is or would be a main connection into the sewerage system of a sewerage undertaker whose area is wholly or mainly in England for the benefit of another such undertaker.

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- (1) [2014 c. 21](#). The power in section 94(3) to appoint a day on which the remaining provisions of the Water Act 2014 come into force is vested in the "appropriate authority". Section 94(6) provides that the appropriate authority is the Secretary of State except as stated in the table in Schedule 12.
  - (2) The Secretary of State is the appropriate authority for the purposes of section 8 as "the Minister" as defined in section 40I (7) of the Water Industry Act 1991 ([c. 56](#)). This is in relation to bulk supply agreements to which the parties are (or would be) water undertakers whose areas are wholly or mainly in England.
  - (3) The Secretary of State is the appropriate authority for the purposes of section 9 as "the Minister" as defined in section 110J (7) of the Water Industry Act 1991. This is in relation to main connection agreements under which any main connection would be into the sewerage system of a sewerage undertaker whose area is wholly or mainly in England for the benefit of another such undertaker.

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20th March 2018

*Thérèse Coffey*  
Parliamentary Under Secretary of State  
Department for Environment, Food and Rural  
Affairs

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order commences a provision of the Water Act 2014 (c. 21) (“the 2014 Act”).

Article 2 brings into force section 8 of the 2014 Act on 1st April 2018 in relation to bulk supply agreements to which all parties are (or would be) a water undertaker whose area is wholly or mainly in England. Section 8 substitutes sections 40 and 40A of the Water Industry Act 1991 (c. 56) with new sections 40 to 40J.

Article 2 also brings into force section 9 of the 2014 Act on 1st April 2018 in relation to main connection agreements under which any main connection would be into the sewerage system of a sewerage undertaker whose area is wholly or mainly in England for the benefit of another such undertaker. Section 9 substitutes section 110A of the Water Industry Act 1991 with new sections 110A to 110J.

Impact assessments of the effect that the 2014 Act will have on the costs of business, the voluntary sector and the public sector are available from the Water Services Team, Department for Environment, Food, and Rural Affairs, 2 Marsham Street, London, SW1P 4DF and are published alongside the 2014 Act at [www.legislation.gov.uk](http://www.legislation.gov.uk).

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the 2014 Act have been or will be brought into force in England and Wales by a commencement order made before the date of this Order:

| <i>Provision</i>      | <i>Date of Commencement</i> | <i>S.I. No.</i>           |
|-----------------------|-----------------------------|---------------------------|
| Section 1 (partially) | 1st September 2015          | <a href="#">2015/773</a>  |
| Section 1 (partially) | 1st September 2015          | <a href="#">2015/1469</a> |
| Section 1 (partially) | 1st January 2016            | <a href="#">2015/1938</a> |
| Section 1 (partially) | 1st April 2016              | <a href="#">2016/465</a>  |
| Section 1 (partially) | 1st September 2016          | <a href="#">2016/465</a>  |
| Section 1 (partially) | 1st November 2016           | <a href="#">2016/1007</a> |
| Section 1 (partially) | 30th March 2017             | <a href="#">2017/462</a>  |
| Section 1 (partially) | 1st April 2017              | <a href="#">2017/462</a>  |
| Section 2             | 1st April 2017              | <a href="#">2017/462</a>  |
| Section 4 (partially) | 1st September 2015          | <a href="#">2015/773</a>  |
| Section 4 (partially) | 1st September 2015          | <a href="#">2015/1469</a> |
| Section 4 (partially) | 1st January 2016            | <a href="#">2015/1938</a> |
| Section 4 (partially) | 1st April 2016              | <a href="#">2016/465</a>  |

(1) [S.I. 2017/463](#) was amended in relation to the commencement of provisions of Schedule 7 by [S.I. 2017/926 \(C. 78\)](#).

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| <b>Provision</b>                        | <b>Date of Commencement</b> | <b>S.I. No.</b>   |
|---|-----------------------------|-------------------|
| Section 4 (partially)                   | 1st September 2016          | 2016/465          |
| Section 4 (partially)                   | 30th March 2017             | 2017/462          |
| Section 4 (partially)                   | 1st April 2017              | 2017/462          |
| Section 6 (partially)                   | 18th December 2015          | 2015/1938         |
| Section 6 (for all remaining purposes)  | 1st April 2016              | 2016/465          |
| Section 8 (partially)                   | 6th April 2015              | 2015/773          |
| Section 8 (partially)                   | 1st November 2016           | 2016/1007         |
| Section 8 (partially)                   | 1st April 2019              | 2017/1288 (W.297) |
| Section 9 (partially)                   | 1st November 2016           | 2016/1007         |
| Section 9 (partially)                   | 1st April 2019              | 2017/1288 (W.297) |
| Section 10 (partially)                  | 18th December 2015          | 2015/1938         |
| Section 10 (partially)                  | 1st April 2017              | 2017/462          |
| Section 10 (partially)                  | 1st October 2017            | 2017/462          |
| Section 10 (for all remaining purposes) | 1st April 2019              | 2017/1288 (W.297) |
| Section 11 (partially)                  | 18th December 2015          | 2015/1938         |
| Section 11 (partially)                  | 1st April 2017              | 2017/462          |
| Section 11 (partially)                  | 1st October 2017            | 2017/462          |
| Section 11 (for all remaining purposes) | 1st April 2019              | 2017/1288 (W.297) |
| Section 14 (partially)                  | 6th April 2015              | 2015/773          |
| Section 14 (for all remaining purposes) | 18th December 2015          | 2015/1938         |
| Section 16 (partially)                  | 15th July 2015              | 2015/1469         |
| Section 16 (for all remaining purposes) | 1st November 2015           | 2015/1469         |
| Section 17 (partially)                  | 6th April 2015              | 2015/773          |
| Section 17 (partially)                  | 15th July 2015              | 2015/1469         |
| Section 17 (partially)                  | 1st April 2016              | 2016/465          |
| Section 17 (for all remaining purposes) | 14th December 2017          | 2017/1288 (W.297) |
| Section 18 (partially)                  | 1st April 2018              | 2017/462          |
| Section 19 (partially)                  | 1st April 2018              | 2017/462          |
| Section 20 (partially )                 | 1st April 2016              | 2017/462          |
| Section 22 (for all remaining purposes) | 18th December 2015          | 2015/1938         |
| Section 23 (partially)                  | 1st January 2015            | 2014/3320         |
| Section 23 (partially)                  | 6th April 2015              | 2015/773          |
| Section 23 (partially)                  | 1st April 2016              | 2016/465          |

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| <b>Provision</b>                        | <b>Date of Commencement</b> | <b>S.I. No.</b>   |
|---|-----------------------------|-------------------|
| Section 24                              | 6th April 2015              | 2015/773          |
| Section 25 (for all remaining purposes) | 1st April 2016              | 2016/465          |
| Section 29 (partially)                  | 1st January 2015            | 2014/3320         |
| Section 29 (partially)                  | 15th July 2015              | 2015/1469         |
| Section 29 (partially)                  | 1st November 2016           | 2016/1007         |
| Section 30 (partially)                  | 1st January 2015            | 2014/3320         |
| Section 30 (partially)                  | 15th July 2015              | 2015/1469         |
| Section 30 (for all remaining purposes) | 1st November 2016           | 2016/1007         |
| Section 31                              | 1st April 2017              | 2017/462          |
| Section 32 (partially)                  | 6th March 2017              | 2017/58           |
| Section 32 (for all remaining purposes) | 1st April 2017              | 2017/462          |
| Section 34 (partially)                  | 1st September 2016          | 2016/465          |
| Section 37                              | 1st April 2016              | 2016/465          |
| Section 38 (partially)                  | 1st January 2015            | 2014/3320         |
| Section 38 (partially)                  | 6th April 2015              | 2015/773          |
| Section 38 (partially)                  | 1st April 2016              | 2016/465          |
| Section 38 (for all remaining purposes) | 14 December 2017            | 2017/1288 (W.297) |
| Section 40 (partially)                  | 14th July 2014              | 2014/1823         |
| Section 40 (partially)                  | 1st November 2016           | 2016/1007         |
| Sections 42 to 47                       | 6th April 2015              | 2015/773          |
| Section 49                              | 6th April 2015              | 2015/773          |
| Sections 51 and 52                      | 6th April 2015              | 2015/773          |
| Section 53 (partially)                  | 6th April 2015              | 2015/773          |
| Section 55                              | 1st January 2015            | 2014/3320         |
| Section 56 (partially)                  | 1st January 2015            | 2014/3320         |
| Section 56 (partially)                  | 15th July 2015              | 2015/1469         |
| Section 56 (partially)                  | 1st September 2015          | 2015/1469         |
| Section 56 (partially)                  | 1st November 2015           | 2015/1469         |
| Section 56 (partially)                  | 18th December 2015          | 2015/1938         |
| Section 56 (partially)                  | 1st January 2016            | 2015/1938         |
| Section 56 (partially)                  | 1st April 2016              | 2016/465          |
| Section 56 (partially)                  | 1st September 2016          | 2016/465          |
| Section 56 (partially)                  | 1st November 2016           | 2016/1007         |

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|---|-----------------------------|-----------------|
| Section 56 (partially)                  | 6th March 2017              | 2017/58         |
| Section 56 (partially)                  | 1st April 2017              | 2017/462        |
| Section 56 (partially)                  | 1st October 2017            | 2017/462        |
| Section 56 (partially)                  | 1st April 2018              | 2017/462        |
| Section 59                              | 1st October 2014            | 2014/1823       |
| Sections 64 to 68                       | 1st January 2015            | 2014/3320       |
| Section 69 (for all remaining purposes) | 1st January 2015            | 2014/3320       |
| Section 82 (partially)                  | 1st January 2015            | 2014/3320       |
| Sections 83 and 84                      | 1st January 2015            | 2014/3320       |
| Schedule 1                              | 1st January 2016            | 2015/1938       |
| Schedule 2 (partially)                  | 1st September 2015          | 2015/773        |
| Schedule 2 (partially)                  | 1st September 2015          | 2015/1469       |
| Schedule 2 (partially)                  | 1st April 2016              | 2016/465        |
| Schedule 2 (partially)                  | 1st September 2016          | 2016/465        |
| Schedule 2 (partially)                  | 30th March 2017             | 2017/462        |
| Schedule 2 (partially)                  | 1st April 2017              | 2017/462        |
| Schedule 3                              | 1st January 2016            | 2015/1938       |
| Schedule 4 (partially)                  | 1st September 2015          | 2015/773        |
| Schedule 4 (partially)                  | 1st September 2015          | 2015/1469       |
| Schedule 4 (partially)                  | 1st April 2016              | 2016/465        |
| Schedule 4 (partially)                  | 1st September 2016          | 2016/465        |
| Schedule 4 (partially)                  | 30th March 2017             | 2017/462        |
| Schedule 4 (partially)                  | 1st April 2017              | 2017/462        |
| Schedule 6                              | 1st April 2016              | 2016/465        |
| Schedule 7 (partially)                  | 1st January 2015            | 2014/3320       |
| Schedule 7 (partially)                  | 15th July 2015              | 2015/1469       |
| Schedule 7 (partially)                  | 1st September 2015          | 2015/1469       |
| Schedule 7 (partially)                  | 1st November 2015           | 2015/1469       |
| Schedule 7 (partially)                  | 18th December 2015          | 2015/1938       |
| Schedule 7 (partially)                  | 1st January 2016            | 2015/1938       |
| Schedule 7 (partially)                  | 1st April 2016              | 2016/465        |
| Schedule 7 (partially)                  | 1st September 2016          | 2016/465        |
| Schedule 7 (partially)                  | 1st November 2016           | 2016/1007       |

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| <b><i>Provision</i></b> | <b><i>Date of Commencement</i></b> | <b><i>S.I. No.</i></b>                 |
|-------------------------|------------------------------------|--|
| Schedule 7 (partially)  | 6th March 2017                     | <a href="#">2017/58</a>                |
| Schedule 7 (partially)  | 1st April 2017                     | <a href="#">2017/462</a>               |
| Schedule 7 (partially)  | 1st October 2017                   | <a href="#">2017/462<sup>(1)</sup></a> |
| Schedule 7 (partially)  | 1st April 2018                     | <a href="#">2017/462<sup>(1)</sup></a> |
| Schedule 9              | 14th July 2014                     | <a href="#">2014/1823</a>              |

(1) [S.I. 2017/463](#) was amended in relation to the commencement of provisions of Schedule 7 by [S.I. 2017/926 \(C. 78\)](#).