



Water Industry Act 1991

1991 CHAPTER 56

PART III

WATER SUPPLY

[^{F1}CHAPTER 2A

SUPPLY DUTIES ETC: LICENSED WATER SUPPLIERS

Offences

[^{F1}66J Prohibition on unauthorised introduction of water

- (1) Subject to subsections (2) and (3) and section 66K below, no person shall introduce water into a water undertaker's supply system (other than the undertaker itself).
- (2) Subsection (1) above shall not apply where the water is introduced—
 - (a) by a licensed water supplier in pursuance of its licence, or
 - (b) by another water undertaker under an agreement for a supply of water in bulk.
- (3) The Secretary of State may by regulations specify further circumstances in which subsection (1) above shall not apply.
- (4) A person who contravenes subsection (1) above shall be guilty of an offence.
- (5) Any undertaking entered into which involves a contravention of subsection (1) above shall be unenforceable.
- (6) A person guilty of an offence under this section shall be liable [^{F2}on summary conviction, or on conviction on indictment, to a fine].
- (7) For the purposes of section 210 below, the penalty on conviction on indictment of an offence under this section shall be deemed to include imprisonment (in addition to or instead of a fine) for a term not exceeding two years.

Status: Point in time view as at 28/10/2016. This version of this provision has been superseded.

Changes to legislation: Water Industry Act 1991, Section 66J is up to date with all changes known to be in force on or before 20 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (8) No proceedings for an offence under this section shall be instituted except by—
- (a) the Secretary of State; or
 - (b) the Authority.
- (9) The functions of—
- (a) making regulations under subsection (3) above; and
 - (b) instituting proceedings under subsection (8)(a) above,
- are exercisable by the Assembly (and not by the Secretary of State) in relation to any supply system of a water undertaker whose area is wholly or mainly in Wales.]

Textual Amendments

- F1** Pt. 3 Ch. 2A inserted (1.4.2004 for specified provisions and purposes and 1.12.2005 otherwise) by Water Act 2003 (c. 37), ss. 56, 105(3), **Sch. 4 para. 3**; S.I. 2004/641, **art. 3(1)**, Sch. 1 (with art. 6, Sch. 3); S.I. 2005/2714, **art. 3(a)** (with Sch. 2 para. 8)
- F2** Words in s. 66J(6) substituted (12.3.2015) by The Legal Aid, Sentencing and Punishment of Offenders Act 2012 (Fines on Summary Conviction) Regulations 2015 (S.I. 2015/664), reg. 1(1), **Sch. 4 para. 23(2)** (with reg. 5(1))

Modifications etc. (not altering text)

- C1** S. 66J(1) restricted (1.12.2005) by The Water Supply (Exceptions from Supply System Prohibitions) Regulations 2005 (S.I. 2005/3075), **reg. 4**

Status:

Point in time view as at 28/10/2016. This version of this provision has been superseded.

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