
EXPLANATORY NOTE

(This note is not part of the Regulations)

The Water Industry Act 1991 (“the Act”), as amended by the Water Act 2014, requires sewerage undertakers to grant access to their sewerage systems under certain conditions and for certain purposes.

Section 117P of the Act prohibits use of the sewerage system of a sewerage undertaker whose area is wholly or mainly in England for the purpose of providing sewerage services to premises of a customer, the person so using that system, or a person associated with that person. This prohibition does not apply where that use of the system is made by the sewerage undertaker, by a sewerage licensee in pursuance of its sewerage licence or in such further circumstances as the Secretary of State may specify in regulations.

These Regulations specify further circumstances in which the prohibition in section 117P of the Act does not apply.

Regulation 2(1) allows a sewerage undertaker to use the sewerage system of another sewerage undertaker whose area is wholly or mainly in England where it is providing sewerage services under a main connection agreement. Regulation 2(2) defines relevant terms.

No impact assessment has been prepared in respect of these Regulations. Impact assessments were prepared in respect of the Water Act 2014 and copies can be obtained from the Water Services Team, the Department for Environment, Food and Rural Affairs, Area 3D, Nobel House, 17 Smith Square, London SW1P 3JR. These impact assessments are published alongside the Water Act 2014 at www.legislation.gov.uk.