

GUERNSEY STATUTORY INSTRUMENT

2018 No. 61.

**The Wastewater Charges (Guernsey) (No. 2)
Regulations, 2018**

<i>Made</i>	<i>1st November, 2018</i>
<i>Coming into operation</i>	<i>1st January, 2019</i>
<i>Laid before the States</i>	<i>2018</i>

THE STATES' TRADING SUPERVISORY BOARD, in exercise of the powers conferred on it by sections 1 and 5 of the Fees, Charges and Penalties (Guernsey) Law, 2007^a, section 5(2) of the Wastewater Charges (Guernsey) Ordinance, 2014^b and all other powers enabling it in that behalf, hereby makes the following Regulations:-

New Rate 3 prescribed.

1. Regulation 2 has effect to prescribe Rate 3 for the purpose of calculating Charge C under the Wastewater Charges (Guernsey) Law, 2009^c.

^a Order in Council No. VII of 2008; as amended by Order in Council No. VIII of 2010; No. IV of 2016; Ordinance No. VII of 2008; No. IV of 2011; No. XLIII of 2013; No. XLIII of 2014; No. IX of 2016; and No. XLI of 2017.

^b Ordinance No. XLIII of 2014; as amended by No. IX of 2016.

^c Order in Council No. VIII of 2010; commenced by Ordinance No. LI of 2010; and amended by Ordinance No. XLIII of 2014; No. IX of 2016; and G.S.I. No. 64 of 2017 and No. 48 of 2018.

Amendments to the 2009 Law.

2. (1) The Schedule to the Wastewater Charges (Guernsey) Law, 2009 is amended as follows.

(2) In paragraph (c) of that schedule, for "Rate 3 – £2,000 per year for each property", substitute "Rate 3 – see paragraphs (d), (e) and (f)".

(3) Immediately after paragraph (c) of that schedule, insert the following paragraphs –

"(d) Rate 3 for a non-domestic property is –

(i) where a private supply meter was previously installed on the private water supply to the property and –

(A) Charge C for the property was previously calculated in accordance with section 5(1)(c)(i)), but

(B) the private supply meter is no longer so installed,

Rate 1 × (0.9 × deemed volume of metered water in cubic metres), and

(ii) in any other case, £5,220.

(e) Rate 3 for a domestic property is –

(i) in the case of a metered property, Rate 1 × (0.9 × volume of metered water in cubic metres),

- (ii) in the case of an unmetered chargeable property –
 - (A) where the owner of the property (or the occupier of the property, with the owner's written consent) has agreed with the Board to the installation of a meter to measure the volume of water supplied through each private water supply to the property for the purpose of enabling Charge C to be calculated for the property, and the meter is so installed, Rate 1 x (0.9 x volume of metered water in cubic metres), and
 - (B) in any other case, Rate 2 x (number of assessable units of that property as determined under the TRP Ordinance).
- (f) In paragraph (d)(i), the deemed volume of metered water in cubic metres for a property must be calculated by averaging the volume of metered water in cubic metres used for the calculation of Charge C for the property in accordance with section 5(1)(c)(i) over the last 12 months during which the private supply meter was installed on the private water supply to the property."

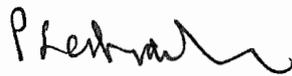
Citation.

3. These Regulations may be cited as the Wastewater Charges (Guernsey) (No. 2) Regulations, 2018.

Commencement.

4. These Regulations come into force on the 1st January, 2019.

Dated this 1st day of November 2018



DEPUTY P.T.R. FERBRACHE

President of the States' Trading Supervisory Board

For and on behalf of the Board

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations prescribe a new Rate 3 for the purpose of calculating Charge C in accordance with section 5(1)(c)(ii) of the Wastewater Charges (Guernsey) Law, 2009.

These Regulations will come into force on the 1st of January, 2019.