WATER

WA301*

WATER AGENCIES (POWERS) ACT 1984
WATER AGENCIES (CHARGES) AMENDMENT BY-LAWS (No. 5) 1997
Made by the Minister under section 34 (1) of the Act.

Citation
1. These by-laws may be cited as the Water Agencies (Charges) Amendment By-laws (No. 5) 1997.

Principal by-laws
2. In these by-laws the Water Agencies (Charges) By-laws 1987* are referred to as the principal by-laws.

[*Reprinted as at 25 August 1997.]
By-law 17 repealed and a by-law substituted

3. By-law 17 of the principal by-laws is repealed and the following by-law is substituted—

**Quantity charges for the supply of water**

17. (1) Subject to sub-by-law (2), the quantity charge payable for the supply of water to a property is an amount calculated under Part 3 of Division 1 of Schedule 1.

(2) The quantity charge payable for the supply of water to a property referred to in the items of Part 3 of Division 1 of Schedule 1 referred to in the Table to this sub-by-law during a charge period is the sum of all of the amounts calculated in accordance with the formula in Part 3A of Division 1 of Schedule 1.

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<td>2</td>
<td>8 (b)</td>
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<td>8 (d)</td>
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<td>8 (g)</td>
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<td>5</td>
<td>8 (h)</td>
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<td>6</td>
<td>8 (i)</td>
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<td>13 (a)</td>
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By-law 17A amended

4. (1) By-law 17A (1) of the principal by-laws is amended—

(a) by deleting "as follows—" and substituting the following—

under by-law 17 with the following variations to Part 3 of Division 1 of Schedule 1—

and

(b) in paragraphs (a) and (b) by deleting "Schedule 1, Division 1, Part 3," wherever it occurs.

(2) By-law 17A (2) of the principal by-laws is amended by deleting "in accordance with" in both places where it occurs and substituting the following—

under by-law 17 and 

(3) By-law 17A (3) (b) of the principal by-laws is amended by inserting after "respective" the following—

"rates for ".

By-law 17D amended

5. By-law 17D of the principal by-laws is amended by deleting “Schedule 1,” wherever it occurs and substituting in each case the following—

"Schedule 1, Division 1, ".

By-law 18 amended

6. By-law 18 (4) of the principal by-laws is amended—

(a) by inserting after "or under" the following—

"by-law 17 and ";

(b) by deleting "assessed in respect of water supplied—" and substituting the following—

"calculated from the annual charge rates applicable—";

(c) by deleting "—up to" wherever it occurs and substituting the following—

"and where up to "; and

(d) by deleting "in the year for which the amount is assessed" wherever it occurs and substituting the following—

"of water is supplied in one year ".

By-law 18A amended

7. (1) By-law 18A (2) of the principal by-laws is amended by inserting after "or under" the following—

"by-law 17 and ".

(2) By-law 18A (3) of the principal by-laws is amended—

(a) by inserting after "or under" the following—

"by-law 17 and "; and

(b) by deleting "assessed in respect of water supplied up to 150 kL," and substituting the following—

"calculated from the annual charge rates applicable where up to 150 kL of water is supplied in one year and".
By-law 18B amended

8. By-law 18B (3) of the principal by-laws is amended—
   (a) by deleting "of the charge applicable" and substituting the following—
   "of the amount calculated from the annual charge rates ";
   (b) by deleting "of up to and including" wherever it occurs and substituting the following—
   "where up to ";
   (c) by deleting "supplied to that unit for the consumption year," wherever it occurs and substituting the following—
   "is supplied in one year and ";
   (d) by deleting "and charged" wherever it occurs and substituting in each case the following—
   "and is charged "; and
   (e) by deleting "in accordance with" wherever it occurs and substituting in each case the following—
   "under by-law 17 and ".

Schedule 1 amended

9. Schedule 1 to the principal by-laws is amended in Division 1 by inserting after Part 3 the following Part—

Part 3A—Formula for the purposes of by-law 17 (2)

\[ A \times B \]

where—

- \( A \) = an applicable charge rate set out in Part 3; and
- \( B \) = the quantity of water in kilolitres determined in accordance with the following formula—
  \[ \begin{align*}
  & \text{IF} \ (C + D) \leq E, \ \text{THEN} - \\
  & C \\
  & \text{OR} \ \text{IF} \ (C + D) > E, \ \text{THEN} - \\
  & (E - D)
  \end{align*} \]

where—

- \( C \) = the quantity of water in kilolitres calculated in accordance with the following formula—
  \[ F \times G \div H \]

where—

- \( F \) = the quantity of water in kilolitres calculated in accordance with the following formula—
  \[ I \times J \]

where—

- \( I \) = the maximum consumption level in the range set out in Part 3 corresponding to "A" or, if the range is open ended, a level of 100,000,000 kL; and
- \( J \) = the maximum consumption level in the preceding range or, if there is no preceding range, a level of 0 kL;

- \( G \) = the number of days in the charge period; and
- \( H \) = the number of days in the calendar year in which the charge is made, and where the quantity is rounded up to the nearest whole kilolitre;

- \( D \) = the sum of the values of "B" calculated for each preceding applicable charge rate set out in Part 3; and
- \( E \) = the quantity of water in kilolitres supplied to the property during the charge period.

Saving

10. Where before the commencement of these by-laws—
   (a) a meter reading was taken to assess the quantity charge for the supply of water to a property in a consumption year; and
   (b) a final meter reading has not been taken to assess that charge,
   the charge is to be assessed under the principal by-laws as if these by-laws had not come into operation.

NORMAN MOORE, Acting Minister for Water Resources.