

WATER RESOURCES**WA301****WATER AGENCIES (POWERS) ACT 1984****WATER AGENCIES (CHARGES) AMENDMENT BY-LAWS (No. 2) 1996**

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. 2) 1996*.

Commencement

2. These by-laws come into operation on 1 July 1996.

Principal by-laws

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

[* *Published in Gazette 14 July 1987, pp. 2658-72.*
For amendments to 24 June 1996 see 1995 Index to Legislation of Western Australia, Table 4, pp. 312-4, and Gazette 21 May 1996.]

By-law 2 amended

4. (1) By-law 2 (1) of the principal by-laws is amended —
- (a) by inserting, in the appropriate alphabetical positions the following definitions —

“

“**discharge charge**” means an amount calculated at 131.0 cents for each kilolitre of discharge volume exceeding 200 kL for the 1995/96 year;

“**discharge factor**” means the estimated percentage of water discharged into the Corporation's sewer in a discharge period, set for each property by the Corporation —

- (a) by individual assessment and consultation with the consumer; or
- (b) at a default level of 95%;

“**discharge period**” means the period commencing on a day determined by the Corporation, being a day between 15 January and 29 June in a year and ending on a day determined by the Corporation, being a day within 20 days of the expiration of one year after the commencement of the period;

“**discharge volume**” means the volume of water in kilolitres calculated as having been discharged into the Corporation's sewer, by multiplying the volume of water delivered to a property in a discharge period by the discharge factor set for the period;

“**long term residential caravan bay**” means a caravan bay that is rented by a person as the person's principal place of residence;

”;

- (b) by deleting the definition of “quantity charge” and substituting the following definition —

“

“**quantity charge**” means —

- (a) in relation to the supply of water, a charge prescribed in these by-laws according to the quantity of water supplied, whether or not for irrigation; or
- (b) the provision of sewerage, a charge prescribed in these by-laws according to the discharge volume;

”;

and

- (c) in the definition of "year" in paragraph (b) by deleting the full stop at the end of subparagraph (iii) and substituting the following —

"

; and

- (iv) that relates to water discharged into the Corporation's sewer, the period under subparagraph (ii).

".

(2) By-law 2 of the principal by-laws is amended by inserting after sub-by-law (2), the following sub-by-law —

"

- (3) For the purposes of a formula in a Schedule —

- (a) the symbol " \leq " means less than or equal to; and
(b) the symbol " $>$ " means greater than.

".

By-law 4 amended

5. By-law 4 (1) (b) of the principal by-laws is amended by deleting "local authority" in both places where it occurs and substituting in each case the following —

" local government ".

By-law 7 amended

6. By-law 7 of the principal by-laws is amended —

- (a) in sub-by-law (3) —

- (i) by deleting paragraph (b) and substituting the following paragraph —

"

- (b) Parts 1 and 2 of Schedule 2 and charges other than quantity charges in Parts 4 and 5 of that Schedule;

".

- (ii) by deleting paragraph (e) and substituting the following paragraph —

" (e) item 1 of Schedule 7, ";

and

- (b) by repealing sub-by-law (5) and substituting the following sub-by-law —

"

(5) Unless, in accordance with by-law 8, special arrangements for payment have been made a quantity charge set out in —

- (a) Part 3 of Division 1 or Part 3 of Division 2 of Schedule 1;
(b) Parts 4 and 5 of Schedule 2;
(c) Part 3 of Schedule 4; or
(d) item 2 of Schedule 7,

is due in full on the date stated in the account given for that charge, which shall be a date not earlier than 14 days after the giving of the account.

".

By-law 12 amended

7. By-law 12 of the principal by-laws is amended by deleting "local authority" in both places where it occurs and substituting in each case the following —

" local government ".

By-law 13 amended

8. By-law 13 (1) (g) of the principal by-laws is amended by deleting "local authority" and substituting the following —

" local government ".

By-law 17A amended

9. By-law 17A of the principal by-laws is amended —

(a) in sub-by-law (3) —

(i) by deleting "long term residential bays" in both places where it occurs and substituting, in each case, the following —

" long term residential caravan bays "; and

(ii) in paragraph (b) by deleting "long term residential bay" and substituting the following —

" long term residential caravan bay ";

and

(b) by repealing sub-by-law (4).

By-laws 20A and 20B repealed and by-laws substituted

10. By-laws 20A and 20B of the principal by-laws are repealed and the following by-laws are substituted —

"

Metropolitan non-residential property water supply charges

20A. (1) In this Division —

"formula" means the formula set out in Schedule 1, Division 1, Part 2, item 1 (a);

"metropolitan non-residential property" means land referred to in Schedule 1, Division 1, Part 2, item 1 (a);

"Table" means the Table to Schedule 1, Division 1, Part 2, item 1 (a).

(2) Subject to sub-by-laws (4), (6) and (7) and by-law 20B, and notwithstanding any other provision of these by-laws, the minimum charge payable for the 1996/97 year for the provision of water supply to metropolitan non-residential property is —

(a) the charge calculated in accordance with the formula; or

(b) the minimum charge payable for the relevant size meter in the 1996/97 year, as set out in the Table,

whichever is the greater.

(3) Where land classified as metropolitan non-residential property for the whole or part of the 1996/97 year was not so classified for the whole of the 1995/96 year, the Corporation shall estimate a notional charge for the 1995/96 year, being a charge that would have been payable for that year if —

- (a) the land had been classified as metropolitan non-residential property; and
- (b) the matters and circumstances currently prevailing had prevailed,

for the whole of the 1995/96 year, and that notional charge shall be regarded as the charge payable in the 1995/96 year for the purposes of variable "A" of the formula.

(4) Where part of the way through the 1996/97 year land ceases to be, or becomes, metropolitan non-residential property, the charge payable in respect of that land shall be payable in the same ratio as the part of the year for which the charge applies bears to the full year.

(5) Where, for a portion of the 1996/97 year, in respect of land that is metropolitan non-residential property, there is —

- (a) a change in the amount of the charges for the 1996/97 year as a result of a change in the provision of water supply to that land; or
- (b) an interim valuation under the *Valuation of Land Act 1978* reflecting any development or change of use of that land,

the Corporation shall, for the purposes of sub-bylaw (6), estimate a notional charge for the year 1995/96 in respect of that land, being the charge that would have been payable for that year if —

- (c) the matters and circumstances currently prevailing had prevailed;
- (d) any changed provision of water supply referred to in paragraph (a) had been provided; and
- (e) any interim valuation reflecting any development or change in use referred to in paragraph (b) had been made and in force,

for the whole of that year.

(6) A charge payable for the portion of the 1996/97 year referred to in sub-bylaw (5) shall be payable in the same ratio as the portion of the year bears to the full year.

(7) If a charge calculated under sub-bylaw (3) for the 1996/97 year is more than 30% greater than the charge calculated for the same service (and under the same circumstances) in the 1995/96 year, the charge is only payable up to that 30% increase.

Un-metered metropolitan non-residential property water supply charges

20B. (1) Where a metropolitan non-residential property is not directly served by the Corporation, the minimum 1996/97 charge applicable for a 20 mm meter, as set out in the Table, is the charge payable for provision of water supply to that property.

(2) Where a metropolitan non-residential property is served but not metered by the Corporation, the minimum 1996/97 charge applicable to the size of the connecting pipe serving that property, as set out in the Table, is the charge payable for provision of water supply to that property.

(3) Where a metropolitan non-residential property is not metered by the Corporation, the Corporation and the property owner may agree to a consumption charge which will apply to that property or, if agreement cannot be reached, the charge payable is 7.4% of the amount payable for the 1993/94 year.

By-laws 20C and 20D repealed and by-laws substituted

11. By-laws 20C and 20D of the principal by-laws are repealed and the following by-laws are substituted —

“

Non-metropolitan Commercial or Industrial property water supply charges

20C. (1) In this Division —

“**formula**” means the formula set out in Schedule 1, Division 1, Part 2, item 2 (a);

“**non-metropolitan Commercial or Industrial property**” does not include vacant land or farmland;

“**Table**” means the Table to Schedule 1, Division 1, Part 2, item 2 (a).

(2) Subject to sub-bylaws (4) and (6) and by-law 20D, and notwithstanding any other provision of these by-laws, the minimum charge payable for the 1996/97 year for the provision of water supply to non-metropolitan Commercial or Industrial property is —

- (a) the charge calculated in accordance with the formula; or
- (b) the minimum charge payable for the relevant size meter in the 1996/97 year, as set out in the Table,

whichever is the greater.

(3) Where land classified as non-metropolitan Commercial or Industrial property for the whole or part of the 1996/97 year was not so classified for the whole of the 1995/96 year, the Corporation shall estimate a notional charge for the 1995/96 year, being a charge that would have been payable for that year if —

- (a) the land had been classified as non-metropolitan Commercial or Industrial property; and
- (b) the matters and circumstances currently prevailing had prevailed,

for the whole of the 1995/96 year, and that notional charge shall be regarded as the charge payable in the 1995/96 year for the purposes of variable “A” of the formula.

(4) Where part of the way through the 1996/97 year land ceases to be, or becomes, non-metropolitan Commercial or Industrial property, the charge payable in respect of that land shall be payable in the same ratio as the part of the year for which the charge applies bears to the full year.

(5) Where, for a portion of the 1996/97 year, in respect of land that is non-metropolitan Commercial or Industrial property, there is —

- (a) a change in the amount of the charges for the 1996/97 year as a result of a change in the provision of water supply to that land; or
- (b) an interim valuation under the *Valuation of Land Act 1978* reflecting any development or change of use of that land,

the Corporation shall, for the purposes of sub-by-law (6), estimate a notional charge for the year 1995/96 in respect of that land, being the charge that would have been payable for that year if —

- (c) the matters and circumstances currently prevailing had prevailed;
- (d) any changed provision of water supply referred to in paragraph (a) had been provided; and

- (e) any interim valuation reflecting any development or change in use referred to in paragraph (b) had been made and in force,

for the whole of that year.

(6) A charge payable for the portion of the 1996/97 year referred to in sub-by-law (5) shall be payable in the same ratio as the portion of the year bears to the full year.

Un-metered non-metropolitan Commercial or Industrial property water supply charges

20D. (1) Where a non-metropolitan Commercial or Industrial property is not directly served by the Corporation, the minimum 1996/97 charge applicable for a 20 mm meter, as set out in the Table, is the charge payable for provision of water supply to that property.

(2) Where a non-metropolitan Commercial or Industrial property is served but not metered by the Corporation, the minimum 1996/97 charge applicable to the size of the largest connecting pipe serving that property, as set out in the Table, is the charge payable for provision of water supply to that property.

By-law 20E amended

12. By-law 20E of the principal by-laws is amended —

- (a) in sub-by-law (2) by deleting “and the total cost per kilolitre consumed for those towns/areas, calculated as follows” and substituting the following —

“
or the total cost per kilolitre consumed, whichever is the greater, for those towns/areas, determined as follows —”

and

- (b) by repealing sub-by-law (3) and substituting the following sub-by-laws —

“
(3) For the purpose of determining quantity charges in the 1995/96 year, the towns/areas and the respective classes to which they are allocated are set out in Schedule 8.

(4) For the purpose of determining quantity charges in the 1996/97 year, the towns/areas and the respective classes to which they are allocated are set out in Schedule 9.

By-law 21A inserted

13. Before by-law 21 of the principal by-laws the following by-law is inserted in Part 3 —

“
Interpretation

21A. In this Part —

“**formula**” means the formula set out in Schedule 2, Part 4, item 1;

“**metropolitan non-residential property**” means land referred to in Schedule 2, Part 4, item 1.

By-laws 25A and 25B repealed and by-laws substituted

14. By-laws 25A and 25B of the principal by-laws are repealed and the following by-laws are substituted —

“

Metered metropolitan non-residential property sewerage charges

25A. (1) Subject to sub-bylaws (3) and (5) and notwithstanding any other provision of these by-laws, the minimum charge payable for the 1996/97 year for the provision of sewerage to metropolitan non-residential property that has metered water supply is —

- (a) the charge calculated in accordance with the formula; or
- (a) the charge calculated in accordance with the formula; or
- (b) the minimum charge payable for relevant number of major fixtures in the 1996/97, as set out in the Table,

whichever is the greater.

(2) Where land classified as metropolitan non-residential property for the whole or part of the 1996/97 year was not so classified for the whole of the 1995/96 year, the Corporation shall estimate a notional charge for the 1995/96 year, being a charge that would have been payable for that year if —

- (a) the land had been classified as metropolitan non-residential; and
- (b) the matters and circumstances currently prevailing had prevailed,

for the whole of the 1995/96 year, and that notional charge shall be regarded as the charge payable in the 1995/96 year as set out for the purposes of variable “A” of the formula.

(3) Where part of the way through the 1996/97 year land ceases to be, or becomes, metropolitan non-residential property, the charge payable in respect of that land shall be payable in the same ratio as the part of the year for which the charge applies bears to the full year.

(4) Where, for a portion of the 1996/97 year, in respect of metropolitan non-residential property, there is —

- (a) a change in the amount of the charges for the 1996/97 year as a result of an alteration in the method in which the discharge charge is calculated for that property;
- (b) a change in the amount of the charges for the 1996/97 year as a result of a change in the number of major fixtures relevant to that property; or
- (c) an interim valuation under the *Valuation of Land Act 1978* reflecting any development or change of use of that land,

the Corporation shall, for the purposes of sub-bylaw (5), estimate a notional charge for the 1995/96 year in respect of that property, being the charge that would have been payable for that year if —

- (d) the matters and circumstances currently prevailing had prevailed;
- (e) the method of calculation of the discharge charge currently prevailing had been used;
- (f) any changed number of major fixtures referred to in paragraph (b) had been provided; and
- (g) any interim valuation reflecting any development or change in use referred to in paragraph (c) had been made and in force,

for the whole of that year.

(5) A charge payable for the portion of the 1996/97 year referred to in sub-bylaw (4) is payable in the same ratio as the portion bears to the full year.

Un-metered or unconnected metropolitan non-residential property sewerage charges

25B. (1) Subject to sub-bylaw (2), the minimum charge payable for the 1996/97 year for the provision of sewerage to a metropolitan non-residential property which has sewerage available but not connected is calculated in accordance with the formula, with the variable "Q" in the formula having a value of nil.

(2) Where a metropolitan non-residential property has no major fixtures, or no shared major fixtures as described in by-law 25C, the minimum 1996/97 charge applicable for one major fixture, as set out in the Table, is the value of the variable "P" in the formula.

(3) The minimum charge payable for the 1996/97 year for the provision of sewerage to a metropolitan non-residential property which is sewered but where any water supply to the property is not separately metered by the Corporation, is calculated in accordance with the formula, and, for the purposes of the calculation, the discharge charge has a value of nil.

”.

Schedule 1 amended

15. Schedule 1 to the principal by-laws is amended —

(a) in the heading by deleting “1995/96” and substituting the following —

“ 1996/97 ”;

(b) in Division 1, Part 1, item 9 —

(i) by deleting the Table to paragraph (a) (ii) and substituting the following Table —

“

Table of Meter-based Fixed Charges

Meter size	Charge
(mm)	\$
20	360.00
25	523.00
30	804.00
40	1 089.75
50	1 436.90
80	2 935.20
100	4 547.80
150	10 760.95
200	20 651.80
300	69 754.75

”.

and

(ii) in paragraph (b) by deleting “1995/96” and substituting the following —

“ 1996/97 ”;

- (c) in Division 1, Part 1 by deleting item 11 and substituting the following item —

“

11. Local government standpipes

For each local government standpipe \$121.45 ”,

- (d) in Division 1, Part 2, item 1 by deleting paragraph (a) and substituting the following paragraph —

“

- (a) in the case of land not mentioned in paragraph (b), (c) or (d), an amount calculated in accordance with the following formula —

IF $(A \times B) \leq Y$, THEN —

$(A \times B)$

OR IF $(A \times B) > Y$, THEN —

$(A \times B) - [(A \times B - Y) \times Z]$

where —

A = the amount payable in 1995/96, or the amount specified for the relevant meter size in relation to the 1996/97 year as set out in the Table to this paragraph, whichever is the greater;

B = 1.000;

Y = the amount payable in 1997/98 for the relevant meter size as set out in the Table to this paragraph; and

Z = 0.263;

Table of Meter-based Minimum Charges

Meter Size	1996/ 1997	1997/ 1998
(mm)	\$	\$
20	360	360
25	523	563
30	804	922
40	1 222	1 440
50	1 876	2 250
80	4 563	5 760
100	7 360	9 000
150	16 622	20 250
200	29 765	36 000
300	69 779	81 000

”,

- (e) in Division 1, Part 2, item 2 by deleting paragraph (a) and substituting the following paragraph —

“

- (a) where the land is classified as Commercial or Industrial property, an amount calculated in accordance with the following formula —

IF $(A \times B) \leq Y$, THEN —

$(A \times B)$

OR IF $(A \times B) > Y$, THEN —

$(A \times B) - [(A \times B - Y) \times Z]$

where —

A = the amount payable in 1995/96, or the amount specified for the relevant meter size in relation to the 1996/97 year as set out in the Table to this paragraph, whichever is the greater;

B = 1.000;

Y = the amount payable in 2000/2001 for the relevant meter size as set out in the Table to this paragraph; and

Z = 0.189;

Table of Meter-based Minimum Charges

Meter Size	1996/ 1997	1997/ 1998	1998/ 1999	1999/ 2000	2000/ 2001
(mm)	\$	\$	\$	\$	\$
15	360	360	360	360	360
20	360	360	360	360	360
25	390	433	476	519	563
30	495	602	709	816	922
35	525	754	983	1 211	1 440
38	525	754	983	1 211	1 440
40	525	754	983	1 211	1 440
50	690	1 080	1 470	1 860	2 250
70	1 370	2 468	3 565	4 663	5 760
75	1 370	2 468	3 565	4 663	5 760
80	1 370	2 468	3 565	4 663	5 760
100	2 190	3 893	5 595	7 298	9 000
140	5 175	8 944	12 713	16 481	20 250
150	5 175	8 944	12 713	16 481	20 250

subject to a minimum, in respect
of any land the subject of a separate
assessment, of \$360.00 ”;

(f) in Division 1, Part 2, item 1 (d) —

(i) in subparagraph (i) —

(I) by deleting “\$4 200” and substituting the following —

“ \$4 600 ”; and

(II) by deleting “4.25 cents/\$” and substituting the following —

“ 3.840 cents/\$ ”;

(ii) in subparagraph (ii) —

(I) by deleting “over \$4 200 but not over \$850 000” and substituting the following —

“ over \$4 600 but not over \$926 000 ”; and

(II) by deleting “3.28 cents/\$” and substituting the following —

“ 2.960 cents/\$ ”;

and

(iii) in subparagraph (iii) —

(I) by deleting “over \$850 000” and substituting the following —

“ over \$926 000 ”; and

(II) by deleting “3.07 cents/\$” and substituting the following —

“ 2.770 cents/\$ ”;

(g) in Division 1, Part 3, items 1, 2 and 5 (c) by deleting “27.5 cents” and substituting the following —

“ 34 cents ”;

(h) in Division 1, Part 3 by deleting item 3 and substituting the following item —

“

3. Non-metropolitan residential

For each kilolitre of water, not being water for which a charge is otherwise specifically provided in this Part, supplied to a residential property not in the metropolitan area, according to the classification of the town/area set out in Schedule 9 —

Consumption (kL)	Class 1 (c/kL)	Class 2 (c/kL)	Class 3 (c/kL)	Class 4 (c/kL)	Class 5 (c/kL)
Up to 150	34.0	34.0	34.0	34.0	34.0
Over 150 but not over 350	55.0	55.0	55.0	55.0	55.0
Over 350 but not over 450	60.2	64.4	64.4	64.4	64.4
Over 450 but not over 550	60.2	73.0	80.0	87.5	90.0
Over 550 but not over 750	70.3	82.5	95.0	105.0	115.0
Over 750 but not over 1 150	115.3	130.0	145.0	165.0	185.0
Over 1 150 but not over 1 550	165.7	190.0	220.0	300.0	370.0
Over 1 550 but not over 1 950	191.1	235.0	290.0	360.0	430.0
Over 1 950	222.2	300.0	350.0	420.0	480.0

except that if the property is —

(a) in the town of Cue, Laverton, Leonora, Meekatharra, Menzies, Mt Magnet, Sandstone, Wiluna or Yalgoo; or

(b) north of 26°S Latitude,

the charge for each kilolitre of water supplied over 350 but not over 650 kilolitres is —

Consumption (kL)	Class 1 (c/kL)	Class 2 (c/kL)	Class 3 (c/kL)	Class 4 (c/kL)	Class 5 (c/kL)
Over 350 but not over 550	55.0	55.0	55.0	55.0	55.0

Consumption (kL)	Class 1 (c/kL)	Class 2 (c/kL)	Class 3 (c/kL)	Class 4 (c/kL)	Class 5 (c/kL)
Over 550 but not over 650	60.2	64.4	64.4	64.4	64.4

”;

- (i) in Division 1, Part 3, item 8, by deleting paragraph (b) and substituting the following paragraph —

“

- (b) Commercial or Industrial property (according to the classification of the town/area in which that property is situated, as set out in Schedule 9) —

Consumption (kL)	Class 1 (c/kL)	Class 2 (c/kL)	Class 3 (c/kL)	Class 4 (c/kL)	Class 5 (c/kL)
Up to 300	60.2	73.0	80.0	87.5	90.0
Over 300	115.3	130.0	145.0	165.0	185.0

”;

- (j) in Division 1, Part 3, item 8 (e) by deleting “127.0 cents” and substituting the following —

“ 131.1 cents ”;

- (k) in Division 1, Part 3, item 8 by deleting paragraph (i) and substituting the following paragraph —

“

- (i) Commercial/Residential (according to the classification of the town/area in which that property is situated, as set out in Schedule 9) —

Consumption (kL)	Class 1 (c/kL)	Class 2 (c/kL)	Class 3 (c/kL)	Class 4 (c/kL)	Class 5 (c/kL)
Up to 150	34.0	34.0	34.0	34.0	34.0
Over 150 but not over 450	60.2	73.0	80.0	87.5	90.0
Over 450	115.3	130.0	145.0	165.0	185.0

”;

- (l) in Division 1, Part 3 by deleting item 10 and substituting the following item —

“

10. Local government standpipes

For each kilolitre of water supplied
through a local government standpipe . . . 38.6 cents ”;

- (m) in Division 2, Part 1, item 1 by deleting “\$216.55” and substituting the following —

“ \$227.40 ”;

- (n) in Division 2, Part 1, item 2 by deleting “\$174.40” and substituting the following —

“ \$183.10 ”;

- (o) in Division 2, Part 1, item 3 —

- (i) in paragraph (a) by deleting “\$84.90” and substituting the following —

“ \$93.35 ”; and

- (ii) in paragraph (b) by deleting "\$62.10" and substituting the following —
 " \$68.35 ";
- (p) in Division 2, Part 1, item 4 by deleting "\$182.70" and substituting the following —
 " \$191.85 ";
- (q) in Division 2, Part 2 —
 - (i) in paragraph (a) by deleting "\$227.50" and substituting the following —
 " \$250.25 "; and
 - (ii) in paragraph (b) by deleting "\$45.20" and substituting the following —
 " \$49.75 ";
 and
- (r) in Division 2, Part 3 by deleting "49.25 cents" and substituting the following —
 " 51.70 cents".

Schedule 2 amended

16. (1) Schedule 2 to the principal by-laws is amended in the heading by deleting "**1995/96**" and substituting the following —

" **1996/97** ".

(2) Schedule 2 to the principal by-laws is amended in Part 1, item 1 by deleting "in the metropolitan area —" and substituting the following —

"
 in the metropolitan area, not being a non-commercial Government property, or a property held by a Government trading organization —".

(3) Schedule 2, to the principal by-laws is amended in Part 2, item 1 —

- (a) by deleting "not subject to a charge under item 1 or 3 of Part 1, an amount for each dollar of the GRV —" and substituting the following —

"
 not being —

- (a) subject to a charge under item 1 or 3 of Part 1;
 or

- (b) a caravan park or a nursing home,

an amount for each dollar of the GRV —

,";

- (b) by deleting "\$6 300" and substituting the following —

" \$6 400 ";

- (c) by deleting "6.08 cents/\$" and substituting the following —

" 6.010 cents/\$ ";

- (d) by deleting "over \$6 300 but not over \$17 000" and substituting the following —

" over \$6 400 but not over \$17 300 ";

- (e) by deleting "4.26 cents/\$" and substituting the following —
"4.210 cents/\$ ";
- (f) by deleting "over \$17 000" and substituting the following —
" over \$17 300 "; and
- (g) by deleting "3.95 cents/\$" and substituting the following —
"3.900 cents/\$ ".
- (4) Schedule 2 to the principal by-laws is amended in Part 2 by deleting item 2 and substituting the following item —

“

2. Vacant metropolitan non-residential

In respect of vacant land in the metropolitan area not being —

- (a) land comprised in a residential property;
- (b) a nursing home;
- (c) a caravan park; or
- (d) land referred to in item 1 or 3 of Part 1,

an amount for each dollar of the GRV —

up to \$4 600	4.440 cents/\$ of GRV
over \$4 600 but not over \$926 000	4.400 cents/\$ of GRV
over \$926 000	4.370 cents/\$ of GRV

subject to a minimum in respect of
any vacant land the subject of a separate
assessment of \$141.35 ”.

- (5) Schedule 2 to the principal regulations is amended in Part 2 by deleting the Table to item 3 and substituting the following Table —

“

Column 1	Column 2 (Residential)	Column 3 (Non-residential)
Country sewerage area	cents/\$ of GRV	cents/\$ of GRV
ALBANY	7.948	7.592
AUGUSTA	8.239	7.463
AUSTRALIND	5.780	2.051
BINNINGUP	10.028	5.307
BODDINGTON	6.061	4.455
BREMER BAY	7.225	7.514
BRIDGETOWN	7.431	8.085
BROOME	5.065	4.613
BRUNSWICK	5.730	6.012

Column 1	Column 2 (Residential)	Column 3 (Non-residential)
Country sewerage area	cents/\$ of GRV	cents/\$ of GRV
BUNBURY	5.038	5.446
BUREKUP	6.142	2.527
BUSSELTON	5.098	5.301
CAPE BURNEY	6.515	5.912
CAPEL	9.100	6.940
CARNARVON	8.573	7.564
CERVANTES	5.786	6.018
COLLIE	8.291	7.708
CORRIGIN	7.230	5.716
CRANBROOK	10.200	12.000
CUNDERDIN	5.166	8.568
DAMPIER	2.699	4.227
DENMARK	5.513	5.976
DERBY	5.801	6.340
DONGARA- DENISON	8.420	5.408
DUNSBOROUGH	7.654	7.960
EATON	7.151	6.308
ENEABBA	8.573	8.916
ESPERANCE	5.381	6.220
EXMOUTH	5.834	3.868
FITZROY CROSSING	10.400	12.000
GERALDTON	5.222	4.817
GERALDTON/ EFFLUENT	—	1.263
GNOWANGERUP	8.526	8.867
HALLS CREEK	5.604	7.411
HARVEY	6.173	4.919
JURIEN BAY	6.513	6.774
KALBARRI	6.766	5.281
KARRATHA	2.981	3.554
KATANNING	5.004	6.231
KELLERBERRIN	9.628	10.014
KOJONUP	9.056	10.028

Column 1	Column 2 (Residential)	Column 3 (Non-residential)
Country sewerage area	cents/\$ of GRV	cents/\$ of GRV
KUNUNURRA	4.211	4.458
LAKE ARGYLE	5.222	4.978
LANCELIN	7.136	5.523
LAVERTON	4.230	7.135
LEDGE POINT	7.322	7.322
LEEMAN	7.004	7.284
LEONORA	3.954	6.809
MANDURAH (1/7/94 values)	6.905	5.271
MANDURAH (1/7/96 values)	5.101	3.945
MANJIMUP	6.397	7.594
MARGARET RIVER	4.536	3.936
MECKERING	5.905	6.140
MERREDIN	7.571	7.874
MOUNT BARKER	7.397	7.099
MUKINBUDIN	12.000	12.000
NAREMBEEN	12.000	11.368
NARROGIN	4.918	5.864
NEWDEGATE	12.000	12.000
NEWMAN	4.387	4.726
NORTHAM	5.737	7.162
PARABURDOO	5.064	4.422
PEMBERTON	12.000	12.000
PINGELLY	8.459	7.104
PINJARRA	4.310	4.869
PORT HEDLAND	5.963	6.202
ROEBOURNE	8.610	11.957
SEABIRD	12.000	12.000
THREE SPRINGS	9.290	9.695
TOM PRICE	3.921	5.483
WAGIN	8.109	7.252
WAROONA	7.472	9.172
WICKHAM	5.437	6.683

Column 1	Column 2 (Residential)	Column 3 (Non-residential)
Country sewerage area	cents/\$ of GRV	cents/\$ of GRV
WONGAN HILLS	3.740	4.282
WUNDOWIE	4.185	7.881
WYALKATCHEM	9.983	10.385
WYNDHAM	6.393	9.034

(6) Schedule 2 to the principal regulations is amended in Part 3, item 1 —

- (a) by deleting “or items 2 and 3 (b) or 3 (e) of Part 2,” wherever it occurs and substituting in each case the following —

“ or items 3 (b) or 3 (e) of Part 2, or item 1 of Part 5, ”;

- (b) by deleting “exceeds the amount payable” and substituting the following —

“ exceeds 80% of the amount payable ”; and

- (c) by deleting “less the amount payable” and substituting the following —

“ less 80% of the amount payable ”.

(7) Schedule 2 to the principal by-laws is amended by inserting after Part 3 the following Parts —

“

Part 4 — Combined charges

1. Metropolitan non-residential (other than vacant land)

In respect of land in the metropolitan area that is not —

- (a) comprised in a residential property;
- (b) referred to in item 1, 3 or 3A of Part 1 of this Schedule; or
- (c) referred to in item 2, 3 or 4 of this Part,

the charge calculated in accordance with the following formula —

IF $(P + Q) \leq R$, THEN —

$P + Q$

OR IF —

$(P + Q) > R$; AND

$N \leq W$,

THEN —

R

OR IF —

$(P + Q) > R$; AND

$N > W$,

THEN —

$$R + \{(N - W) \times I\}$$

where —

P = the annual charge calculated in accordance with the formula in item 1 of Part 5 of this Schedule;

Q = the quantity charge calculated in accordance with the formula in item 2 of Part 5 of this Schedule;

R = the charge calculated in accordance with the following formula —

$$A \times S$$

where —

A = the charge payable in 1995/96; and

S = 1.2;

N = the discharge volume for the 1996/97 year;

W = the discharge volume for the 1995/96 year; and

I = 0.33.

2. Government trading organization and non-commercial Government property

In respect of a non-commercial Government property, or a property held by a Government trading organization, the charge payable in accordance with the following formula —

$$Y + Q$$

where —

Y = the charge payable for the relevant number of major fixtures in the 1996/97 year as set out in the Table to item 1 of Part 5 of this Schedule;

and

Q = the quantity charge calculated in accordance with the formula in item 2 of Part 5 of this Schedule.

3. Metropolitan, non-strata titled caravan park with long term residential caravan bays

In respect of a caravan park in the metropolitan area —

(a) not consisting of strata-titled caravan bays referred to in item 3 of Part 1 of this Schedule; and

(b) having long term residential caravan bays,

the charge payable in accordance with the following formula —

$$AA + AB$$

where —

AA = a charge of \$50.00 for each long term residential caravan bay; and

AB = the charge for any part of the caravan park not comprised in long term residential caravan bays, calculated in accordance with the following formula —

IF $(Y + Q) \leq R$, THEN —

$Y + Q$

OR IF —

$(Y + Q) > R$; AND

$N \leq W$,

THEN —

R

OR IF —

$(Y + Q) > R$; AND

$N > W$,

THEN —

$R + \{(N - W) \times I\}$

where —

Y = the charge payable for the number of major fixtures in the relevant part of the caravan park in the 1996/97 year as set out in the Table to item 1 of Part 5 of this Schedule;

Q = the quantity charge calculated in accordance with the formula in item 2 of Part 5 of this Schedule;

R = the charge calculated in accordance with the following formula —

$A \times S$

where —

A = the amount specified for the relevant number of fixtures in relation to the 1995/96 year as set out in the Table to item 1 of Part 5 of this Schedule; and

S = 1.2;

N = the discharge volume for the 1996/97 year;

W = the discharge volume for the 1995/96 year; and

I = 0.33.

4. Metropolitan nursing home

In respect of a nursing home in the metropolitan area, not being a nursing home which is, or is part of, a home for the aged the charge calculated in accordance with the following formula —

IF $(T + Q) \leq R$, THEN —

$T + Q$

OR IF $(T + Q) > R$, THEN —

R

where —

T = the charge calculated in accordance with the following formula —

$$U \times V$$

where —

U = the number of beds in the nursing home; and

V = 75;

Q = the quantity charge calculated in accordance with the formula in item 2 of Part 5 of this Schedule; and

R = the charge calculated in accordance with the following formula —

$$A \times S$$

where —

A = the amount payable in 1995/96, or the amount specified for the relevant number of fixtures in relation to that year as set out in the Table to item 1 of Part 5 of this Schedule, whichever is the greater;

and

S = 1.2.

Part 5 — Computation of Combined Charges

1. Formula for annual charge

For the purposes of Part 4 of this Schedule, the annual charge ("P") is calculated according to the following formula —

IF $A \leq (C + D)$, THEN —

$$(A \times B)$$

OR IF $A > (C + D)$, THEN —

$$(A \times B) - [(A \times B) - (C + D)] \times E$$

where —

A = the amount payable in 1995/96, or the amount specified for the relevant number of fixtures in relation to the 1996/97 year as set out in the Table to item 1 of Part 5 of this Schedule, whichever is the greater; and

B = 1.000;

C = the charge payable for the relevant number of major fixtures for the year 2000/2001 as set out in the Table to this item;

D = discharge charge; and

E = 0.244.

Table of Major Fixture-based Minimum Charges (per fixture)

No. of Fixtures	1995/ 1996	1996/ 1997	1997/ 1998	1998/ 1999	1999/ 2000	2000/ 2001
	\$	\$	\$	\$	\$	\$
1	350	350	350	350	350	350
2	50	70	90	110	130	150
3	50	80	110	140	170	200
4 - 5	50	83	116	149	183	217
6 - 10	75	103	131	159	188	217
11 - 20	100	123	146	169	193	217
21 - 50	125	143	162	180	199	217
51 +	200	203	206	209	213	217

2. Formula for quantity charge

For the purposes of Part 4 of this Schedule, the quantity charge ("Q") is calculated in accordance with the following formula —

IF $(F \times G) \leq H$, THEN —

NIL

OR IF $(F \times G) > H$, THEN —

$\{(F \times G) - H\} \times I$

where —

F = the volume of water delivered to the property in the 1996/97 year;

G = the discharge factor set for the property for the 1996/97 year;

H = the discharge allowance for the 1996/97 year calculated in accordance with item 3 of Part 5 of this Schedule; and

I = 0.33,

and where only the integer value (i.e., rounded down to the nearest whole number) of $(F \times G) - H$ is to be used in calculating the final charge.

3. Discharge allowance

For the purposes of item 2 of this Part, the discharge allowance is —

- (a) for land to which Part 4, item 1 of this Schedule applies, an amount of water in kilolitres calculated in accordance with the following formula —

IF $X \leq Y$, THEN —

L

OR IF —

$X > Y$; AND

$X \leq Z$,

THEN —

$\{(X - Y) \div I\} + L$

OR IF $X > Z$, THEN —

$$W + [(J \times (X - Z)) \div K]$$

where —

X = the annual charge for the 1996/97 year calculated in accordance with the formula in item 1 of this Part;

Y = the minimum charge for the relevant number of major fixtures for the 1996/97 year as set out in item 1 of this Part;

L = 200;

Z = the charge calculated in accordance with the following formula —

$$C + D$$

where —

C = the charge payable for the relevant number of major fixtures for the year 2000/2001 as set out in the Table to item 1 of this Part; and

D = discharge charge;

W = the discharge volume for the 1995/96 year;

I = 0.33;

J = 0.756; and

K = 1.31;

- (b) for a non-commercial Government property, or a property held by a Government trading organization, 200 kL of water;
- (c) for a caravan park referred to in item 3 of Part 4 of this Schedule, an amount of water in kilolitres calculated in accordance with the following formula —

$$L + M$$

where —

L = 200; and

M = 75 kL of water for each long term residential caravan bay;

- (d) for a nursing home referred to in item 5 of Part 4 of this Schedule, 75 kL of water per bed;
- and
- (e) for properties served through a common metered service, 200 kL of water for each property.

”.

Schedule 3 amended

17. Schedule 3 to the principal by-laws is amended —

- (a) in the heading by deleting “1995/96” and substituting the following —
“ 1996/97 ”; and

- (b) in Part 2, item 2 by deleting "0.81 cents/\$" and substituting the following —
 - " 0.823 cents/\$ ".

Schedule 4 amended

18. Schedule 4 to the principal by-laws is amended —

- (a) in the heading by deleting "1995/96" and substituting the following —
 - " 1996/97 ";
- (b) in item 1 of Part 1 by deleting "\$184.70" and substituting the following —
 - " \$193.95 ";
- (c) in item 2 of Part 1 by deleting "\$174.40" and substituting the following —
 - " \$183.10 ";
- (d) in item 3 (a) of Part 1 by deleting "\$130.30" and substituting the following —
 - " \$136.85 ";
- (e) in item 1 of Part 2 by deleting "\$99.00" wherever it occurs and substituting in each case the following —
 - " \$103.95 ";
- (f) in item 2 of Part 2 —
 - (i) in paragraph (a) by deleting "\$259.90" and substituting the following —
 - " \$272.90 ";
 - (ii) in paragraph (b) by deleting "\$188.15" and substituting the following —
 - " \$197.55 "; and
 - (iii) in paragraph (c) by deleting "\$86.65" and substituting the following —
 - " \$91.00 ";
- (g) in item 3 of Part 2 —
 - (i) by deleting "\$234.00/" and substituting the following —
 - " \$245.70/ ";
 - (ii) by deleting "\$1 404.00" and substituting the following —
 - " \$1 474.00 ";
 - (iii) by deleting "\$59.30/" and substituting the following —
 - " \$61.20/ "; and
 - (iv) by deleting "\$355.80." and substituting the following —
 - " \$367.50. ";

- (h) in item 4 of Part 2 —
 - (i) in paragraph (a) (i) —
 - (I) by deleting “\$27.60/” and substituting the following —
“ \$30.35/ ”; and
 - (II) by deleting “\$215.40;” and substituting the following —
“ \$236.90; ”;
 - (ii) in paragraph (a) (ii) by deleting “\$671.60/” and substituting the following —
“ \$738.70/ ”;
 - (iii) in paragraph (b) by deleting “\$52.90/” and substituting the following —
“ \$58.15/ ”;
 - (iv) in paragraph (c) (i) by deleting “\$48.60” and substituting the following —
“ \$53.45 ”; and
 - (v) in paragraph (c) (ii) by deleting “\$36.70” and substituting the following —
“ \$40.35 ”;
- (i) in item 1 of Part 3 —
 - (i) in paragraph (a) by deleting “\$22.10” and substituting the following —
“ \$23.20 ”;
 - (ii) in paragraph (b) by deleting “\$24.35” and substituting the following —
“ \$25.55 ”; and
 - (iii) in paragraph (c) by deleting “\$44.15” and substituting the following —
“ \$46.35 ”;
- (j) in item 2 of Part 3 —
 - (i) in paragraph (b) by deleting “\$103.45” and substituting the following —
“ \$108.60 ”; and
 - (ii) by deleting “\$189.00” and substituting the following —
“ \$198.45 ”;and
- (k) in item 3 of Part 3 —
 - (i) in paragraph (a) by deleting “\$183.05” and substituting the following —
“ \$192.20 ”;

- (ii) in paragraph (b) (i) by deleting "\$0.78/" and substituting the following —
" \$0.80/ ";
- (iii) in paragraph (b) (ii) by deleting "\$2.20/" and substituting the following —
" \$2.26/ "; and
- (iv) in paragraph (b) (iii) by deleting "\$3.12/" and substituting the following —
" \$3.20/ ".

Schedule 5 amended

19. Schedule 5 to the principal by-laws is amended —

- (a) by deleting "index for 1995/96" and substituting the following —
" index for 1996/97 "; and
- (b) by inserting after "1 July 1995 1.000" the following —
" 1 July 1996 1.000 ".

Schedule 6 amended

20. Schedule 6 to the principal by-laws is amended in item 3 by deleting "10%" and substituting the following —

" 8% ".

Schedule 7 amended

21. Schedule 7 to the principal by-laws is amended —

- (a) in the heading, by deleting "CHARGES" and substituting the following —
" **WATER SUPPLY CHARGES** "; and
- (b) by deleting item 2 and substituting the following item —

"

2.	Volume charge (c/kL)
	Metropolitan
	First 600 kL 56.5 cents
	Over 600 kL 63.1 cents
	Country (according to the classification of the town/area in which that property is situated, as set out in Schedule 9) —

Consumption (kL)	Class 1 (c/kL)	Class 2 (c/kL)	Class 3 (c/kL)	Class 4 (c/kL)	Class 5 (c/kL)
Up to 300	60.2	73.0	80.0	87.5	90.0
Over 300	115.3	130.0	145.0	165.0	185.0

"

Schedule 8 amended

22. Schedule 8 to the principal by-laws is amended in the heading by deleting "BY-LAW 20E" and substituting the following —

" **BY-LAW 20E (3)** ".

Schedule 9 added

23. After Schedule 8 to the principal by-laws the following Schedule is added —

“

SCHEDULE 9

[By-law 20E]

**CLASSIFICATION OF TOWNS/AREAS FOR THE PURPOSES
OF BY-LAW 20E (4)****Class 1**

Albany, Albany Farmlands, Allanoooka Farmlands, Augusta, Australind, Avon Hills, Bodallin, Bootenall, Boyanup, Broome, Brunswick, Burekup, Capel, Carnamah, Cervantes, Collie, Collie Farmlands, Coodanup, Coorow, Cue, Cunderdin, Dampier, Dardanup, Dathagnoorara Farmlands, Denison, Derby, Dongara, Donnybrook, Dowerin, Dunsborough, Dwellingup, Eaton, Elleker, Emu Point, Eneabba, Eradu, Esperance, Furnissdale, Geraldton, Goode Beach, Grass Valley, Greenhead, Halls Creek, Hamel, Harvey, Hines Hill, Jurien, Kalbarri, Karratha, Karratha Supply Mains, Kellerberrin, Kununurra, Lancelin, Leeman, Little Grove, Lower King, Mandurah, Margaret River, Meckering, Meekatharra, Mingenew, Moora, Mount Magnet, Narngulu, Newman, North Dandalup, Northam, Paraburdoo, Park Ridge, Pemberton, Pinjarra, Porongorups, Port Hedland, Preston Beach, Ravenswood, Riverside Gardens, Roelands, Sandstone, South Hedland, Tammin, Three Springs, Three Springs Farmlands, Tom Price, Walkaway, Waroona, Wedgefield, Wiluna, Wokalup, Wundowie, Yalgoo, Yallingup, Yarloop/Wagerup, Yunderup.

Class 2

Bakers Hill, Balingup, Beverley, Bindoon/Chittering, Binningup, Boddington, Boyup Brook, Bridgetown, Burracoppin, Calingiri, Carnarvon, Denham (Saline), Doodlakine, Exmouth, Fitzroy Crossing, Gingin, Goomalling, Greenbushes, Guilderton, Hester, Highbury, Laverton, Ledge Point, Leonora, Manjimup, Merredin, Nannup, Narrogin, Roebourne, Seabird, Southern Cross, Toodyay, Wagin, Williams, Woodridge, York.

Class 3

Allanson, Allanson Park, Arrowsmith Farmlands, Bolgart, Boulder, Bremer Bay, Brookton, Broomehill, Bruce Rock, Bullaring, Camballin, Coolgardie, Cowaramup, Cuballing, Dalwallinu, Dandaragan, Dangin, Darkin, Denmark, Gascoyne, Gibson, Gravity Main, Hopetoun, Hyden, Jerramungup, Kalgoorlie, Katanning, Katanning Farmlands, Kendenup Farmlands, Kirup, Kojonup, Koorda, Marble Bar, Marvel Loch, Moorine Rock, Morawa, Morawa Farmlands, Mount Barker, Mullewa, Mullewa Farmlands, Muradup, Myalup, Nabawa, Narembreen, Narrikup, Newdegate, Norseman, Northam Farmlands, Northampton, Northcliffe, Peppermint Beach, Perenjori, Pingelly, Popanyinning, Quairading, Shackleton, Walpole, Warralakin, Watheroo, Westonia, Wickelup, Wickham, Widgiemooltha, Wongan Hills, Woodanilling, Wyalkatchem, Wyndham, Yealering.

Class 4

Badgingarra, Ballidu, Bendering, Bullfinch, Bunjil, Condingup, Corrigin, Cranbrook, Dudinin, Dumbleyung, Frankland, Gnowangerup, Harrismith, Horrocks, Jitarning, Kalannie, Kalgoorlie Farmlands, Kendenup, Kondinin, Kukerin, Kulin, Kununoppin, Lake Argyle, Lake Grace, Latham, Merredin Farmlands, Miling, Moulyinning, Mukinbudin, Narrogin Farmlands, New Norcia, Nullagine, Nungarin, Nyabing, Onslow, Ora Banda, Piesseville, Pingaring, Pithara, Point Samson, Quininup, Ravensthorpe, Rocky Gully, Tambellup, Tincurrin, Trayning, Wandering, Wittenoom, Wubin.

Class 5

Arrino, Beacon, Bencubbin, Bindi, Borden, Broad Arrow, Buntine, Caron, Coomberdale, Grass Patch, Karlgarin, Koolyanobbing, Lake King, Menzies, Mount Roe, Mullalyup, Munglinup, Muntadgin, Ongerup, Pingrup, Salmon Gums, Varley, Wellstead, Yerecoin, Yuna.

”

R. K. NICHOLLS, Minister for Water Resources.
