

WA301

WATER AUTHORITY ACT 1984
WATER AUTHORITY (CHARGES) AMENDMENT
BY-LAWS (NO. 11) 1994

Made by the Water Authority of Western Australia with the approval of the Minister for Water Resources.

Citation

1. These by-laws may be cited as the *Water Authority (Charges) Amendment By-laws (No. 11) 1994*.

By-law 18B repealed and a by-law substituted

2. By-law 18B of the *Water Authority (Charges) By-laws 1987** is repealed and the following by-law is substituted —

“

Residential multi-unit properties — rebates for eligible pensioners

18B. (1) In this by-law —

“eligible pensioner” has the same meaning as in section 3 (1) of the *Rates and Charges (Rebates and Deferments) Act 1992*;

“registered” in the case of an eligible pensioner who is a tenant, means registered or listed with the Authority for the purposes of assessment under this by-law.

(2) Where land comprises a residential multi-unit property served by a single meter and one or more of those units are occupied by —

- (a) an eligible pensioner who has registered an entitlement under the *Rates and Charges (Rebates and Deferments) Act 1992* before the commencement of the period to which a quantity charge applies; or
- (b) an eligible pensioner who is registered as a tenant with the Authority before the commencement of the period to which a quantity charge applies,

then sub-bylaw (3) applies.

(3) Where the Authority is satisfied that a person described in paragraph (a) or (b) of sub-bylaw (2) is liable to pay a charge in relation to the water supplied to the property referred to in that sub-bylaw, the person is entitled to a rebate to be calculated as 50% of the charge applicable, based on averaged unit consumption —

- (a) of up to and including 150 kl of water supplied to that unit for the consumption year, where the land concerned is in the metropolitan area and charged in accordance with Schedule 1, Division 1, Part 3, item 1 or 2;
- (b) of up to and including —
 - (i) 600 kl of water supplied to that unit for the consumption year, where the land concerned is in the town of Cue, Laverton, Leonora, Meekatharra, Menzies, Sandstone or Wiluna; or
 - (ii) 400 kl of water supplied to that unit for the consumption year, where the land concerned is any other land south of 26° South Latitude,
and charged in accordance with Schedule 1, Division 1, Part 3, item 3; or
- (c) of up to and including 600 kl of water supplied to that unit for the consumption year, where the land concerned is land north of 26° South Latitude and charged in accordance with Schedule 1, Division 1, Part 3, item 3,

and the rebate is to be credited in accordance with sub-bylaw (4).

- (4) The rebate set out in sub-bylaw (3) can only be given —
 - (a) in the case of a person described in sub-bylaw 2 (a), by direct credit to that person's bank account or to his or her Annual Charges assessment;
 - (b) in the case of a person described in sub-bylaw 2 (b), by direct credit to that person's bank account or credit to that person by such other means as the Authority sees fit.

(5) The Authority may, after having regard to the circumstances in a particular case, dispense with the requirement in sub-bylaw (2) for a pensioner to register or be listed prior to the commencement of the period to which a quantity charge applies.

(6) An eligible pensioner registered for the purpose of this by-law must advise the Authority, in writing, if that pensioner —

- (a) ceases to be an eligible pensioner; or
- (b) ceases to occupy the property which is the subject of the registration.

(7) A person who, in connection with or for the purpose of being eligible to have a rebate credited in accordance with this by-law, gives information that he or she knows or has reasonable cause to believe to be false or misleading commits an offence.

Penalty: \$1 000.

[* *Published in the Gazette of 14 July 1987 at pp. 2658-72. For amendments to 14 December 1994 see 1993 Index to Legislation of Western Australia, Table 4, pp. 306-308 and Gazettes of 4 March, 6 May, 29 June, 16 September and 28 October 1994.*]

By resolution of the Board.

The Seal of the Water Authority of Western Australia was affixed hereto in the presence of—

K. C. WEBSTER, Chairman.
W. J. COX, Managing Director.

Approved by the Minister for Water Resources—

PAUL D. OMODEL