

WA303

WATER AUTHORITY ACT 1984

WATER AUTHORITY (CHARGES) AMENDMENT
BY-LAWS (NO. 3) 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. 3) 1994*.

Commencement

2. These by-laws come into operation on 1 July 1994.

By-law 18B inserted

3. After by-law 18A of the *Water Authority (Charges) By-laws 1987** the following by-law is inserted —

Residential multi-unit properties — concessional assessment

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 with the Water 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 Water Authority before the commencement of the period to which a quantity charge applies,

then the total charge payable for water usage in respect of that property is to be calculated in accordance with sub-by-law (3).

(3) When calculating the consumption charge applicable to the units in a multi-unit property, the assessment for each unit occupied by a person describe in sub-by-law (2) (a) or (b) is to be calculated as 50% of the charge that would be payable for the supply —

- (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,

with the usage calculated by determining the average consumption per unit in the multi-unit property.

(4) The Authority may, after having regard to the circumstances in a particular case, dispense with the requirement in sub-by-law (2) or (3) for a pensioner to register or be listed prior to the commencement of the period to which a quantity charge applies.

(5) The Authority will supply the person or persons responsible for payment of the account for that multi-unit property with details of each pensioner's name in that property whose charge has been calculated in accordance with sub-by-law (3).

(6) The person or persons responsible for payment of the account for a multi-unit property must ensure that the benefit of having a charge calculated in accordance with this by-law is passed on to each entitled pensioner in that property to whom it applies.

(7) 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.

(8) A person who, in connection with or for the purpose of being eligible to have a charge calculated 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 9 February 1994 see 1992 Index to Legislation of Western Australia, Table 4, pp.300-302 and Gazettes of 1 and 27 July and 29 September 1993.]

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. OMODEI.