

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1981, No. 14*

Regulations under the Supply of Services Act

I, ERIC EUGENE JOHNSTON, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, hereby make the following Regulations under the Supply of Services Act.

Dated this 22nd day of June, 1981.

E. E. JOHNSTON

Administrator

By His Honour's Command

Minister for Primary Production and Tourism
acting for and on behalf of the

Minister for Transport and Works

R. M. STEELE

AMENDMENTS OF THE WATER SUPPLY
(TERMS AND CONDITIONS OF SUPPLY) REGULATIONS

1. PRINCIPAL REGULATIONS

The Water Supply (Terms and Conditions of Supply) Regulations are in these Regulations referred to as the Principal Regulations.

2. COMMENCEMENT

These Regulations shall come into operation on 1 July 1981.

3. DEFINITIONS

Regulation 3 of the Principal Regulations is amended -

(a) by inserting before the definition of "authorized officer" the following:

"annual meter reading" means a meter reading taken between the period commencing on 1 July to and including 31 August next following of each year;"

* Notified in the Northern Territory Government Gazette on 26 June, 1981.

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- (b) by inserting after the definition of "authorized plumber" the following:

"'basic water charge' means the charge made for the supply of water for each period commencing 1 July to and including 30 June next following;"

- (c) by omitting the definition of "charge period" and substituting the following:

"'charge period' means a period between 1 July to and including 31 August second following such that the period shall be not less than 10 months;"

- (d) by omitting the definition of "complete month";

- (e) by inserting after the definition of "consumer" the following:

"'excess water charge' means the charge made in a charge period or part of a charge period for water consumed during the charge period or the part of a charge period which exceeds the water allowance;" and

- (f) by adding at the end thereof the following:

"'system of works' means a system of works referred to in regulation 24(1);

'water allowance' means the maximum quantity of water, expressed in kilolitres, which may be consumed in a charge period or part of a charge period without attracting an excess water charge and is calculated by multiplying 2.054 kilolitres by the number of days or part of a day contained in the charge period or the part of a charge period for which the charge is to be raised."

4. REPEAL AND SUBSTITUTION

Regulations 24, 26, 27, 28 and 28A of the Principal Regulations are repealed and the following substituted:

"24. WATER CHARGE

"(1) Subject to these Regulations, a water charge is imposed in respect of each parcel of land to which a system of works for the supply of water has been contributed by the Crown.

"(2) The basic water charge in respect of water supplied from a system of works to a parcel of land otherwise than through a meter is -

- (a) where the parcel of land is used solely for residential or domestic purposes - \$50; or

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(b) where the parcel of land is used for any other purpose - \$100.

"(3) The amount referred to in sub-regulation (2) is due on 1 July of each year and payable in advance for the period commencing on 1 July to and including 30 June next following.

"(4) Where water is supplied to a parcel of land from a system of works through a meter, not being a meter that is temporarily installed on the parcel of land in connection with construction works being carried out on the parcel of land, the water charge in respect of water so supplied is -

(a) a basic water charge of \$50, which is due, subject to sub-regulation (6), on 1 July of each year and payable in advance for the period commencing on 1 July to and including 30 June next following; and

(b) where the consumption of water in a charge period exceeds the water allowance, an excess water charge is payable calculated in accordance with the following:

(i) each kilolitre in the next following 1,000 kilolitres by which the consumption of water exceeds the water allowance for that charge period is payable at the rate of 15 cents per kilolitre; and

(ii) each further kilolitre, by which the consumption of water exceeds the water allowance for that charge period plus 1,000 kilolitres, is payable at the rate of 20 cents per kilolitre.

"(5) Where water is supplied to a parcel of land from a system of works through a meter, not being a meter that is temporarily installed on the parcel of land in connection with construction works being carried out on the parcel of land, and the consumption of water for a charge period does not exceed -

(a) 0.8219 kilolitres multiplied by the number of days or part of a day contained in the charge period for which the charge is to be raised - a rebate of 20% of the basic water charge shall be given;

(b) 1.096 kilolitres multiplied by the number of days or part of a day contained in the charge period for which the charge is to be raised - a rebate of 15% of the basic water charge shall be given; or

(c) 1.370 kilolitres multiplied by the number of days or part of a day contained in the charge period for which the charge is to be raised - a rebate of 10% of the basic water charge shall be given.

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"(6) Where a consumer commences to take a service on a day later than 1 July, the consumer shall pay a portion of the \$50 basic water charge referred to in sub-regulation (4)(a) and the portion shall -

- (a) bear the same proportion to \$50 as the number of unexpired days before the next following 1 July bears to 365; and
- (b) become due on the day on which the consumer commences to take a service and is payable in advance to and including 30 June next following.

"(7) Subject to regulation 29(3), excess water charges calculated in accordance with sub-regulation (4)(b) become due at the end of the relevant charge period.

"(8) Where water is supplied to a parcel of land from a system of works through a meter that is temporarily installed on the parcel of land in connection with construction works being carried out on the parcel of land, the amount of the water charge shall be calculated at the rate of 15 cents for each kilolitre or part of a kilolitre of water supplied and shall be payable on demand.

"(9) Where water is supplied from a system of works through a meter elsewhere than to a consumer's premises, the amount of the water charge in respect of water so supplied shall be calculated at the rate of 15 cents for each kilolitre or part of a kilolitre of water supplied and is due and payable on demand.

"(10) Where a system of works has been constructed and a parcel of land, although capable of being connected to that system, is not so connected, the water charge in respect of that parcel of land is \$40, which amount is due on 1 July of each year and payable in advance for the period commencing on 1 July to and including 30 June next following.

"25. DETERMINATION OF QUANTITY OF WATER SUPPLIED

"(1) A consumer shall be liable to pay for the quantity of water supplied to his premises, which quantity shall be calculated in accordance with the following:

- (a) where the supply of water has passed through one meter only for the whole of a charge period - the difference between the annual meter reading taken at the end of the charge period and the annual meter reading taken at the end of the immediately preceding charge period in respect of which a water charge under these Regulations was made or, if since the last-mentioned annual meter reading the meter is read on one or more other occasions in the charge period, the sum of the differences between readings taken in respect of that charge period;

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- (b) where the supply of water has passed through more than one meter during a charge period - the sum of the differences, in respect of each meter, between the readings taken in respect of the charge period, such readings to be taken in accordance with the manner referred to in paragraph (a); or
- (c) where the supply of water has passed through one meter or more than one meter, but for a part of a charge period only and not the whole of the charge period -
 - (i) the difference, or the sum of the differences in respect of each meter, as the case may be, between the readings taken in respect of that part of the charge period; and
 - (ii) in respect of that part of the charge period during which the water supply to the consumer's premises did not pass through a meter, a quantity assessed in accordance with regulation 23(2).

"(2) For the purposes of these Regulations, the water supply shall be deemed not to have passed through a meter until that meter has first been read for the purpose of charging by quantity and that reading has been recorded.

"26. PROPORTIONATE LIABILITY FOR WATER CHARGES

"(1) Where, in respect of the supply of water in a charge period otherwise than through a meter to a parcel of land -

- (a) the parcel of land is connected to the system of works for the supply of water for part only of the charge period;
- (b) no person was the owner of the parcel of land at the commencement of the charge period but a person becomes such an owner for part only of the charge period;
- (c) a person, after having given notice in accordance with regulation 45, vacates the parcel of land at the expiration of part only of the charge period; or
- (d) the parcel of land is used for a purpose referred to in regulation 24(2)(a) or (b) for part only of the charge period,

the amount of the water charge otherwise payable under regulation 24(2) for that part of the charge period shall be the amount calculated by dividing the basic water charge prescribed in regulation 24(2) for a full year by 365 and by multiplying the resultant figure by the number of days or part of a day contained in the period for which the charge is raised.

"(2) Where, in respect of the supply of water in a charge period through a meter to a parcel of land, not being a meter that is temporarily installed on the parcel of land in connection with construction works being carried out on the parcel of land -

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- (a) the parcel of land is connected to the meter for part only of the charge period;
- (b) no person was the owner of the parcel of land at the commencement of the charge period but a person becomes such an owner for part only of the charge period; or
- (c) a person, after having given notice in accordance with regulation 45, vacates the parcel of land at the expiration of part only of the charge period,

the amount of the water charge payable in respect of that part of the charge period is the sum of -

- (d) an amount arrived at by dividing \$50 by 365 and multiplying the resultant figure by the number of days or part of a day contained in the period for which the charge is raised; and
- (e) where the consumption in that period exceeds the water allowance - an excess water charge at the rate of 15 cents per kilolitre for the first 1,000 kilolitres and 20 cents for each kilolitre thereafter by which the actual consumption of water exceeds the water allowance plus 1,000 kilolitres.

"(3) Where the amount payable under sub-regulation (1) or (2) is less than an amount prepaid under regulation 24, a refund shall be paid to the consumer equal to the difference between the 2 amounts.

"27. ADMINISTRATOR MAY EXEMPT LAND USED FOR CERTAIN PURPOSES

"Notwithstanding this Division, the Administrator may, by notice in the Gazette, exempt a parcel of land used for church or school purposes and specified in the notice from payment of water charges or from payment of a portion of those charges for such period, whether before or after the commencement of this regulation, as is specified in the notice."

5. ACCOUNTS

Regulation 29 of the Principal Regulations is amended by omitting sub-regulations (2) and (3) and substituting the following:

"(2) Where the Minister has caused the meter on a parcel of land referred to in regulation 24(4) to be read on a day before the end of a charge period and the quantity of water shown to have been supplied through the meter exceeds the water allowance, he may cause an account for the excess water charge for the part of the charge period in question to be given to the occupier of the parcel of land.

"(3) The excess water charge specified in an account calculated under sub-regulation (2) becomes due on the date of that account."