

**NOTICE UNDER ARTICLE 20(2)  
OF THE WATER AND SEWERAGE SERVICES (NORTHERN IRELAND) ORDER  
2006**

Pursuant to its powers under Article 20(1) of the Water and Sewerage Services (Northern Ireland) Order 2006 (hereafter referred to as the “**Order**”), the Northern Ireland Authority for Utility Regulation (hereafter referred to as the “**Authority**”), having obtained the consent of Northern Ireland Water Limited (the “**Licensee**”), hereby gives notice as follows:

- 1 It proposes to make modifications to the instrument of appointment granted to Northern Ireland Water Limited by the Department for Regional Development on 23<sup>rd</sup> March 2007 (the “**Licence**”) under its powers extant at Article 20 (1) of the Order
- 2 The proposed modifications are to:
  - (i) Condition A, paragraph 3 (Periodic Review Definition)
  - (ii) Condition B, paragraphs 1.2, 10, 10.1 and 13 (the 3 Year Periodic Review Modification)
  - (iii) Condition C, paragraph 12.2(1) (the 3 year Periodic Review)
  - (iv) Condition K, paragraph 5.1 (the Estate Management Plan and Annual Land Disposal Return Modification)
- 3 The effects of the proposed modifications will be to
  - (i) align the licence with the policy intent to move from an initial five year price control to an initial three year price control spanning 1 April 2010 to 31 March 2013;
  - (ii) clarify the period which the Licensee’s Estate Management Plan must cover, especially in order for the Estate Management Plan to tie-in with the revised initial three year price control, and subsequent price controls.
- 4 The reason for the proposed modifications is that it is accepted by the Authority, having been in close contact with stakeholders including the Licensee, the Independent Water Review Panel, Consumer Council, and the Department for Regional Development, that the present Licence and regulatory framework requires clarification and improvement in a number of respects. The Authority considers that the proposed Licence modifications herein will be supplemented by more substantive Licence modifications in due course. Such further modifications may be informed by any conclusions drawn from the Northern Ireland Assembly’s review, consultation, and subsequent decisions relating to the water industry in Northern Ireland.
- 5 A copy of the proposed modifications can be viewed during normal office hours, and can be obtained (free of charge) from:



The Northern Ireland Authority for Utility Regulation  
Queens House  
14 Queen Street  
Belfast BT1 6ER  
Tel: 028 9031 1575  
Fax: 028 9031 1740  
Email: keith.hunt@niaur.gov.uk or martina.maguire@niaur.gov.uk

Alternatively, these modifications can be downloaded from our website:  
<http://www.niaur.gov.uk>

- 6 Representations or objections with respect any or all of the individually proposed modifications may be made on or before 21<sup>st</sup> April 2009 to the same address.
- 7 The Authority has, pursuant to Article 20(3) (b) of the Order, served a copy of this notice on the Licensee and the Department for Regional Development.

Dated this 24<sup>th</sup> day of March 2009

**Jo Aston**  
**Director of Water Regulation**  
**For and on behalf of the Northern Ireland Authority for Utility Regulation**