

Water and Soil
Testing Charges.

- 12. Test for any individual parameter or element \$3.00 per test
- Test for fecal coliform bacteria \$4.50 per test
- Test for total coliform bacteria \$4.50 per test

Meter Testing
Charges.

- 13. \$25.00 per test

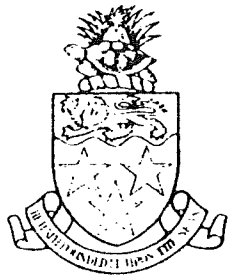
Fees for Extracts from
the Authority
Registers.

- 14. (a) Uncertified extracts \$2.00
- (b) Certified extracts \$5.00

Made in Council this 5th day of February, 1985.

JENNY MANDERSON
Clerk of the Executive Council.

CAYMAN ISLANDS



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THE WATER AUTHORITY LAW, 1982
(LAW 18 OF 1982)

WATER AUTHORITY REGULATIONS,
1985

(4)

(f)	Combination sink and tray with food disposal unit	3
(g)	Dental unit or cuspidor	1
(h)	Dental lavatory sink	1
(i)	Kitchen sink, domestic	2
(j)	Kitchen sink, domestic with food disposal unit	3
(k)	Lavatory sink, domestic	1
(l)	Lavatory sink, commercial or medical	2
(m)	Shower stall, domestic	2
(n)	Showers (group) per head	3
(o)	Surgeons flushing rim sink (with valve)	8
(p)	Service trap, standard	3
(q)	Service 'p' trap	2
(r)	Urinal	4
(s)	Urinal trough	2
(t)	Washing machine domestic	3
(u)	Washing machine, commercial	6
(v)	Water Closet, domestic	4
(w)	Water closet, public	6

Sales of Development Water.

10. Supplies from Lower Valley at the reservoir . \$1.45 per cub metre.
(\$5.50 per 1000 gals)

Meter Rental Fees.

11.	20 mm (¾ in)	\$3.50 per month
	25 mm (1 in)	\$5.00 per month
	38 mm (1 ½ in)	\$7.50 per month
	50 mm (2 in)	\$10.00 per month
	75 mm (3 in)	\$15.00 per month
	100 mm (4 in)	\$25.00 per month
	150 mm (6 in)	\$40.00 per month

- Fees for Well Driller's Licence.

7.

(a) For registration and licence fees \$100

(b) Renewal of licence \$100 per annum

- Fees and Charges for Development Control.

8.

(a)

Inspection of drawings, roughing-in, final inspection and issuance of plumbing approval certificate.

i)

Single domestic dwellings or duplex of 250 square metres (2690 sq. ft.) total floor area or less and with a fixture-unit value of 25 or less \$45.

ii)

Hotels, Condominiums, apartment complexes and single domestic dwellings or a duplex of total floor area greater than 250 square metres or fixture-units greater than 25. \$45 + 1.00 per fixture-unit.

iii)

Educational Establishments, Medical facilities, Churches and any municipal facility . . . \$45 + 1.50 per fixture-unit.

iv)

Commercial accommodation, offices, stores, warehouses, garages, restaurants, small businesses and categories not listed. \$45 + 3.00 per fixture-unit.

(b) Extra site visits or work necessary due to test failures to be charged at \$30 per hour or any part of an hour per person.

- Fixture Unit Values.

9.

The following schedule details the assigned fixture unit value of various sanitary appliances which values shall be used to determine the fee as laid down in schedule 2(8).

(a)

Bathroom group, water closet + lavatory sink + bathroom or shower stall

- Private installations 6.

(b)

As (a) but public installations (hotels, etc.) 8.

(c)

Bathtub (with or without shower head) 2

(d)

Bidet 3

(e)

Combination sink and tray 3

CAYMAN ISLANDS

THE WATER AUTHORITY LAW, 1982
(LAW 18 OF 1982)
WATER AUTHORITY REGULATIONS, 1985

In exercise of the powers conferred upon the Governor in Council by Section 60 of the above Law, the following Regulations are hereby made —

PART 1
GENERAL

- Citation.

1. These Regulations may be cited as the Water Authority Regulations, 1985.
- Interpretation.

2. In these Regulations, unless the context otherwise requires:-

“Abstraction Licence”, and “Ground Water Abstraction Licence” mean a licence granted in pursuance of section 13 of the Law;

“Authority” means the Water Authority of the Cayman Islands, incorporated by the Water Authority Law, 1982;

“canals” has the meaning assigned to it in the Law;

“Caymanian Protection Board” means the Board established pursuant to the Caymanian Protection Law (Revised);

“Central Planning Authority” means the Authority established under section 3 of the Development and Planning Law (Revised);

“certificate of occupancy” in relation to development work involving construction of sanitary facilities means a certificate issued by the Central Planning Authority in pursuance of regulation 29 of the Development and Planning Regulations, 1977;

“Chief Environmental Health Officer” means the Government official designated pursuant to the Public Health Law, 1981;

“developed water” means water from ground water sources which has been made available by the Authority for sale at the site of development;

“domestic effluent” means any waste water which results from the ordinary household activities, being activities carried out on any premises which are used solely for private residential purposes;

“effective date” means the date on which these Regulations come into effect;

“General Register of Ground Water Abstraction Licence” means the register provided in regulation 12 of these Regulations;

“General Register of Operators” means the register provided in regulation 32 of these Regulations;

“ground water” has the meaning assigned to it in the Law;

“ground water len” has the meaning assigned to it in the Law;

“Law” means the Water Authority Law, 1982;

“licence of right” means a licence to abstract ground water granted in pursuance of section 10 of the Law;

“Licenced plumber” means a person who has been licenced to carry out plumbing work in pursuance of these Regulations;

“planning permission” means a permission to develop land granted in accordance with section 10 of the Development and Planning Law (Revised);

“plumbing work” means any work concerning the placement, replacement, construction or modification of sanitary facilities, or part thereof, to the exclusion of works involving the provisions of any electrical part or component;

“public sewerage system” has the meaning assigned to it in the Law;

“Register of Canal Construction Permits” means the register provided in regulation 19 of these Regulations;

“Register of Quarry Permits” means the register provided in regulation 19 of these Regulations;

“Register of Waste Discharge Permits” means the register provided in regulation 19 of these Regulations;

- (c) Discharge permit for a business or commercial enterprise considered a low consumer of water. \$20 per annum.
- (d) Discharge permit for individual household. \$10 per annum.
- (e) Discharge permit for apartment buildings not registered as condominium group \$10 per apartment per annum.
- (f) Discharge permit for any trade waste . . \$150 per annum.
- (g) Renewal of permits: there shall apply the annual fees specified in this section.

Fees for Canal Permits.

- 3. Canals less than two metres in depth \$0.02 per square metre surface area.

Canals more than two metres in depth \$0.03 per square metre surface area.

Fees for Quarry Permits.

- 4. Rock, stone, sand or marl \$0.02 per square metre surface area.
- For renewal of permits, there shall apply the fee specified in this section.

Fees for Plumbers Licence.

- 5. (a) For registration and certification
 - Master plumber \$50
 - Journeyman \$25
 - Apprentice \$10
- (b) Examination fee if required
 - Master \$10
 - Journeyman \$7.50
 - Apprentice \$5.00

- (c) Renewal of licence
 - Master plumber \$50 per annum
 - Journeyman \$25 per annum
 - Apprentice \$10 per annum

Fees for Cesspool Emptiers' Licence.

- 6. (a) For registration and licence fee \$100
- (b) Renewal of licence \$100 per annum

SCHEDULE 2

Fees for Abstraction 1.
Licences.

FEEs AND CHARGES

- (a) Licence for a well to be used to supply water to be transported by truck or pipeline to properties outside the property boundaries or ownership of the property on which the well is situated. \$250 per annum
- (b) Licence for a well to supply water to a hotel or condominium group \$100 per annum
- (c) Licence for a well to be used to supply water to a business or commercial enterprise considered by the Authority to be a large consumer of water, including such businesses as laundries, laundrettes, car washes, apartment blocks of ten or more units \$100 per annum.
- (d) Licence for a well to be used to supply water to a business or commercial enterprise considered by the Authority to be a low consumer of water, including offices, restaurants, stores, apartment blocks of four to nine units. . . . \$20 per annum
- (e) Licence for a well to be used to supply water to a business or commercial enterprise that does not provide public sanitary facilities and normally accommodates five or less persons. \$10 per annum.
- (f) Licence for a well to supply water for agricultural or horticultural purposes. \$20 per annum
- (g) Renewal of licences; there shall apply the annual fee specified in this section.

Fees for Discharge 2.
Permits.

- (a) Discharge permits for a hotel or condominium group . \$100 per annum.
- (b) Discharge permit for a business or commercial enterprise considered a high consumer of water. . . . \$100 per annum.

Duties of Authority in
Dealing with
Application.

- 3.
- (1) On receipt of an application for a licence of right which has been filed within the prescribed deadline the Authority shall send to the applicant an acknowledgement in writing.
 - (2) Within a period ending not later than six months after the coming into effect of these Regulations, the Authority shall notify the applicant in writing of the conditions subject to which they intend to grant a licence. In pursuance of sub-section (a) of section 11 of the Law, the Authority shall allow 14 days for the applicant to make representation in writing to the Authority, as to the rate and quantity of water which they intend to licence.
 - (3) If, at the end of the 14 day period provided for in sub-section 3(2), no representation has been made to the Authority, or, if a representation has been made within the fourteen day period begin-

“roughing-in inspection” in relation to plumbing work means an inspection carried out by the Authority or its agent at the time of construction when all the pipes, fittings and fixtures that would normally be covered up are fixed but still exposed and ready for testing or inspection;

“roughing-in stage” in relation to plumbing work means the stage of construction when the relevant works are ready for the roughing-in inspection;

“sanitary facilities” means all pipes,, fixtures, fittings, treatment facilities, disposal facilities, wells, water containers and any other equipment or material used in connection with, and for the purposes of, the provisions of water supply and sewage treatment and disposal;

“sewage effluent” has the meaning assigned to the word sewage in the Law;

“territorial waters” has the meaning assigned to it in the Law;

“trade effluent” has the meaning assigned to it in the Law and the expression “commercial effluent” shall be construed accordingly;

“water operator” means well drillers, plumbers, or cesspool emptiers, as the case may be.

PART II
CONTROL OF WATER RESOURCES

A. Licence of Right

ning on the date of issue by the Authority of the instrument of notification, the Authority shall issue a licence of right in the form set out in Schedule 1 to these Regulations, taking due account of any representation as it considers fit and shall notify the applicant accordingly.

(4) The expressions "prescribed deadline" in sub-section 3 (1) shall mean the 15th day of September 1983, or such later date as the Authority may determine.

Duties of Recipient of
a Licence of Right.

4. The notice of a licence or rights shall indicate the fee to be paid to the Authority, which shall be as prescribed in Schedule 2 to these Regulations. The prescribed fee shall be paid no later than fourteen days from the date of notification by the Authority of the grant of the licence, and in any case prior to the collection of the licence document from the Authority's offices.

Provided that if the prescribed fee and the prescribed surcharge have not been paid after a period of three months from the date of grant of the licence, this will be rescinded and the entitlement under section 10 of the Law will be forfeited.

Duration and
Renewal of Licence of
Right.

5. (1) Licences of right shall be valid for a period of two years, beginning from the date of issue, and can be renewed at the discretion of the Authority upon a written request to be filed with them not later than two months prior to expiration.

Such requests shall be accompanied by the appropriate licence renewal fee prescribed in Schedule 2 to these Regulations.. Failure of the licence holder to file for the renewal of his licence within this period will result in the relevant application being entertained by the Authority as though it was an application for a new abstraction licence, or, if no application has been filed prior to the expiration date of the licence, in the termination thereof. The Authority is entitled to issue licence expiration date reminder notices to licence holders.

(2) Upon receiving an application for the renewal of a licence of right, the Authority shall notify in writing the applicant that:

- (a) the application is granted; or
- (b) the application is granted subject to the licence being varied by:
 - (i) the amendment of any one or more of the terms or conditions; or
 - (ii) the revocation of any one or more of the terms or conditions; or

WATER AUTHORITY LAW, 1982

NOTICE OF APPLICATION FOR A LICENCE TO ABSTRACT GROUNDWATER (Regulation 6)

In accordance with the Water Authority Law, I (Name) hereby give notice of my intention to (discharge waste; abstract groundwater for other than domestic use; construct a canal; carry out a quarrying operation)* on Block No. ; Parcel No. ; being in the district of (district). Plans for this proposal can be viewed free of charge at the Water Authority office at any reasonable hour. Any person wishing to make objections should do so in writing to the Water Authority within 14 days of the date of publication of this notice.

* (Write in appropriate works only).

WATER AUTHORITY LAW, 1982
(Section 37)

CESSPOOL EMPTIER'S LICENCE

- 1. LICENCE NO.:
- 2. LICENCE HOLDER.:
- 3. ADDRESS:
- 4. DATE OF EXPIRATION:
- 5. FEE: PAID:

This licence is granted subject to the provisions of the Water Authority Law, No. 18 of 1982, and the special conditons specified.
Failure to comply with the provisions of the Law, or with the terms and conditions of this licence may result in the penalties specified in Section 37 (2) of the Law.

DATE:

SIGNATURE AND SEAL OF AUTHORITY:

- (iii) the addition of one or more terms or conditions; or
- (iv) a combination of two or more of the foregoing methods of variations; or

(c) the application is refused.

B. Ground Water Abstraction Licences

Applications.

- 6. (1) All applications for water abstraction licences other than licences of right shall be made to the Authority on the appropriate form issued by and obtainable from the Authority, shall include such of the appropriate particulars as are material to the application, shall be accompanied by satisfactory evidence of planning permission, if such permission is required under the Development and Planning Law (Revised), and shall comply with such other provisions of this part of the regulations as is relevant.

(2) Every such application shall be accompanied by the fee prescribed in Schedule 2 to these regulations to cover the cost of the necessary processing, and the Authority shall not entertain any application until payment of the prescribed fee has been effected.

(3) Unless, in the opinion of the Authority, special circumstances warrant otherwise, a separate application shall be filed in respect to each point of abstraction for which a licence is sought.

(4) An application for an abstraction licence shall be accompanied by appropriate evidence, to the satisfaction of the Authority, that a notice setting out the particulars of the application has been prepared by the applicant, in, or substantially, in the form set out in Schedule I to these regulations, and that the said notice has been published in one local newspaper on one occasion.

Provided that:
 - (a) where the proposed abstraction forms part of a general development scheme notice whereof has been advertised in pursuance of regulation 7 of the Development and Planning Regulations, 1977, publication of a notice in pursuance of this sub-section shall not be required, and the applicant shall submit to the Authority with his application a copy of the advertisement made; and
 - (b) where more than one application is filed by one applicant in respect of abstraction points situated in one and the same area, publication of one cumulative notice in one newspaper on one occasion will satisfy the requirements of this sub-section.

7. (1) On receipt of an application for a licence to abstract water other than a licence of right the Authority shall send to the applicant an acknowledgement in writing.

(2) The Authority may decline to consider any objection to, or representation on, an application for a water abstraction licence, if such objection or representation reaches the Authority 14 days after the relevant date. In this regulation the expression "relevant date" means the date on which notice of the application was published in a newspaper in pursuance of sub-section 6(4).

(3) The Authority shall cause to be served upon the applicant for a water abstraction licence a copy of every objection or representation received by them within the period specified in sub-section (2) of this regulation, and a copy of any other objection which they intend to take into consideration.

(4) Without prejudice to the provisions of section 15 of the Law, in dealing with an application for a water abstraction licence the Authority shall have regard to:

- (a) any objections or representations in writing relating to the application;
- (b) the requirements of the applicant, in so far as they appear to the Authority to be requirements; and
- (c) the requirements of existing lawful uses of water abstracted from the ground water resource to which the application relates.

(5) Subject to sub-section 7(4) and to the relevant provisions of the Law, on any application to the Authority for a licence to abstract water other than a licence of right, that Authority:

- (a) may grant a licence containing such provisions as they consider appropriate, or
- (b) if they consider it necessary or expedient to do so, refuse to grant a licence.

(6) The Authority shall notify in writing the applicant of their decision, and, where they decide to grant a licence subject to conditions or departing in a material respect from the proposals made in the application, or to refuse a licence, they shall state their reasons in writing.

(7) A licence to abstract groundwater, other than a licence of right, shall be in the form set out in Schedule I to these regulations.

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WATER AUTHORITY LAW, 1982
(Section 60 (1) (n))

PLUMBER'S LICENCE

1. LICENCE NO.:
2. LICENCE HOLDER:
3. ADDRESS:
4. CATEGORY OF LICENCE:
 - (a) Master
 - (b) Journeyman
 - (c) Apprentice
5. IF APPRENTICE, NAME AND ADDRESS OF SUPERVISOR:
6. STATUS:
 - (a) Self-employed
 - (b) Government-employed
 - (c) Private firm
7. DATE OF EXPIRATION:
8. FEE: PAID:

This licence is granted subject to the provisions of the Water Authority Law, 1982. The Law requires that only Licenced Plumbers may carry out works approved by the Water Authority and that only Journeyman or Master Plumbers may certify works for approval by the Water Authority.

Apprentice Plumbers must work under the supervision of a Journeyman or Master Plumbers.

DATE:

SIGNATURE AND SEAL OF AUTHORITY:

WATER AUTHORITY LAW, 1982
(Section 39)

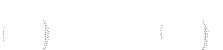
WELL DRILLER'S LICENCE

- 1. LICENCE NO:
- 2. LICENCE HOLDER:
- 3. ADDRESS:
- 4. DATE OF EXPIRATION:
- 5. FEE: PAID:

This licence is granted subject to the provisions of the Water Authority Law, of No. 18 of 1982, and the special condition specified.
Failure to comply with the provisions of the Law, or with the terms and conditions of this licence may result in the penalties specified in Section 5(1) and (3) of the Law, and the modificaitons or revocation of this licence.

DATE:

SIGNATURE AND SEAL OF AUTHORITY:



Duration and
Renewal of Licences.

Construction Works.

Termination or
variation of licence on
application of holder.

(8) Upon the granting of a licence to abstract ground water other than a licence of right, the Authority shall cause an entry to be made to that effect in the General Register of Ground Water Abstraction Licences.

8. A licence to abstract groundwater, other than a licence of right, shall be valid for one year from the date of the grant, and may be renewed in accordance with the provisions of regulation 5 of these regulations.

9. (1) Where, in pursuance of section 14 of the Law, a ground water abstraction licence is granted subject to construction, enlargement, or alteration of works, the holder of such a licence shall notify the Authority in writing of his intention to commence the said works at least seven days prior to the intended commencement date, such a date being consistent with the period assigned in the licence for the completion of the authorized works.

(2) If, after commencement of the authorised works, the licence holder anticipates that he will be unable to complete the works within the period assigned to him in the licence, or upon the expiration of the assigned period without the authorised works having been completed as directed in the licence, the holder of the licence may apply in writing to the Authority for the grant of an extension of the assigned period, whereupon the Authority wil exercise the powers conferred on them by sub-section (1) of section 14 of the Law.

(3) If the holder of such a licence is unable to complete the authorised works within such extended period as may have been granted by the Authority in pursuance of the last preceding sub-section, he may apply to the Authority for a second - and last -extension in pursuance of sub-section (1) of section 14 of the Law. Failure by the holder of a licence to complete the authorised works within the period so extended may result in the termination of the licence in pursuance of sub-paragraph (a) of sub-section (1) of section 21 of the Law.

C. Provisions common to ground water abstraction licences and licences of right

10. (1) The holder of a licence under the Law may apply to the Authority to terminate the licence, and on such application to the Authority shall terminate the licence accordingly, subject to such terms and conditions as they think fit.

(2) The holder of a licence under the Law may apply to the Authority to vary the licence, and the provisions of regulations 6 to 9 shall apply to applications under this regulations, and to the appli-

cations for, and the grant of, licences and related construction works under the Law.

Provided that, where the proposed variation is limited to reducing the quantity of water authorised to be abstracted under the licence, the provision of sub-section (4) of regulation 6, and sub-section (2) and (3) of regulation 7 of these regulations, shall not apply.

(3) Without prejudice to the applications of regulations 6 to 9 of these regulations in relation to the termination or variation of a licence on application of the relevant holder, the Authority shall cause an entry to be made in the General Register of Groundwater Abstraction Licences in relation to any action taken in pursuance of section 20 of the Law.

Suspension, variation, of revocation or a licence at the discretion of the Authority.

11. (1) For the avoidance of doubts it is hereby clarified that the holder of a licence under the Law who is aggrieved by a decision of the Authority to suspend, vary or revoke a licence in pursuance of section 18, 19, 21, 22 or 23 of the Law may appeal therefrom in the manner provided for in Part X of the Law.

(2) The Authority shall cause an entry to be made in the General Register of Groundwater Abstraction Licences in relation to any action taken in pursuance of sections 18, 19 and 21 to 23 of the Law.

Register of Licences.

12. (1) The Authority shall keep, in such manner as they deem fit a General Register of Groundwater Abstraction Licences containing a copy of all licences granted in pursuance of the Law, and information concerning any action taken by the Authority in relation to such licences after the grant thereof.

(2) The General Register of Groundwater Abstraction Licences shall be available for inspection by the public at all reasonable hours at the offices of the Authority. Certified and uncertified extracts from the Register shall be obtainable on payment of the fee prescribed in Schedule 2 to these regulations.

PART III

WATER POLLUTION CONTROL

Permits that Apply.

13. This part of the regulations applies in relation to:

(a) permits for the discharge of any sewage effluent, trade effluent or other wastes into or onto the ground, into ground water, or into the territorial waters, in pursuance of sub-paragraph (i) of sub-section (1) of section 24, and

WATER AUTHORITY LAW, 1982
(Section 24)

QUARRY PERMIT

- 1. PERMIT NO.:
- 2. PERMIT HOLDER:
- 3. ADDRESS:
- 4. LOCATION OF QUARRY: Parcel No. (s) Block No.(s)
- 5. MATERIAL QUARRIED:
- 6. PLAN NO.:
- 7. DATE OF PLANNING APPROVAL:
- 8. GROUND ELEVATION: AVERAGE D.O.S.
- 9. PERMITTED EXCAVATION DEPTH:
- 10. AREA OF EXCAVATION: Hectares (shown on plan):
- 11. QUARRYING OPERATIONS TO COMMENCE BY:
- 12. DATE OF EXPIRATION:
- 13. FEE: PAID:

This permit is granted subject to the provisions of the Water Authority Law, 1982 and the special conditions specified. Failure to comply with the provisions of the Law, and with the terms and conditions of this permit may result in the penalties specified in Section 51(1) and (3) of the Law and the modification or revocation of this permit.

DATE:

SIGNATURE AND SEAL OF AUTHORITY:

WATER AUTHORITY LAW, 1982
(Section 24)

CANAL WORKS PERMIT

- 1. PERMIT NO.:
- 2. PERMIT HOLDER:
- 3. ADDRESS:
- 4. LOCATION OF WORKS: Block No.(s) Parcel No.(s)
- 5. NATURE OF WORKS
 - (a) New construction
 - (b) re-construction
 - (c) alteration of existing canal
- 6. SITE PLAN NO.:
- 7. DIMENSIONS OF CANAL: Length Width Depth
- 8. WORKS TO COMMENCE BY:
AND TO BE COMPLETED BY:
- 9. DATE OF PLANNING APPROVAL:
- 10. FEE: PAID:

This permit is granted subject to the provisions of the Water Authority Law, 1982, and the special conditions specified. Failure to comply with the provisions of the Law, and with the terms and conditions of this permit may result in the penalties specified in Section 51(1) and (3) of the Law and the modification or revocation of this permit.

DATE:

SIGNATURE AND SEAL OF AUTHORITY:

section 25, of the Law;

- (b) permits for the construction, replacement or alteration of canals, in pursuance sub-paragraph (ii) of sub-section (1) of section 24 of the Law; and
- (c) permits for the carrying out of quarrying activities, in pursuance of sub- paragraph (iii) of sub-section (1) of section 24 of the Law.

A. Provisions Common to all Permits under Part V of the Law

(1) All applications for a permit under this part of the regulations shall be made to the Authority on the appropriate form issued by and obtainable from the Authority, shall include such of the appropriate particulars as are material to the application, shall be accompanied by satisfactory evidence of planning permission, if such permission is required under the Development and Planning Law (Revised), and shall comply with such provisions of this part of the regulations as are relevant.

(2) Every such application shall be accompanied by the fee prescribed in Schedule 2 to these regulations, and the Authority shall not entertain any application until payment of the prescribed fee has been effected.

(3) Applications for a permit under the last preceding regulation shall be subject to the provisions of regulation 6 of these regulations, and shall be dealt with in, or substantially in, accordance with regulation 7 of these regulations.

Provided that:

- (a) the matters to which the Authority shall have regard in dealing with an application shall include, in addition to those listed in sub-section (4) of regulation 7 of these regulations, the impact which the proposed activity may have on the quality and occurrence of groundwaters, and on the quality of the environment affected by the proposed discharge;
- (b) a permit shall be in the form set out in Schedule 1 to these regulations; and
- (c) upon the granting of a permit the Authority shall cause an entry to be made to that effect in the Register of Waste

Applications and
Execution. 14.

Discharge Permits, or the Register of Canal
Construction Permits, or the Register of Quarry Permits,
as the case may be.

WATER AUTHORITY LAW, 1982
(SECTIONS 24,25)

Authorized Works

15. All construction, enlargement or alteration works which are authorized in a permit under this Part of the Regulations shall be dealt with in, or substantially in, accordance with regulation 9 of these regulations.

Provided that:

- (a) all references therein contained to sub-section (1) of section 14 of the Law shall be construed as references to sub-section (1) of section 26 of the Law; and
- (b) the reference therein contained to sub-paragraph (a) of sub-section (1) of section 21 of the Law shall be construed as a reference to sub-paragraph (b) of sub- section (2) of section 26 of the Law.

Duration and
Renewal of Permits.

16. (1) Permits under this Part of the Regulations shall have validity for:

- (a) one year, in case of permits for discharge into ground water into or onto the ground and into territorial waters;
- (b) five year, in case of quarry permits; and
- (c) so long as the Authority may allow, in case of permits for the construction, alteration, or replacement of canals, being a period commensurate to the size and importance of the works for which a permit is granted.

(2) All permits under this Part of the Regulations, other than permits for the construction, replacement, or alteration of canals, shall be renewable in accordance with regulation 5 of these regulations.

(3) All permits granted for the construction, replacement, or alteration of canals shall be renewable in accordance with sub-sections (2) and (3) of regulation 9 of these regulations.

(4) Upon the filing of an application for a permit under this Part of the regulations, or of an application for the renewal of the said permit, and annually thereafter so long as the permit having validity for more than one year in accordance with sub-section (1) of this

DISCHARGE PERMIT

- 1. PERMIT NO.:
- 2. PERMIT HOLDER:
- 3. ADDRESS:
- 4. NATURE OF DISCHARGE:
- 5. LOCATION OF DISCHARGE:
(a) Parcel No.:
(b) Block No.:
- 7. TYPE OF DISPOSAL WORKS:
- 6. TYPE OF TREATMENT WORKS:
- 8. MAXIMUM DAILY EFFLUENT FLOW:
- 9. EFFLUENT CONSENT CONDITION:
- 10. DATE OF EXPIRATION:
- 11. FEE: PAID:

This permit is granted subject to the provisions of the Water Authority Law, 1982, and the special conditions specified. Failure to comply with the provisions of the Law, or with the terms and conditions of this permit may result in the penalties specified in Section 51 (1) and (3) of the Law, and the modification or revocation of this permit.

DATE:

SIGNATURE AND SEAL OF AUTHORITY:

WATER AUTHORITY LAW, 1982
(SECTION 12)

GROUNDWATER ABSTRACTION LICENCE

- 1. LICENCE NO.:
- 2. LICENCE HOLDER:
- 3. ADDRESS:
- 4. LOCATION OF WELL: Parcel No. Block No
- 5. TYPE OF WELL:
- 6. WORKS AUTHORIZED:
- 7. DATE BY WHICH WORKS TO BE COMPLETED:
- 8. MAXIMUM DAILY ABSTRACTION QUANTITY:
- 9. MAXIMUM ABSTRACTION RATE:
- 10. PURPOSE OF USE:
- 11. DATE OF EXPIRATION:
- 12. FEE: PAID:

This licence is granted subject to the provisions of the Water Authority Law, No. 18 of 1982, and the special conditions specified.
Failure to comply with the provisions of the Law, or with the terms and conditions of this license may result in the penalties specified in Section 51(1) and (3) of the Law, and the modification or revocation of this licence.

DATE:

SIGNATURE AND SEAL OF AUTHORITY:

regulation continues in force, there shall be payable to the Authority the fee prescribed in Schedule 2 to these regulations.

Suspension,
Variation or
Revocation of Permit.

- 17. (1) All requests of the holders of a permit to terminate or vary this permit shall be dealt with in, or substantially in, accordance with regulation 10 of these regulations.

Provided that:

- (a) the proviso to sub-section (2) of regulation 10 of these regulations shall not apply in respect to a request under this regulation; and
- (b) without prejudice to the application of regulation 10 of these regulations in relation to the termination or variation of a permit on application of the relevant holder, the Authority shall cause an entry to be made in the relevant Register of permits in relation to any action taken in pursuance of sub- section (2) of section 26 of the Law shall be dealt with in, or substantially in, accordance with section 23 of the Law.

Register of Permits.

- 18. (1) The Authority shall keep, in such manner as they deem fit:
 - (a) a Register of Waste Discharge Permits;
 - (b) a Register of Canal Construction Permits; and
 - (c) a Register of Quarry Permits,

which shall contain a copy of all permits granted in pursuance of the Law, and information concerning any action taken by the Authority in relation to such permits following the grant thereof.

(2) The public shall have access to all registers mentioned in this section and extracts thereof shall be obtainable from the Authority, in accordance with subsection (2) of regulation 12.

B. Special Provision for Separate Kinds of Permits

Domestic Effluent
Consent Conditions.

- 19. (1) All domestic effluents discharging from any sanitary works or household into or onto the ground, into ground water, or into the territorial waters shall comply with the minimum quality standard of thirty milligrams per litre (parts per million) suspended solid and thirty milligrams per litre (parts per million) biochemical oxygen

demand, both these parameters being determined by testing procedures laid down by the Authority. The Authority may exempt temporary facilities from compliance with the said minimum standard if, in their opinion, achievement thereof would place an unreasonable burden on the operator of the facility, and in all cases in which it is likely that public sewerage facilities will be provided within a reasonable time.

(2) Any determination made by the Authority in pursuance of the sub-section 19 (1) shall be final, and the provisions of Part X of the Law concerning appeals from determinations made by the Authority in the administration of the Law shall not apply in respect to determinations made in pursuance of this regulation.

Trade or Commercial
Effluent Consent
Conditions.

20. Any trade or commercial effluent discharging into or onto the ground, into ground water, or into the territorial waters shall be subject to the same standard as that required for domestic effluents, and, in addition, it shall contain no toxic or harmful substances which, in the opinion of the Chief Environmental Health Officer, are likely to be harmful to the health of the inhabitants or to the environment.

Testing of Effluent
Discharged under a
Permit.

21. (1) The Authority may from time to time, in pursuance of sub-paragraph (c) of sub-section (2) of section 44 of the Law, test the quality of an effluent being discharged under a permit.

(2) If, as a result of a test made in pursuance of the last preceding sub-section, the effluent discharged fails to meet the minimum quality standard laid down in regulation 19 or 20 or these regulations, as the case may be, the provisions of sub-section (1) of section 21 of the Law shall apply, and the Authority will charge for the test made the fee prescribed in Schedule 2 to these regulations.

(3) If, as a result of a test made in pursuance of sub-section (1) of this regulation, the conditions as to the quality of the effluent discharged which are contained in the relevant permit are shown to be met, no charge for the test will be made except where the test was requested by the holder of the relevant permit or by any other person, the prescribed fee being payable by one or the other, as the case may be.

Permits for the
Construction,
Replacement or
Alteration of Canals.

22. All applications for a permit to construct, replace, or alter a canal shall be accompanied by a 1:5000 scale plan showing accurately the proposed works.

Permits to Quarry.

23. (1) A permit to quarry shall be required whenever it is intended to remove any geological stratum from its natural environment and export it to another location, whether for sale or not.

SCHEDULE 1

STANDARD CONTENTS OF LICENCES AND PERMITS

WATER AUTHORITY LAW, 1982
(Section 10)
LICENCE OF RIGHT

- 1. LICENCE NO.:
- 2. LICENCE HOLDER:
- 3. ADDRESS:
- 4. LOCATION OF WELL: Parcel No. Block No.
- 5. TYPE OF WELL:
- 6. WORKS EXISTING:
- 7. MAXIMUM DAILY ABSTRACTION QUANTITY:
- 8. MAXIMUM ABSTRACTION RATE:
- 9. PURPOSE OF USE:
- 10. DATE OF EXPIRATION:
- 11. FEE: PAID:

This licence is granted subject to the provisions of the Water Authority Law No. 18 of 1982, and the special conditions specified.

Failure to comply with the provisions of the law, or with the terms and conditions of this licence may result in the penalties specified in section 51(1) and (3) of the Law, and the modification or revocation of this licence.

DATE:

SIGNATURE AND SEAL OF AUTHORITY:

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continues in force, the fee prescribed for new permits under regulation 16 of these regulations.

Waste Discharge
Works, and
Canalisation Works,
in Progress at the
time these
Regulations come
into Effect.

43. (1) All works for the construction, reconstruction, enlargement, alteration, or repair of discharges of sewage effluent, trade effluent, or other wastes into or onto the ground, into ground water, or into the territorial waters, and all works for the construction, enlargement, or replacement of canals, which are in progress on the effective date of these regulations shall be notified to the Authority, on the appropriate form issued by and obtainable from the Authority, within six months of the said date. Failure by the person who bears responsibility for the said works to comply with the provisions of this sub-section within the date therein indicated will result in the forfeiting of the entitlement provided for in sub-section 43(2).

(2) Upon being notified, in pursuance of sub-section 43 (1) of waste discharge or canalisation works in progress, the Authority shall issue to the applicant a permit authorising him to continue the works underway. The provisions of sub-sections (4) and (5) of regulation 9 of these regulations shall apply in relation to permits granted in pursuance of this regulation.

Existing Practising
Plumbers.

44. (1) Any person practising as a plumber in the Cayman Islands on or before the effective date of these regulations, under a trade or business licence issued by the Caymanian Protection Board, on application to the Authority made on the appropriate form issued by and obtainable from the Authority shall be entitled to the grant of a licence to operate as a journeyman plumber, provided the Authority is satisfied of the competence of the applicant, and that the appropriate registration fee prescribed in Schedule 2 to these regulations has been paid.

(2) A plumber who is entitled to the grant of a journeyman plumber's licence may apply to the Authority for a master plumber's licence. The Authority shall grant such a licence after satisfactory assessment by the Plumbers Examination Board established under regulation 30 of these regulations, provided that the appropriate registration fee prescribed in Schedule 2 to these regulations has been paid. The Plumbers Examination Board may use their discretion as to the type and method of examination used to determine the competence and eligibility of existing plumbers to be licenced by the Authority.

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(2) All applications for a permit to quarry shall be accompanied by a 1:5000 scale plan showing accurately the proposed quarry operations.

C. Discharge of Sewage and other Wastes by the Authority

Grant of Permits to
the Authority.

24. (1) In pursuance of section 36 of the Law, the discharge by the Authority of sewage and trade effluents into or onto the ground, into ground water, or into the territorial waters, via the public sewerage system shall be subject to a permit in accordance with the provisions of this regulation.

(2) Where the Authority propose to discharge any sewage or trade effluent into or onto the ground, into ground water, or into the territorial water, via the public sewerage system, they shall set out their proposals in the form of a draft permit including all the matters which appear to them to be appropriate for inclusion in the permit they require, and shall place a copy thereof on deposit at their offices.

(3) Sub-section (4) of regulation 6 of these regulations shall have effect so as to require the Authority to publish and to serve as there provided for a notice stating:

- (a) that the proposals will be open to inspection by the public at the offices of the Authority at all reasonable hours during a period ending 14 days beginning on the date the notice was published;
- (b) that representations with respect to the proposals may be made in writing to the Authority before the end of that period; and
- (c) that after the expiry of that period the Authority will be entitled to pass a resolution by virtue of which a permit authorising the proposals shall be deemed to be granted, unless the Governor, either in consequence of any representations made with respect to the proposals or otherwise, requires an application for a permit to be made to him.

(4) As soon as may be after depositing proposals and giving notice with respect thereto in accordance with the foregoing provisions of this regulation, the Authority shall send to the Governor a copy of every notice published in a newspaper or served as required by virtue of this regulation, together with a copy of the draft permit embodying the proposals and of any map deposited therewith, and

if any representations are duly made with respect to the proposals the Authority shall as soon as may be send a copy of those representations to the Governor.

(5) At any time before the Authority have resolved in accordance with the next following sub-section to proceed with their proposals, the Governor may by notice in writing require the Authority to apply to him for a permit authorising the proposals, and any application to the Governor in pursuance of such requirement shall be made by reference to the draft permit embodying the relevant proposals.

(6) Where not less than seven days have elapsed after the last date for making representations with respect to a proposal of the Authority under this regulation and either:

- (a) no such representations have been duly made, and the Governor has not by notice in writing required the Authority to apply to him for a permit, or
- (b) the Governor has notified the Authority in writing that he does not intend to require them to apply to him for a permit,

the Authority may resolve to proceed with their proposals, and, if they so resolve, the draft permit in which those proposals are embodied shall take effect as a permit deemed to have been granted by the Governor in pursuance of section 36 of the Law, on the date of the Authority's resolution.

(7) All proposals of the Authority which have been referred to the Governor in pursuance of sub-section (5) of this regulation, and in respect whereof the Governor has not exercised his powers under sub-paragraph (b) of the last preceding sub-section, shall be dealt with in accordance with sub-section (4) of regulation 7, and sub-paragraph (a) of subsection (3) of regulation 14, of these regulations, and all references to the Authority therein contained shall be construed as references to the Governor.

(8) Upon the granting or accruing of a permit in pursuance of this regulation, the Authority shall cause an entry to that effect to be made in the Register of Waste Discharge Permits.

Duration and
Renewal of Permits.

25. (1) All permits granted or accrued to the Authority in pursuance of the last preceding regulation shall have the duration laid down in regulation 16 of these regulations, and shall be renewable:

- (a) by resolution of the Authority, if, upon having been duly notified by them at least thirty days prior to the

(3) Developed water shall be supplied by the Authority at the price prescribed in Schedule 2 of these regulations, and corresponding payments shall be effected by the purchaser at monthly intervals, or at such other intervals as may be agreed upon by the Authority and the purchaser. Failure by the purchaser to pay for any amount of developed water which has been delivered to him by the Authority in pursuance of a contractual arrangement between him and the Authority may result in the discontinuance of the supply in accordance with section 30 of the Law.

Existing Waste
Discharge and
Quarrying
Operations.

42. (1) All discharges of sewage effluent, trade effluent, or other wastes into or onto the ground, into ground water, or into the territorial, and any quarrying operations, which are in progress on the effective date of these regulations (hereinafter referred to as "existing discharges" or "existing quarries", as the case may be) shall, within 12 months of the said date, be registered with the Authority in the form issued by and obtainable from the Authority. Failure of the waste discharge or quarry operator to comply with the provisions of this sub-section within the date therein indicated will result in the forfeiting of his entitlement under sub-section (3) of this regulation.

(2) All applications for the registration of existing discharges or of existing quarries shall be accompanied by the appropriate registration fee prescribed in Schedule 2 to these regulations. No application under this sub-section shall be entertained by the Authority until payment of the prescribed fee has been effected.

(3) Upon receipt of an application under this regulation, the Authority shall issue to the applicant a waste discharge permit or quarry permit, as the case may be, and shall cause an entry to that effect to be made in the Register of Waste Discharge Permits or in the Register of Quarry Permits, as the case may be.

(4) All permits granted in pursuance of this regulation shall be in the form prescribed for new permits under regulation 14 of these regulations, and shall be subject to the provisions of regulations 16, 17, 19, 20 and 21, of these regulations, and to such reasonable terms and conditions as the Authority think fit under the circumstances.

Provided that the application of the provisions of regulations 19 and 20 of these regulations in relation to a waste discharge permit under this regulation shall be graduated by the Authority so as not to place an unreasonable burden on an existing discharge.

(5) There shall be payable to the Authority annually after the grant of a permit under this regulation, so long as such permit

Authority, to be made within fourteen days of the Authority's notice being served in accordance with section 62 of the Law.

(2) An appeal notice shall be lodged at the Magistrate's Court, and shall be copied to the Authority not later than four days after it has been lodged at the Magistrate's Court.

(3) Upon receipt of an appeal notice in pursuance of section 48 of the Law, the Magistrate's Court shall send to the appellant an acknowledgement in writing, including a statement that the appellant may, if he so wishes, appear in person, or in the person of a duly appointed representative, before the officer and on the date indicated in the acknowledgement.

(4) Appeals to the Grand Court in accordance with section 49 of the Law shall be copied to the Authority not later than four days after they have been lodged at the Grand Court.

PART VII

MISCELLANEOUS AND TRANSITORY PROVISIONS

Filing of Well Construction Returns 40. (1) In pursuance of sub-paragraph (b) of sub-section (1) of section 41 of the Law, a duly licenced well driller who is engaged in the drilling of a well shall, not later than one month after the completion of any well, forward to the Authority a progress statement of such well and works in, or substantially in, the form issued by and obtainable from the Authority.

(2) Failure by a well driller to comply with the provisions of the last preceding sub-section shall be dealt with in accordance with the provisions of sub-paragraph (b) of sub-section (1) of section 41 of the Law.

Water Sales 41. (1) The Authority may enter into contractual arrangements with prospective purchasers of developed water for the supply of the said water to the said purchasers, and the provisions of this regulation shall be deemed to be part of any arrangement entered into by the Authority for the supply of developed water.

(2) The Authority shall deliver the water at their facilities, and all the water so delivered shall be measured by a meter supplied by the Authority. A rental fee as prescribed in Schedule 2 to these regulations shall be payable to the Authority by the purchaser of developed water, at monthly intervals, so long as an arrangement between the Authority and the purchaser of developed water is in effect, and the provisions of sub-sections (3) to (5) of regulation 36 of these regulations shall apply in relation to the metering of water supplies in pursuance of this regulation.

15 expiration date of the permit, the Governor has notified the Authority that he does not intend to require them to apply to him for the renewal of a permit; or

(b) in any other case, by the Governor.

(2) In dealing with a request from the Authority to renew a permit in pursuance of sub-section 25(1) the Governor shall:

(a) renew the permit, if, in his opinion, no material change in the circumstances of fact under which a permit first accrued to the Authority in pursuance of a grant from him, or of a resolution by the Authority, made in pursuance of regulation 24, has occurred in the intervening time; or

(b) request the Authority to comply with the provisions of sub-sections (3) and (4) of regulation 24.

Variation or Revocation of Permits 26. (1) The Authority may at any time, by resolution, revoke the permit granted or accrued to them in accordance with regulation 24, or may make proposals for the variation of the said permit, and sub-sections (3) to (8) of regulation 24 of these regulations shall apply, with the necessary modifications, in relation to such proposals for the grant of a permit.

(2) Sub-section (2) of section 26 of the Law, and sub-sections (2) and (3) of regulation 17 of these regulations shall have effect in relation to any waste discharge permit of the Authority and the reference to the Authority therein contained shall be construed as a reference to the Governor.

PART IV

LICENCING OF WATER OPERATIONS

Water Operators to which this Part of the Regulations Applies. 27. Unless otherwise stated, this part of the regulations shall apply in relation to:

- well drillers;
- plumbers; and
- emptiers of septic tanks or cesspools (hereinafter referred to as "cesspool emptiers").

Provisions for all Classes of Water Operators. 28. (1) Any person who wishes to perform well drilling, plumbing, or cesspool emptying work shall, in pursuance of sections 37, 39 and sub-paragraph (n) of sub-section (1) of section 60, of the Law shall apply to the Authority for a well driller's, plumber's or cesspool

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emptier's licence, as the case may be, on the form issued by and obtainable from the Authority, and shall include such of the appropriate particulars as are material to the application.

(2) An application made in pursuance of sub-section 28(1) shall be accompanied by the fee which is prescribed in Schedule 2 to these Regulations, and no application shall be entertained by the Authority until payment of the prescribed fees has been effected.

(3) Upon satisfactory evidence of the applicant's qualifications supplied with an application, the Authority shall grant a licence, and shall cause an entry to that effect to be made in the General Register of the Water Operators' Licences.

(4) Licences granted under this Part of the regulation shall be in the form set out in Schedule I to these regulations.

(5) Licences granted under this Part of the regulations shall be valid for a period of one year from the date of the grant, and can be renewed in accordance with regulation 5 of these regulations, subject to payment of the appropriate fee as prescribed in Schedule 2 to these regulations.

(6) Where the Authority intend to take action in pursuance of section 40 of the Law, they shall serve on the holder of a licence notice in writing calling upon him to show cause why his licence should not be revoked, if within 14 days from the date the notice was served, the holder of the licence fails to submit to the Authority a statement in writing indicating the reasons why the licence should not be revoked, or fails to appear before the Director of the Authority within the said period, the licence shall be revoked forthwith. The Authority shall consider any written or oral statement submitted to them in pursuance of this sub-section, and may thereafter by notice in writing addressed to the holder of the licence:

- (a) declare the licence revoked, or
- (b) declare the licence unchanged.

(7) For the avoidance of doubts, it is hereby clarified that the last sub-section 28 (6) shall apply in relation to:

- (a) a well driller's licence;
- (b) a plumber's licence; and
- (c) a cesspool emptier's licence.

(8) The Authority shall cause an entry to be made in the General

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for permission to do so on the appropriate form issued by and obtainable from the Authority, and shall include such of the appropriate particulars as are material to the application.

Provided that, where the private sewer to be connected to the public sewerage system conveys, either permanently or occasionally, a trade effluent an application under the provision of sub-section (1) of section 34 of the Law shall be made, and dealt with, in accordance with regulation 34 of these regulations, and there shall be payable to the Authority only the sewerage charges therein prescribed.

(2) Subject to the proviso of the last preceding sub-section, the Authority shall not unreasonably withhold a permission under the last preceding sub-section, but they may grant it subject to such terms and conditions as they think fit.

(3) A permission granted under this regulation may be renewed, suspended, varied, or revoked by the Authority in or substantially in, accordance with sub-sections (4) and (5) of regulation 34 of these regulations.

(4) Upon the filing of an application for permission under this regulation, and annually thereafter so long as such permission continues in force, there shall be payable to the Authority a sewerage service charge, which shall be in the amount to be prescribed by the Authority.

(5) The Authority shall keep, in such manner as they think fit, a record of all permissions granted in pursuance of this regulation, and of any action subsequently take thereon.

Disposal of Surface
Water Run-Off into
the Public Sewerage
System.

38. (1) In pursuance of sub-paragraph (c) of sub-section (1) of section 38 of the Law, any person who wishes to dispose of surface water run-off into the public sewerage system shall apply to the Authority, on the appropriate form issued by and obtainable from the Authority, for a permanent permission to dispose of the said surface water run-off into the public sewerage system whenever it occurs and no alternative means of disposal are readily available, and shall include such of the appropriate particulars as are material to the application.

(2) An application made to the Authority in pursuance of sub-section 38(1) shall be accompanied by the appropriate charge to be prescribed by the Authority, and shall be dealt with in, or substantially in, accordance with sub-sections 35 (2), 35 (3) and 35 (5).

PART VI
APPEALS

Appeals from a
determination of the

39. (1) Appeals to the Magistrate's Court in accordance with section

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amounts due in pursuance of sub-paragraph (a) of the last preceding sub-section shall be dealt with in accordance with sub-section (1) of section 30 of the Law.

(7) The Authority shall keep, in such manner, as they think fit, a record of all applications received in pursuance of this regulation, of all connections effected thereunder, and of any action subsequently taken thereon.

Metering of Premises
Connected to the
Public Water Supply
System or to the
Public Sewerage
System.

36. (1) The Authority shall install within the boundary of the premises connected to the public water supply system or at an agreed point, at no other cost to the consumer than a rental fee, a meter to record the quantities of water delivered to the premises.

(2) The Authority may install within the boundary of the premises connected to the public sewerage system, or at an agreed point, at no other cost to the consumer than a rental fee, a meter to record the quantities of sewage effluent or trade effluent discharged from the premises.

(3) Unless a meter is proven defective, the readings thereon shall be proof of the quantities of water delivered to the premises connected to the public water system, or of the quantities of sewage effluent or trade effluent discharge from the premises connected to the public sewerage system, as the case may be.

(4) Where a consumer is of the opinion that a meter provided by the Authority in pursuance of sub-sections 36(2) and 36 (3) is inaccurate, he may apply to the Authority to have the meter tested. An application under this sub-section shall not exempt the applicant from the payment of all sums which may become due and payable under these regulations.

Provided that, if the meter is, upon testing by the Authority, found inaccurate, the Authority shall promptly refund the consumer any sums paid in excess of what was actually due. This sum to be determined by the Authority.

(5) The cost of testing the meter at the request of a consumer shall be borne by the Authority if the meter is found to exceed the accuracy standards set by the Authority. If the meter so tested is found to be within the said standards, the consumer requesting the test will re-imburse the Authority for the full cost of the test, as prescribed in Schedule 2 to these regulations. The said test shall be carried out by an independent agency.

Connection of Private
Sewers, or Storm-
Water Drains, to the
Public Sewerage
System.

37. (1) In pursuance of sub-section (1) of section 34 of the Law, any person who wishes to connect a private sewer, or a storm-water drain, to the public sewerage system shall apply to the Authority

Special Provisions for
the Licencing of
Plumbers.

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Registrar of Water Operators' Licences in relation to any action taken in pursuance of section 40 of the Law.

(1) Without derogating from the provisions of regulation 28 the Authority shall refer all applications for a plumber's licence to the Plumbers Examination Board which shall assess the ability of the applicant and shall make recommendations to the Authority. The Authority shall accept the recommendations of the Plumbers Examination Board and issue a licence as recommended, or refuse a licence.

(2) A licence under this regulation shall be issued for one of the following categories, namely:

- (a) master plumber;
- (b) journeyman plumber; and
- (c) apprentice plumber.

(3) Qualifications for the said categories are:

- (a) for a master plumber, a minimum of ten years experience of working as a plumber in the Cayman Islands, or in any other country provided proof thereof can be supplied with the relevant application;
- (b) for a journeyman plumber, a minimum of three years experience of work as a plumber in the Cayman Islands, or in any other country, provided proof thereof can be supplied with the relevant application; and
- (c) for an apprentice plumber, the sponsorship of a master or journeyman plumber who is prepared to give on-the-job training attendance of training courses given by recognized training institutions, with proof of satisfactory results; and service as an apprentice plumber for a minimum period of two years. For the avoidance of doubts, it is hereby clarified that all three requirements must be met at the time an application for a licence is made.

(4) An apprentice plumber or an unlicensed workman must at all times work under the supervision of a master plumber or journeyman plumber.

(5) The plumbing work and design which shall be carried out by the classes of plumbers listed in sub-section (2) of this Regulation shall be designated in the Plumbing Code of the Cayman Islands or, in default, by the Authority.

Plumbers Examination Board.

30. (1) The Authority shall establish a Plumbers Examination Board which shall be composed of four members nominated by the Authority and appointed by the Governor.

(2) The Plumbers Examination Board shall assess the ability of a plumber making application to be licenced under the Law and shall recommend to the Authority the category of licence to be awarded to an applicant. It shall be the duty of the Plumber Examination Board to establish guidelines for the training and assessment of plumbers and to establish a uniform method of assesment.

(3) The Plumbers Examination Board shall meet as necessary or at least every six months. All members of the Plumbers Examination Board or their approved nominee shall be present during the assessment of an applicant. Minutes of all meetings and a record of recommendations shall be kept by the secretary to the Plumbers Examination Board and forwarded to the Authority.

Register of water Operators' licences.

31. (1) The Authority shall keep, in such manner as they deem fit, a General Register of Water Operator's Licences, which shall contain a copy of all licences granted in pursuance of this Part of the regulations, and information concerning any action taken by the Authority in relation to such licences after the grant thereof.

(2) The public shall have access to this register, and extracts thereof shall be obtainable from the Authority, in accordance with sub-section (2) of regulation 12 of these regulations.

PART V

WATER SUPPLY AND SEWERAGE CONTROL

Scope and Purpose.

32. The purpose of this Part of the regulations shall govern water supply and sewerage matters in so far as these are not regulated by the Plumbing Code of the Cayman Islands, and should any provisions of this Part of the regulations be or become inconsistent with the said Code, the latter shall, ordinarily, prevail.

Water Supply and Sewerage Development Control.

33. (1) In accordance with section 57 of the Law, any person applying to the Central Planning Authority for the construction, reconstruction or extension of a building shall submit to the Authority four copies of plans showing in detail the sanitary facilities, and all plumbing, sewage treatment, effluent disposal and water supply works. Such plans shall include a general site plan of scale 1:500 or greater and detail plans of scale 1:100 or greater.

(2) Applications shall be made to the Authority in the form prescribed in the Plumbing Code of the Cayman Islands, or in such other form as the Authority may prescribe, and shall be accompanied

last preceding regulation shall exempt from payment of the prescribed charges under this regulation.

(2) An application made in pursuance of the last preceding subsection shall be accompanied by:-

- (a) the appropriate connection charge, which shall be promptly refunded by the Authority in full in the event that an application is rejected by them; and
- (b) the certificate of satisfactory completion of plumbing works released by the Authority in pursuance of regulation 33 of these regulations.

(3) Upon satisfying themselves that the requirements set out in subsection 35(2), and any additional requirements or specifications of the Plumbing Code of the Cayman Islands which may apply in relation to a building, are met, the Authority shall proceed to effect the requested connection to the meter referred to inspection 36, the cost of connection past the meter shall be the responsibility of the person making application.

(4) If the public water supply and public sewerage service are not available within the meaning of sub-section (1) of section 29 of the Law, a person wishing to have his premises connected to the public water sewerage system may apply to the Authority for such connection and the Authority may grant the application if, in their opinion, the connection is feasible, and subject to the payment by the applicant of such connection charge as will have been agreed upon by the parties based on the cost of the works.

(5) There shall be payable to the Authority, in respect to any premises connected to the public water supply system and to the public sewerage system, including premises connected to the public sewerage system in pursuance of section 32 and 33 of the Law.

- (a) the appropriate water supply and sewerage service charge to be prescribed by the Authority, which shall be levied annually or at such shorter intervals as the Authority may elect, so long as the service continues; and
- (b) the appropriate meter rental fee prescribed in Schedule 2 to these regulations, which shall be levied monthly so long as a meter supplied by the Authority is in service.

(6) Failure by a consumer whose premises are connected to the public water supply and to the public sewerage system to pay the

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sub-paragraphs (b), (c), or (e) of this sub-section is one capable of being remedied, the Authority shall first serve on the holder notice in writing specifying the default and requiring the holder to remedy the same within such time as may be specified in the notice, and if the default is so remedied the Authority shall not revoke the permit; and

- (b) prior to acceding to a request of the holder of a permit to terminate the permit, the Authority shall, in consultation with the Chief Environmental Health Officer, satisfy themselves that alternative means of disposing of the effluent in an adequate and lawful manner are available to the holder of a permit. If the Authority deem that the conditions set out in this sub-paragraph are not met they shall reject the request to terminate a permit under this sub-section.

(6) Upon the filing of an application for a permit under this regulation, and annually thereafter so long as such permit continues in force, there shall be payable to the Authority a sewerage charge, which shall be in the amount to be prescribed by the Authority.

(7) The Authority shall keep, in such manner as they think fit, a record of all permits granted in pursuance of this regulation, and of any action taken by them in relation to such permits following the grant thereof.

Connections of
Premises to a Public
Water Supply and
Sewerage System.

35. (1) Subject to the service being available within the meaning of sub-section (1) of section 29 of the Law, and of any relevant provision in the Plumbing Code of the Cayman Islands, any person who wishes:

- (a) to connect his premises to the public water supply system; or
- (b) to connect his premises to the public sewerage system,

shall apply in writing to the Authority on the appropriate form issued by and obtainable from the Authority.

Provided that, if the connection to the public sewerage system for which an application is made is in relation to the discharge of trade effluent, the provisions of this regulation and of regulation 34 shall apply jointly, and one combine application for the connection to the public sewerage system in pursuance of this regulation and for a permit to discharge therein a trade effluent in pursuance of the regulation 34 shall be deemed to satisfy the purposes of both said regulations, and payment of the prescribed charges under the

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by the fee prescribed in Schedule 2 to these regulations. The Authority shall not entertain any application until payment of the prescribed fee has been effected.

(3) The Authority, in consultation with the Chief Environmental Health Officer, shall inspect the plans submitted to them to determine compliance thereof with the Plumbing Code of the Cayman Islands, or, in default of such code, in accordance with good engineering practice as determined by the Authority, and:

- (a) if satisfied that the plans submitted to them meet the appropriate requirements, approve such plans and so inform the Central Planning Authority.
- (b) in all other cases, shall remand the plans to the applicant and direct him to amend the plans as recommended by them, and to re-submit the plans so amended within the deadline they shall indicate. The re-submission of plans which have been amended at the Authority's request shall not be accompanied by the payment of any additional fee.

(4) All works concerning sanitary facilities shall not begin until an approval has been issued by the Authority in pursuance of sub-section 33(3).

(5) Plumbing work requiring certification for approval by the Authority shall be certified on the signature of a master or journeyman plumber.

(6) Installation testing shall be carried out in accordance with the Plumbing Code of the Cayman Islands or, in default of such code, in accordance with such directions as the Authority may give, and shall be performed by a master or journeyman plumber.

(7) The person to whom approval has been given in pursuance of sub-section 3 (a) shall promptly notify the Authority of the actual or proposed commencement date of the works the subject of this approval, and, in any case, shall inform the Authority at least seven days in advance of when he expects to reach the roughing-in stage. Upon being served with a written notice to the said effect, the Authority shall carry out a roughing-in inspection, and the applicant shall, if so requested by the Authority, provide labour and testing equipment as appropriate under the circumstances. Subject to satisfactory inspection, the Authority shall authorise continuation of the plumbing works by stamping accordingly the relevant certificate of plumbing approval, and no plumbing work shall continue unless authorised according to this sub-section.

(1) In pursuance of sub-section (2) of section 31 of the Law, any person who wishes to discharge, directly or via a private sewer or drain, trade effluent into the public sewerage system shall apply to the Authority for the grant of a permit on the form issued by and obtainable from the Authority, stating all the particulars of the proposed discharge.

(2) Upon satisfying themselves that the effluent is, or subject to appropriate treatment as prescribed in the permit, will be, of no

(8) At least seven days prior to completion or expected completion of the authorised plumbing works the holder of a certificate of plumbing approval duly stamped in accordance with the last preceding sub-section shall notify the Authority of the expected completion date. Upon being served with a written notice to the said effect, the Authority shall inspect the works, and the applicant shall, if so requested by the Authority, provide labour and testing equipment, as appropriate under the circumstances. Subject to satisfactory final inspection, the Authority shall issue a certificate of plumbing completion to the applicant, and copy thereof shall be promptly sent by the Authority to the Central Planning Authority.

(9) A certificate of plumbing completion issued in pursuance of the last preceding sub-section shall constitute the sole evidence of satisfactory completion of all sanitary facilities and related plumbing works to which the relevant certificate relates, and the Central Planning Authority shall not release a certificate of occupancy in relation to development works until a certificate of completion of the relevant plumbing works is issued by the Authority.

(10) Upon any violation of the provisions of sub-section (4) and (5) of this regulation, or section 57 of the Law, the Authority shall lodge a written complaint before the Central Planning Authority and petition them to commence Law enforcement proceedings in accordance with sections 15 and 16 of the Development and Planning Law (Revised). Upon failure of the Central Planning Authority to take action within thirty days beginning from the date in which written complaint is received by them, the Authority may have recourse to the powers conferred on them by section 46 of the Law for law enforcement purposes.

(11) No certificate of completion issued under this regulation shall be deemed to imply any guarantee that the works are properly designed or constructed nor shall support or justify any claim of any nature against the Crown, the Authority or any public officer in connection with such works.

(12) The Authority may modify its system of development control referred to in this section in order to conform with a centralized planning review system that may be established by the Central Planning Authority.

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harm to the public sewerage system the Authority shall grant a provisional permit enabling the holder thereof to begin discharge operations. A provisional permit under this sub-section shall have such a duration as is necessary in the opinion of the Authority, to begin and to test on at least two consecutive occasions the discharge operations authorised in the permit, and shall be subject to such terms and conditions as the Authority think fit, including conditions as to the quality of the effluent which it is proposed to discharge.

(3) Upon successful testing on at least two consecutive occasions of the discharge operations authorised in a provisional permit granted in pursuance of the sub-section 34 (2), the Authority shall grant to the holder of a provisional permit a final permit enabling him to discharge trade effluent into the public sewerage system, subject to such terms and conditions, including conditions as to the quality of the effluent discharged, which the Authority think fit.

(4) A final permit shall be valid for one year, or for such lesser period as the Authority may determine, and, if no material change in the circumstances of fact under which a final permit was first granted has occurred in the intervening time, and upon payment by the holder of the permit of the appropriate charge prescribed in sub-section (6) of this regulation, a permit to discharge trade effluent into the public sewerage system shall be renewed by the Authority, provided a request to that effect is made at least one month prior to the expiration date indicated in the permit. Failure of the permit-holder to file for the renewal of his permit within the prescribed deadline may result in the termination of the permit.

(5) The Authority may, by written notice to the holder of the permit, suspend, vary, or revoke a final permit to discharge trade effluent into the public sewerage system:

- (a) at the request of the holder of the permit; or
- (b) for any material false statement in the permit application; or
- (c) for breach of any condition subject to which the permit was granted; or
- (d) for refusal to allow inspection and testing of works and effluent; or
- (e) for failure to pay the prescribed sewerage charges.

Provided that:

- (a) prior to revoking a permit, where a default under