

Table showing state of commencement of Flood and Water Management Act (2010) as of July 19 2011

Part of the Flood and Water Management Act 2010 to be commenced	Definition/ Duty/Power?	Implementation date	S.I No	Complete?
Part 1 Flood and Coastal Erosion Risk Management				
1. Key concepts and definitions				
Section 1. Flood and coastal erosion	Definition	Partially Commenced 1 st Sept 2010, Remainder 1st Oct 2010	S.I 2020/2169 (c.108)	Complete
Section 2. Risk	Definition	Partially Commenced 1 st Sept 2010, Remainder 1st Oct 2010	S.I 2020/2169 (c.108)	Complete
Section 3. Risk Management	Definition	Partially Commenced 1 st Sept 2010, Remainder 1st Oct 2010	S.I 2020/2169 (c.108)	Complete
Section 4. Flood risk management function	Definition	Partially Commenced 1 st Sept 2010, Remainder 1st Oct 2010	S.I 2020/2169 (c.108)	Complete
Section 5. Coastal erosion risk management function	Definition	Commenced 1 st October 2010	S.I 2010/2169 (c108)	Complete
Section 6. Other definitions	Definition	Partially commenced 1st September 2010 Remainder 1st Oct 2010	S.I 2010/2169 (c108)	Complete
2. Strategies, co-operation and funding				
Sections 7 and 9 National flood and coastal erosion risk management strategies: England and local flood risk management strategy: England	Duty	Commenced 1 st Oct 2010	S.I 2010/2169 (c108)	Complete

Section 8 and 10 (Apply to Wales only)				n/a
Section 11: Effect of national and local strategies: England	Duty	Commenced on 19 July 2011	S.I 2011/1770 (c.67)	Complete
Section 13. Co-operation and arrangements	Duty	Commenced 1 st Oct 2010	S.I 2010/2169 (c108)	Complete
Section 14. Power to request information	Power	Commenced 6 th April 2011	S.I 2011/694(c.25)	Complete
Section 15. Civil sanctions	Power	Commenced partially 18th Jan 2011, remainder <u>in relation to Wales only</u>	S.I 2011/95 (c.4)	Work in progress
Section 16. Funding	Power	Commenced 1 st Oct 2010	S.I 2010/2169 (c108)	Complete
Section 17. Levies	Power	Partially commenced 1st October 2010. Remainder 1st April 2011	S.I 2010/2169 (c108); S.I/2011694 (c25)	Complete
3. Supplemental powers and duties				
Section 18. Environment Agency: reports	Duty	Commenced on 19 July 2011	S.I 2011/1770 (c.67)	Complete
Section 19. Local authorities: investigations	Power	Commenced 6th April 2011	S.I/2011694 (c25)	Complete
Section 20. Ministerial directions	Power	Commenced 1 st Oct 2010	S.I 2010/2169 (c108)	Complete
Section 21. Lead local authorities: duty to maintain a register	Duty	Commenced 6th April 2011	S.I/2011694 (c25)	Complete
4. Regional Flood and Coastal Committees.				
Section 22. Establishment	Duty	Partially commenced 1st Oct and remainder 1st April 2011	S.I 2010/2169 (c108); S.I/2011694 (c25)	Complete
Section 23. Consultation and consent	Duty	Commenced 1st April 2011	S.I/2011694 (c25)	Complete
Section 24. Membership	Power	Commenced 1 st Oct 2010	S.I 2010/2169 (c.108)	Complete
Section 25. Money	Power	Commenced 1st April 2011	S.I/2011694 (c25)	Complete
Section 26. The Minister	Definition	Commenced 1 st Oct 2010	S.I 2010/2169 (c.108)	Complete

Section 27. Sustainable development	Duty	Not yet commenced		Work in progress
Section 28 (power to make further amendments) and Section 29 (Restructuring)	Power	Commenced 1 st Oct 2010	S.I 2010/2169 (c.108)	Complete
Section 30. Designation of features	Other	Partially commenced 6th April 2011	S.I/2011694 (c25)	Work in progress
Section 31. Amendment of other Acts	Other	Partially 1st Oct 2010; partially 1st April 2011; partially 6th April 2011:partially 19th July 2011	S.I 2010/2169 (c108); S.I 2011/694 (c25)	Work in progress
Part 2 Miscellaneous				
Section 32. Sustainable drainage	Duty	Not yet commenced		Work in progress
Section 33. Reservoirs	Duty	Not yet commenced		Work in progress
Section 34. Special administration	Duty	Partially commenced 1st Oct and 1st April 2011	S.I 2010/2169 (c.108) S.I 2011/694 (c.25)	Work in progress
Section 35. Provision of infrastructure	Power	Partially commenced 1st Oct 2010	S.I 2010/2169 (c.108)	Work in progress
Section 36. Water Use: temporary bans	Power	Partially commenced 1st September 2010 and remainder 1st Oct 2010.	S.I 2010/2169 (c.108)	Complete
Section 37. Civil sanctions	Power	Commenced 6th April 2011.	S.I 2011/694 (c.25)	Complete
Section 38: Incidental flooding or coastal erosion: Environmental Agency; and Section 39: Incidental flooding or coastal erosion: local authorities	Power	Partially commenced 18th January 2011	S.I 2011/95 (c.4)	Work in progress

Section 40. Building regulations: flood resistance.	Other	Commenced 1st Oct 2010	S.I 2010/2169 (c.108)	Complete
Section 41. Compulsory works orders.	Other	Commenced 1st Oct 2010	S.I 2010/2169 (c.108)	Complete
Section 42 Agreements on new drainage systems	Power	Partially commenced 1st Oct 2010.		Work in progress
Section 43 Drainage: Concessionary charges for community groups.	Power	Commenced 1st October 2010	S.I 2010/2169 (c108)	complete
Section 44. Social tariffs	Power	Not yet commenced		Work in progress
Section 45. Water and sewerage charges: non-owner occupiers	Duty	Partially Commenced 1st Oct 2010.	S.I 2010/2169 (c.108)	Work in progress
Section 46 Abolition of Fisheries Committee (Scotland)	Other	Commenced 1st Oct 2010.	S.I 2010/2169 (c.108)	Complete
Part 3 General				
Section 47.Pre-consolidation amendments	Power	Commenced 1st Oct 2010.	S.I 2010/2169 (c.108)	Complete
Schedules				
Schedule 1 – Risk management: Designation of features				
Paragraphs 1 - 14	Definitions/Power	Not yet commenced		Work in progress
Paragraphs 15 and 16	Duty / Power	Partially commenced 6th April 2011	S.I 2011/694 (c.25)	Work in progress
Paragraph 17	Definition	Commenced 6th April 2011	S.I 2011/694 (c.25)	Complete
Schedule 2 – Risk management: Amendment of Acts				
Paragraphs 1 – 24	Definitions / Other	Commenced on 19 July 2011	S.I 2011/1770 (c.67)	Complete
Paragraphs 25 and 28	Other	Commenced 1st Oct 2010	S.I 2010/2169 (c.108).	Complete
Paragraphs 26,27	Other	Not yet commenced		Work in progress
Paragraphs 29,30	Other / Power	Commenced on 19 July 2011	S.I 2011/1770 (c.67)	Complete

Paragraphs 31,32,33,34,	Other / Power	Not yet commenced		Work in progress
Paragraphs 35,36,38,39	Other / Power	Commenced on 19 July 2011	S.I 2011/1770 (c.67)	Complete
Paragraph 37	Other	Commenced 6th April 2011	S.I 2011/694 (c.25)	Complete
Paragraphs 40,41,43,44,48,50,51,52,53	Other / definitions	Commenced 1st April 2011	S.I 2011/694 (c.25)	Complete
Paragraphs 45 – 47 and 49	Power	Commenced on 19 July 2011	S.I 2011/1770 (c.67)	Complete
Paragraph 54	Power / duty	Partially commenced 1st Oct 2010 and remainder 6th April 2011.	S.I 2010/2169 (c.108) and S.I 2011/694 (c25)	Complete
Schedule 3 – Sustainable Drainage	Definitions/Power/duty	Not yet commenced		Work in progress
Schedule 4 - Reservoirs	Definitions/Power/duty	Not yet commenced		Work in progress
Schedule 5 – Special administration				
Paragraph 1 and 2	Other	Commenced 1st April 2011.	S.I 2011/694 (c. 25)	Complete
Paragraph 3	Other	Partially commenced 1st Oct 2010.	S.I 2010/2169 (c.108)	Work in progress
Paragraph 4	Other	Commenced 1st April 2011	S.I 2011/694 (c. 25)	Complete
Paragraph 5 and 6	Other/ Power	Partially commenced 1st Oct 2010	S.I 2010/2169 (c.108)	Work in progress
paragraph 7	Other/ Power	Commenced 1st April 2011	S.I 2011/694 (c.25)	Complete