

Information Sheet No. G2



Services by Agreement

Applications seeking a service that does not conform with the levels of service required under the operating licence must sign an agreement with Busselton Water.

The following are the main types of Services by Agreement:

- Services off a distribution or trunk main;
- Restricted use services;
- Services where the meter is not on the property; and
- Farmland services

General Terms and Conditions

In all new Services by Agreement, for the more common terms, the applicant agrees to:

- Meet all costs of constructing and maintaining the service connection;
- Ensure a licensed plumber undertakes or supervises the service connection;
- Provide written proof of access if service connection is across a reserve, easement or private property, and to inform Busselton Water if they are no longer available;
- A “Section 70A Notification” on the title stating water is supplied to the land under an agreement; and
- Inform prospective buyers of the agreement conditions for the water supply.

Servicing conditions may include one or more of the following:

- Water pressure – may be poor, excessive or fluctuate;
- Flow rate – may be limited or variable;
- Interruptions to supply – may occur without notice. In such cases, on-site storage may be required.

Busselton Water will provide 12 months notice if it wishes to disconnect the service. However, for a serious breach of the terms and conditions of the agreement, the service may end immediately.

Section 70A Notification on Titles

The requirement for a notification on the title arose when it became apparent that people who bought the land were not aware of the water supply service terms and conditions. To reduce the risk of litigation for all parties Busselton Water now requires that:

- All new Services by Agreement include a Notification under Section 70A of the Transfer of Land Act on the title. The Applicant, their agent (e.g lawyers) or Busselton Water (at the Applicant’s request) can lodge the notification with the Department of Land Information.
- In cases where there is a sale or transfer of land that has an existing Service by Agreement, Busselton Water will require the new owners to place a 70A notification on the title.