

WATER — DRAIN MAINTENANCE — HARVEY

2186. Hon Colin Holt to the minister representing the Minister for Water:

I refer to drainage maintenance on Lots 130 and 132 Seventh Street, Harvey, and I ask:

- (a) does the Minister agree that section 112(1) of the *Water Services Act 2012* applies in this situation;
- (b) if no to (a), will the Minister please explain why section 112(1) of the *Water Services Act 2012* does not apply in this situation;
- (c) if the Minister does agree, will a notice be issued to the owner(s) of the property to maintain the drain as required; and
- (d) if no to , why not?

Hon Alannah MacTiernan replied:

- (a) Yes.
- (b) Not applicable.
- (c) No.
- (d) The drain on Lot 130 is working as intended, therefore there is no justification to exercise my powers to issue a notice under section 112 of the *Water Services Act 2012*. The matter is a civil dispute.