

For the attention of:

(By Registered Post)

John Tierney,  
Irish Water,  
PO Box 860,  
South City,  
Delivery Office,  
Co. Cork

Dear John Tierney, Irish Water, Bord Gáis, J. Murphy & Sons Ltd., GMC Utilities Group, Coffey Northumbrian Limited, and all other agents, County Councillors, Ministers, officers, employees, contractors, meter installers and interested parties in the matter of Irish Water Services:

To those who have illegally installed a water meter at any of the addresses listed herein, this is a formal notice demanding the removal of these devices. The signatories to this document have not, and do not, consent to the installation of these meters and reserve the right to reject them. As you are aware we do not have to accept any products with which we are unhappy or any products which we have not requested.

Since it has been stated publicly that we must pay for these devices, we are within our rights to reject them – on any grounds we see fit. Any presumption of contract on the part of Irish Water (with the signatories or any occupant(s) at the addresses listed is denied. We will not be held liable for the cost of these meters and demand their immediate removal. Failure to remove the unsolicited devices will be taken as tacit agreement that the devices in question may be removed or disabled at the discretion of the occupants of these properties, as per the *Sale of Goods and Supply of Services Act 1980-Section.47 (Miscellaneous): Unsolicited Goods*. Under this section, if the unsolicited item or service is not withdrawn within 30 days of a formal request being made for its removal, it is taken to be the property of the recipient in the form of an ‘unconditional gift’.

Neither Irish Water nor any of its agents may use force, coercion nor any other means to install water meters where the target of that meter does not consent to its installation, whether verbally or through any other means, including signage or notices. As relates to menaces, threats and blackmail, see the *Criminal Justice (Public order) Act 1994 – Section 17*. As relates to trespass, see: *Housing (Miscellaneous Provisions) Act 2002, Section 19C*. Also note Article 40.5 of the Constitution:

**Article 40.5: The dwelling of every citizen is inviolable and shall not be forcibly entered save in accordance with law.**

Any assumptions of contract, liability, benefit, or mutuality of agreement are on the part of Irish Water and in no way reflect our consent to any contractual agreement. Disregarding this notice and refusing or failing to remove the offending meter will constitute Irish Water’s tacit agreement to liability for criminal trespass and the payment of any damages sought. No express or implied right of access. No unsolicited mail. No contract.

The signatories are listed on the following attached page.

