

### ARSESP RESOLUTION 859 of April 10, 2019\*

\* Republished with corrections to the original version published in *DOE* 69 (*Caderno 1*), on April 11, 2019.

The ARSESP Resolution 859 is being republished in its entirety with the following corrections, noting that the tariff application will occur from the date of initial publication, that is, as of May 11, 2019.

### - ATTACHMENT I: Metropolitan Division - GT-M

MC, ML (includes the Municipality of Guararema), MO, MN (except the municipalities of: Bragança Paulista, Joanópolis, Nazaré Paulista, Pedra Bela, Pinhalzinho, Piracaia, Socorro, Vargem and Guarulhos) and MS

**Correction:** Exclusion of the Municipality of Guarulhos in the tariffs applied to MN.

Justifications: Tariff adjustment plan under evaluation by ARSESP.

#### - ATTACHMENT III: Regional Systems Division – GT-Interior

RA, RB, RG, RJ, RM (except Iperó), RR (for the municipalities of: Apiaí, Barra do Chapéu, Itaóca, Itapirapuã Paulista and Ribeira) and RT (except the Municipality of Lins)

Correction: Adjustments to sewage tariffs.

Justifications: Previous values were the same as water tariffs.

### - ATTACHMENT III: Regional Systems Division - Vale Paraíba (RV)

RV (except the Municipality of Guararema where the applied tariff is the same as RMSP-ML, Santa Isabel and Santa Branca)

**Corrections:** Values for the sewage categories for Commercial, Industrial and Public Services without Agreements; Commercial: Entities of Social and Public Assistance with Agreements.

**Justifications:** Previous values were the same as water tariffs.



### - ATTACHMENT V: Metropolitan Division

Wholesale water supply and sewage treatment for municipalities under permit within the Metropolitan Region of São Paulo.

**Corrections:** Exclusion of the Municipality of Guarulhos.

**Justifications:** The Municipality of Guarulhos began to be served by SABESP in January 2019, thus no longer being a municipality under permit.

### - ATTACHMENTS I, II, III and IV

**Corrections:** Substitution of the 21-30 consumption range for a 21-50 consumption range in the Normal Residences in Attachments I, II and III, and Special Residences in Attachment IV - RB: Municipality of Presidente Prudente.

**Justifications:** Maintenance of the consumption range according to previous resolutions.

AGÊNCIA REGULADORA DE SANEAMENTO E ENERGIA DO ESTADO DE SÃO PAULO - ARSESP, APRIL 12, 2019.

Hélio Luiz Castro
President

Published in the D.O. on 04/ /2019

This text does not replace the one published in the DOE on 04/ /2019



## ARSESP RESOLUTION 859 of April 10, 2019

Provides for the approval of new tariffs for water supply and sanitary sewage services provided by Companhia de Saneamento Básico do Estado de São Paulo -SABESP.

The Board of the Agência Reguladora de Saneamento e Energia do Estado de São Paulo - ARSESP, in the form of Complementary State Law 1.025, of December 7, 2007, regulated by State Decree 52.455, of December 7, 2007; and

Considering the powers granted to ARSESP to regulate and supervise the provision of basic sanitation services in municipalities, including tariffs, are in the legal context of the regulation of the basic sanitation sector in Brazil, in particular Federal Law 11.445 of January 5, 2007 and Complementary Law 1.025/07 of the State of São Paulo;

Considering the terms of the Cooperation Agreements signed between the municipalities and the State of São Paulo, which delegated to ARSESP the regulation, including tariff, of said provision of water supply and sewage services;

Considering the provisions contained in the Program Agreements for the operation of basic sanitation services signed by Companhia de Saneamento Básico do Estado de São Paulo - SABESP and the respective assignee of the service;

Considering that the ordinary tariff review of SABESP, concluded in May 2018, was approved and disclosed by ARSESP Resolution 794/2018 and established the tariffs that are currently in force;

Considering Technical Note NT.F-0010-2018, which establishes the compensatory adjustment amount to be included in this annual tariff adjustment, approved at the 480th ARSESP Board Meeting held on February 6, 2019, as a result of the correction of the calculation of the X Factor and compensatory adjustment amounts;

Considering the SABESP Official Note PR-305/2019, filed with this Agency on March 29, 2019, in which the Concessionaire requests authorization to proceed with the annual adjustment of its tariffs;



Considering that the Consumer Price Index (IPCA) for the month of March 2019 was published by the Brazilian Institute of Geography and Statistics (IBGE) on April 10, 2019;

Considering the equalization of the tariffs of the Municipality of Diadema to the tariffs applied by SABESP in the Metropolitan Region of São Paulo, as approved by ARSESP Resolution 858/2019.

#### RESOLVES:

Article 1. Authorize the annual tariff readjustment by 4.7242% (four and seven thousand, two hundred and forty-two thousandths percent), applicable to the tariffs in force according to Resolution 794/2018, which corresponds to:

- I a variation of the IPCA from March 2018 to March 2019, totaling 4.5754% (four and five thousand, seven hundred and fifty-four thousandths percent);
- II application of the efficiency factor (X Factor) of 0.6920% (six thousand, nine hundred and twenty thousandths percent);
- III compensatory adjustment of 0.8408% (eight thousand, four hundred and eight thousandths percent), as described in Technical Note NT.F-0010-2018.
- Article 2 Publish the following tables with the readjusted tariff amounts:
- I Tariff table for the Metropolitan Division provided for in Attachment I of the Resolution.
- II Tariff table for the Regional Systems Division provided for in Attachments II, III and IV of this Resolution.
- III Tariff table for the Regional Systems Division provided for in Attachments II, III and IV of this Resolution.

Paragraph 1 - The values included in the attachments constitute cap rates and any discounts granted must reserve the economic-financial balance of



the agreements and equality between users, including all members of the same category, except for the situation provided for in Paragraph 2.

Paragraph 2 - The tariffs for water supply and sanitary sewage for non-residential users with monthly consumption of more than 500 m³/month will have as their maximum the values set according to the tables for non-residential users with consumption of more than 50 m³/month, and SABESP may charge lower prices, at its discretion, pursuant to ARSESP Resolution 818/2018.

Paragraph 3 - Tariffs which are charged below the fixed tariff amounts are characterized as liberality and may not cause burdens to other users or generate future compensation in favor of SABESP.

Paragraph 4 - Tariffs which are charged below the fixed tariff amounts are subject to verification by the Regulatory Agency, which may request the spreadsheets to analyze the costs of the services.

- Article 3 Users who are entitled to pay social tariffs, based on SABESP's commercial department and considering the company's normative instructions, must meet the following criteria:
- I have a monthly family income of up to 3 minimum salaries, reside in a sub-standard single-family housing unit with a constructed area of 60 m<sup>2</sup> and have a consumption of up to 170 kWh/month;
- II be unemployed with the last salary having been a maximum of three (3) minimum salaries;
- III reside in collective housing units that are considered social units, such as tenements and verticalized units such as residential units resulting from the urbanization process of slums (*favelas*).
- Paragraph 1 In the situation listed in item II, the maximum time granted for the social tariff will be twelve (12) months.

Paragraph 2 - The eligibility parameters for users to enter the Social Resident category shall be those contained in the respective program agreements or SABESP normative instructions established by the date of this resolution.



Article 4 - Entitlement to pay the "Commercial / Social Assistance Unit" rate are granted for users who provide the following services:

- I Child and adolescent care;
- II Shelter for children and adolescents:
- III Services for persons with disabilities;
- IV Services for the elderly;
- V Services for persons with general illnesses: Santas Casas de Misericórdia (hospital chain), healthcare and emergency clinics and public hospitals;
  - VI Shelters:
  - VII Therapeutic communities care for chemical dependents;
- VIII Support units and/or shelter that offer services for patients with general illnesses, ongoing long-term treatments; and
- IX Food service programs registered with the federal, state or municipal governments.
- Paragraph 1 The classification of the unit as a social assistance unit will be made through assessments by SABESP's commercial departments, in compliance with the Company's normative instructions.
- Paragraph 2 The users must present certifications and other documents according to SABESP's normative procedures.
- Paragraph 3 Users must have their invoice payments up to date SABESP.
- Article 5 Entities who are part of the federal administration, state secretaries and city halls who sign agreements with SABESP shall be entitled to pay tariffs of the "Public Service with Agreement" category.



Sole Paragraph - The entities mentioned in the *caput* of this article must not have outstanding invoices at the time the agreement is signed and must maintain good payment track record with SABESP.

Article 6 - The amounts contained in the Attachments of this Resolution are applicable starting 30 (thirty) days after its publication, pursuant to the provisions in Law 11.445/2007.

Sole Paragraph. The amounts contained in Attachment I – Metropolitan Division - GT-M will now be applied for the Municipality of Diadema.

Article 7 - This Resolution comes into effect on the date of its publication.

### Hélio Luiz Castro President

Published in the D.O. on

04/ /2019

This text does not replace the one published in the DOE on 04/ /2019



### **ATTACHMENT I**

#### Metropolitan Division - GT-M

MC, ML (includes the Municipality of Guararema), MO, MN (except for the Municipalities of: Bragança Paulista, Joanópolis, Nazaré Paulista, Pedra Bela, Pinhalzinho, Piracaia, Socorro and Vargem) and MS

Residencial Social		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	8,88	8,88
11 a 20	R\$/m³	1,53	1,53
21 a 30	R\$/m³	5,43	5,43
31 a 50	R\$/m³	7,74	7,74
Acima de 50	R\$/m³	8,55	8,55

Comercial / Industrial / Pública sem contrato		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	52,57	52,57
11 a 20	R\$/m³	10,23	10,23
21 a 50	R\$/m³	19,60	19,60
Acima de 50	R\$/m³	20,42	20,42

Residencial Favela		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	6,77	6,77
11 a 20	R\$/m³	0,77	0,77
21 a 30	R\$/m³	2,56	2,56
31 a 50	R\$/m³	7,74	7,74
Acima de 50	R\$/m³	8,55	8,55

Comercial: Entidades de Assistência Social		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	26,28	26,28
11 a 20	R\$/m³	5,11	5,11
21 a 50	R\$/m³	9,84	9,84
Acima de 50	R\$/m³	10,22	10,22

Residencial Normal		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	26,18	26,18
11 a 20	R\$/m³	4,10	4,10
21 a 50	R\$/m³	10,23	10,23
Acima de 50	R\$/m³	11,27	11,27

Pública com Contrato		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	39,39	39,39
11 a 20	R\$/m³	7,66	7,66
21 a 50	R\$/m³	14,74	14,74
Acima de 50	R\$/m³	15,32	15,32



Metropolitan Division – GT-MN
MN – only for the region of Bragança Paulista (Bragança Paulista, Joanópolis, Nazaré
Paulista, Pedra Bela, Pinhalzinho, Piracaia, Socorro and Vargem)

Social Residences		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	8.88	7.10
11 - 20	R\$/m³	1.38	1.11
21 - 30	R\$/m³	3.00	2.38
31 - 50	R\$/m³	4.27	3.44
+50	R\$/m³	5.08	4.09

Commercial / Industrial / Public Services w/o Agreement	0	Water Tariff	Sewage Tariff
0 - 10	R\$/Month	52.57	42.04
11 - 20	R\$/m³	6.22	4.94
21 - 50	R\$/m³	10.05	8.04
+50	R\$/m³	11.80	9.42

Normal Residences		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	26.18	21.00
11 - 20	R\$/m³	3.65	2.88
21 - 50	R\$/m³	5.61	4.48
+50	R\$/m³	6.71	5.34

Commercial: Socia Assistance Units	l	Water Tariff	Sewage Tariff
0 - 10	R\$/Month	26.28	21.02
11 - 20	R\$/m³	3.13	2.47
21 - 50	R\$/m³	5.07	4.05
+50	R\$/m³	5.92	4.72

Other Services		Water Tariff	Sewage Tariff
Tank Car: Third Party	R\$/m³	41.69	
Tank Car: SABESP	R\$/m³	102.30	
Permits	R\$/1000m³	2.298.49	1.480.89

Public Services with Agreement	h	Water Tariff	Sewage Tariff
0 - 10	R\$/Month	39.39	31.53
11 - 20	R\$/m³	4.64	3.73
21 - 50	R\$/m³	7.57	6.03
+50	R\$/m³	8.83	7.09



### **ATTACHMENT II**

## Regional Systems Division – GT-RS e RN Municipalities in the Baixada Santista and Litoral Norte Regions

Social Residences		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	8.88	8.88
11 - 20	R\$/m³	1.38	1.38
21 - 30	R\$/m³	2.57	2.57
31 - 50	R\$/m³	3.67	3.67
+50	R\$/m³	4.98	4.98

Commercial / Industrial / Public Services w/o Agreement	0	Water Tariff	Sewage Tariff
0 - 10	R\$/Month	52.57	52.57
11 - 20	R\$/m³	6.85	6.85
21 - 50	R\$/m³	14.96	14.96
+50	R\$/m³	16.15	16.15

Normal Residences		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	26.18	26.18
11 - 20	R\$/m³	3.65	3.65
21 - 50	R\$/m³	4.83	4.83
+50	R\$/m³	6.55	6.55

Commercial: Socia Assistance Units	l	Water Tariff	Sewage Tariff
0 - 10	R\$/Month	26.28	26.28
11 - 20	R\$/m³	3.44	3.44
21 - 50	R\$/m³	7.52	7.52
+50	R\$/m³	8.10	8.10

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Other Services		Water Tariff	Sewage Tariff
		Tallii	Tallii
Tank Car: Third Party	R\$/m³	41.69	
Tank Car: SABESP	R\$/m³	102.30	
Vessels			
Baixada Santista-RS	R\$/m³	18.34	
Litoral Norte-RN	R\$/m³	28.11	

Public Services with Agreement	h	Water Tariff	Sewage Tariff
0 - 10	R\$/Month	39.39	39.39
11 - 20	R\$/m³	5.13	5.13
21 - 50	R\$/m³	11.23	11,23
+50	R\$/m³	12.14	12.14



## Regional Systems Division - GT-Registro

RR (except for the Municipalities of: Apiaí, Barra do Chapéu, Itaóca, Itapirapuã Paulista and Ribeira)

Social Residences		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	8.88	8.88
11 - 20	R\$/m³	1.38	1.38
21 - 30	R\$/m³	3.00	3.00
31 - 50	R\$/m³	4.27	4.27
+50	R\$/m³	5.08	5.08

Commercial / Industrial / Public Services w/o Agreement	)	Water Tariff	Sewage Tariff
0 - 10	R\$/Month	52.57	52.57
11 - 20	R\$/m³	6.22	6.22
21 - 50	R\$/m³	10.49	10.49
+50	R\$/m³	13.32	13.32

Normal Residences		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	26.18	26.18
11 - 20	R\$/m³	3.65	3.65
21 - 50	R\$/m³	5.61	5.61
+50	R\$/m³	6.71	6.71

Commercial: Social Assistance Units		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	26.28	26.28
11 - 20	R\$/m³	3.13	3.13
21 - 50	R\$/m³	5.29	5.29
+50	R\$/m³	6.70	6.70

Other Services		Water Tariff	Sewage Tariff
Tank Car: Third Party	R\$/m³	41.69	
Tank Car: SABESP	R\$/m³	102.30	

Public Services with Agreement	1	Water Tariff	Sewage Tariff
0 - 10	R\$/Month	39.39	39,39
11 - 20	R\$/m³	4.64	4,64
21 - 50	R\$/m³	7.89	7.89
+50	R\$/m³	10.02	10.02



### **ATTACHMENT III**

### Regional Systems Division - GT-Interior

RA, RB, RG, RJ, RM (except Iperó), RR (for the Municipalities of: Apiaí, Barra do Chapéu, Itaóca, Itapirapuã Paulista and Ribeira) and RT (except the Municipality of Lins)

Social Residences		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	8.88	7.10
11 - 20	R\$/m³	1.38	1.11
21 - 30	R\$/m³	3.00	2.38
31 - 50	R\$/m³	4.27	3.44
+50	R\$/m³	5.08	4.09

Commercial / Industrial / Public Services w Agreement		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	52.57	42.04
11 - 20	R\$/m³	6.22	4.94
21 - 50	R\$/m³	10.05	8.04
+50	R\$/m³	11.80	9.42

Normal Residences		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	26.18	21.00
11 - 20	R\$/m³	3.65	2.88
21 - 50	R\$/m³	5.61	4.48
+50	R\$/m³	6.71	5.34

Commercial: Soci Assistance Unit		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	26.28	21.02
11 - 20	R\$/m³	3.13	2.47
21 - 50	R\$/m³	5.07	4.05
+50	R\$/m³	5.92	4.72

Other Services		Water Tariff	Sewage Tariff
Tank Car: Third Party	R\$/m³	41.69	
Tank Car: SABESP	R\$/m³	102.30	

Public Services w Agreement	ith	Water Tariff	Sewage Tariff
0 - 10	R\$/Month	39.39	31.53
11 - 20	R\$/m³	4.64	3.73
21 - 50	R\$/m³	7,57	6.03
+50	R\$/m³	8,83	7.09



## Regional Systems Division - Vale Paraíba (RV)

# RV (except the Municipality of Guararema where the applied tariff is RMSP-ML, Santa Isabel and Santa Branca)

Residencial Social		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	8,88	7,10
11 a 20	R\$/m³	1,38	1,11
21 a 30	R\$/m³	3,00	2,38
31 a 50	R\$/m³	4,27	3,44
Acima de 50	R\$/m³	5,08	4,09

Comercial / Industrial / Pública sem contrato		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	52,57	42,04
11 a 20	R\$/m³	6,22	4,94
21 a 50	R\$/m³	10,37	8,30
Acima de 50	R\$/m³	13,15	10,48

Residencial Normal		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	26,18	21,00
11 a 20	R\$/m³	3,65	2,88
21 a 50	R\$/m³	5,61	4,48
Acima de 50	R\$/m³	6,71	5,34

Comercial: Entidades de Assistência Social		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	26,28	21,02
11 a 20	R\$/m³	3,13	2,47
21 a 50	R\$/m³	5,21	4,15
Acima de 50	R\$/m³	6,51	5,26

Outros Serviços		Tarifa Água	Tarifa Esgoto
Carro Tanque: Terceiros	R\$/m³	41,69	
Carro Tanque: Sabesp	R\$/m³	102,30	

Pública com Contrato		Tarifa Água	Tarifa Esgoto
0 a 10	R\$/Mês	39,39	31,53
11 a 20	R\$/m³	4,64	3,73
21 a 50	R\$/m³	7,76	6,25
Acima de 50	R\$/m³	9,87	7,90



### **ATTACHMENT IV**

## Regional Systems Division RB: Municipalities of Adamantina and Pirapozinho

Special Commercial		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	39.43	31.54
11 - 20	R\$/m³	4.66	3.67
21 - 50	R\$/m³	10.05	8.04
+50	R\$/m³	11.80	9.42

## <u>Regional Systems Division</u> RB: Municipality of Presidente Prudente

Special Residences		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	22.25	17.83
11 - 20	R\$/m³	3.11	2.46
21 - 50	R\$/m³	5.61	4.48
+50	R\$/m³	6.71	5.34

Special Commercial		Water Tariff	Sewage Tariff
0 - 10	R\$/Month	39.43	31.54
11 - 20	R\$/m³	4.66	3.67
21 - 50	R\$/m³	10.05	8.04
+50	R\$/m³	11.80	9.42

Note: Other categories use the same tariffs as Attachment III



#### **ATTACHMENT V**

## **Metropolitana Division**

Water supply and sewage treatment services for municipalities with permits in the Metropolitan Region of São Paulo

#### Effective Tariff in R\$ / 1,000 m³

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Municipality	Water Supply (Wholesale)	Sewage Treatment		
Guarulhos	2,298.49	1,480.89		
Mauá	2,298.49	1,480.89		
Mogi das Cruzes	2,298.49	1,480.89		
Santo André	2,298.49	1,480.89		
São Caetano do Sul	2,298.49	1,480.89		