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STATUTORY RULES OF NORTHERN IRELAND

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**2008 No. 231**

**The Quality of Bathing Water  
Regulations (Northern Ireland) 2008**

**PART 5**

**MANAGEMENT OF BATHING WATERS**

**Management measures at bathing waters subject to pollution incidents**

- 13.**—(1) This regulation applies where the Department or a bathing water operator is aware of—
- (a) a cyanobacterial proliferation which it considers may pose a risk to bathers' health;
  - (b) a proliferation of macro-algae or marine phytoplankton which it considers is unacceptable or may pose a risk to bathers' health;
  - (c) the presence of waste, including tarry residues, glass, plastic, or rubber; or
  - (d) any other incident, other than an incident of short-term pollution to which regulation 15 applies, that it considers may pose a risk to bathing water quality and bathers' health.
- (2) The Department shall, when it is so aware, promptly —
- (a) consult the bathing water operator; and
  - (b) take, or cause to be taken, such Departmental management measures there as the Department considers adequate to protect bathers' health.
- (3) Where a bathing water operator is so aware it shall promptly —
- (a) consult the Department;
  - (b) take such operator management measures there as it considers adequate to protect bathers' health; and
  - (c) where necessary, remove the waste.

**Additional management measures at “poor” bathing waters**

- 14.** Where the Department classifies a bathing water as “poor” under regulation 12 —
- (a) the Department shall, during the bathing season following this classification—
    - (i) take, or cause to be taken, such Departmental management measures at the bathing water as it considers adequate with a view to preventing bathers' exposure to pollution;
    - (ii) notify the bathing water operator; and
    - (iii) identify the reasons why the bathing water failed to achieve a classification of “sufficient”;
  - (b) the bathing water operator shall—

- (i) take such operator management measures there as it considers adequate with a view to preventing bathers' exposure to pollution; and
- (ii) introduce advice against bathing there and make it available in accordance with regulation 9.

**Additional management measures at bathing waters likely to be subject to incidents of short-term pollution**

**15.** Where the bathing water profile indicates that there is short-term pollution at a bathing water—

- (a) the Department shall operate, or cause to be operated, the relevant procedures for short-term pollution for which it is responsible; and
- (b) the bathing water operator shall take the operator management measures which form part of the relevant procedures for short-term pollution there.