
DRAFT STATUTORY INSTRUMENTS

2019 No.

**The Floods and Water (Amendment
etc.) (EU Exit) Regulations 2019**

PART 3

Amendment of secondary legislation

The Water Supply (Water Quality) Regulations 2016

18.—(1) The Water Supply (Water Quality) Regulations 2016 are amended as follows.

(2) In regulation 2, at the end insert—

“(5) In these Regulations, a reference to an EU or Euratom Directive is to be read as if any reference in that Directive to one or more member States in a provision imposing an obligation on, or conferring a discretion on, a member State or member States were a reference to either the Secretary of State or local authority depending on which, immediately before exit day, was responsible for the United Kingdom’s compliance with that obligation, or able to exercise that discretion, in respect of England or Wales.”.

(3) In regulation 6(13), for the words from “communicate” to “Commission” substitute “publish, in such manner as the Secretary of State considers appropriate, the grounds for the notification”.

(4) In regulation 9, at the end insert—

“(13) For the purposes of paragraph (11)(c), Articles 7(1) and 8 of [Directive 2000/60/EC](#) are to be read with the following modifications—

(a) as if any reference to Annex 5 to that Directive were a reference to that Annex as modified by Part 1 of Schedule 5 to the Water Environment (Water Framework Directive) (England and Wales) Regulations 2017;

(b) in Article 8, as if—

(i) in paragraph 1, the final indent were omitted;

(ii) in paragraph 2, the first sentence were omitted;

(iii) paragraph 3 were omitted.”.

(5) In regulation 23—

(a) in paragraph (7), for “further departure” substitute “further two departures”;

(b) omit paragraphs (9) and (10);

(c) in paragraph (12) omit “and (9)”.

(6) In regulation 31—

(a) omit paragraph (2)(a) (together with the final “or”);

(b) in paragraph (2)(b), omit “of an EEA state or Turkey”;

(c) omit paragraph (3)(b);

(d) omit paragraph (15).

(7) After regulation 39 insert—

“Reporting

39A.—(1) The Secretary of State must prepare and publish a report on the quality of water intended for human consumption, with the objective of informing consumers.

(2) A report under paragraph (1) must—

- (a) be published in such manner as the Secretary of State considers appropriate;
- (b) include, as a minimum, information on all individual supplies of water that—
 - (i) exceed 1,000m³ a day as an average, or
 - (ii) serve more than 5,000 persons;
- (c) cover a period of three calendar years.

(3) The first report under this regulation must cover the years 2017, 2018 and 2019 and be published by 31st December 2021.

(4) Subsequent reports under this regulation must be published at intervals not exceeding three years.”.