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WELSH STATUTORY INSTRUMENTS

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**2010 No. 994**

**The Water Supply (Water Quality) Regulations 2010**

**PART V**

**Monitoring – Additional Provisions**

**Sampling: new sources**

**15.**—(1) This regulation applies as respects—

- (a) any source which has not been used for the supply of water by a water undertaker or combined licensee at any time since 1st January 2004; and
- (b) any source which has been so used but not so used for a period of six months preceding the date on which the water undertaker or combined licensee proposes to supply water from it.

(2) Every water undertaker or combined licensee must—

- (a) before it supplies water from a source mentioned in paragraph (1)(a); and
- (b) as soon as is reasonably practicable after it has begun to supply water from a source mentioned in paragraph (1)(b),

take, or cause to be taken, in accordance with paragraph (3), such samples of that water as will enable it to establish—

- (aa) whether water can be supplied from that source without contravening section 68(1) of the Act; and
- (bb) the treatment necessary to ensure that section 68(1) of the Act is complied with in relation to the supply of that water.

(3) Samples must be taken—

- (a) in the case of a source mentioned in paragraph (1)(a), in respect of—
  - (i) the parameters listed in Schedules 1 and 2; and
  - (ii) any other element, organism or substance which, in the opinion of the water undertaker or combined licensee proposing to use the source, may cause the supply to contravene section 68(1) of the Act;
- (b) in the case of a source mentioned in paragraph (1)(b), in respect of—
  - (i) the parameters listed in Table A in Schedule 1; and
  - (ii) the conductivity, hydrogen ion and turbidity parameters; and
  - (iii) any other parameter as regards which the water undertaker or combined licensee proposing to use the source is of the opinion that its concentration or value is likely to have altered since the last occasion on which water from that source was analysed.

(4) Unless the conditions in paragraph (5) are satisfied, a water undertaker or combined licensee must not supply water from a source mentioned in paragraph (1)(a) for regulation 4(1) purposes until three months have passed following the day on which the water undertaker or combined licensee complied with regulation 29(1) with respect to that source.

- (5) The conditions are that the water undertaker or combined licensee—
  - (a) must supply water from the source as a matter of urgency in order to prevent an unexpected interruption in piped supply to consumers; and
  - (b) before the supply is made, has carried out a risk assessment under regulation 28 specifically with respect to the source.
- (6) For the purposes of paragraph (5)(b), regulation 28 will apply to supplies made as a matter of urgency as if “treatment works” includes a source from which untreated water is supplied.